



**Present:** President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski.  
**Also present to observe:** Georgette Huff, Free Press Standard and Thomas Clapper, Carroll County Messenger.

**IN THE MATTER OF  
PLEDGE OF ALLEGIANCE**

 9:00 AM


Commissioner Wirkner asked that everyone join in the reciting of the Pledge of Allegiance.

**IN THE MATTER OF  
ROLL CALL / BOARD MEETING ATTENDANCE**

 9:00 AM

Commissioner Modranski: Present; Commissioner Leggett: Present; Commissioner Wirkner: Present

**IN THE MATTER OF  
RECORDINGS OF PROCEEDINGS**


 9:00 AM

April D. Mayle, Assistant Clerk II certified that the entire recording of the proceedings at the prior meetings are captured completely and accurately in the electronic record and are available at the office.

**IN THE MATTER OF  
MINUTES**

**Motion:** to approve the summary of the minutes from the regular meeting of Thursday, May 16, 2024, and electronic recording of the proceedings, **Action:** Vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Donald E. Leggett II **Seconded by** Commissioner Christopher R. Modranski.


Motion carried on unanimous vote.

 9:01 AM

**IN THE MATTER OF  
PAYMENT OF BILLS**

**Motion:** to approve bills submitted for payment and to authorize the County Auditor to issue her warrant on the County Treasury for payment of same, **Action:** Vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Commissioner Christopher R. Modranski **Seconded by** Vice President Donald E. Leggett II.

Motion carried on unanimous vote.

 9:01 AM

**IN THE MATTER OF  
PAYMENT OF BILLS WITHOUT PRIOR CERTIFICATION:  
REVISED CODE 5705.41**


**Motion:** to approve payment of the following for materials or services purchased without a proper purchase order and certification and the County Auditor is authorized to issue her warrant for payment of same:

**COUNTY:** Blue Line, LTD, \$967.00.


**DJFS:** None.

**Action:** Vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Commissioner Christopher R. Modranski **Seconded by** Vice President Donald E. Leggett II.

Motion carried on unanimous vote.

 9:02 AM

**IN THE MATTER OF  
MALVERN EMERGENCY SIRENS**


 9:02 AM

Richard Ferguson, Malvern resident appeared before the Board. Mr. Ferguson advised that in 2004, Emergency Management Agency (EMA) Director, Tom Cottis, told him that the Village of Malvern was second in line to get an emergency siren and they never got one. Mr. Ferguson advised that Carroll Electric installed a pole to put the siren on, but they never received the siren. Commissioner Wirkner advised that on February 5, 2004, the Weapons of Mass Destruction Board voted on the locations of the emergency sirens. The committee voted to install the siren in Sherrodsville because there was no siren there and Malvern had a fire siren. Commissioner Wirkner advised that Mr. Cottis did not become the EMA Director until July 1, 2004. Mr. Ferguson thought that every town or village in Carroll County was going to receive a siren in 2004. Commissioner Wirkner advised that there were not enough funds to purchase sirens for every village. Commissioner Wirkner advised that the Weapons of Mass Destruction Board was funded in 2003, purchased sirens in 2004, and anticipated more funding to purchase more sirens. No further funding was granted, and the Board was disbanded. Commissioner Wirkner advised that a \$92,402.00 grant was received and was used to purchase a siren for Sherrodsville and six defibrillators. Commissioner Wirkner advised that the Weapons of Mass Destruction Board was made up of a


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committee which included a member from Malvern. Mr. Ferguson asked if the Commissioners applied for a grant for more sirens and if Malvern was going to be included. Commissioner Wirkner advised that was one of the specific intents when Commissioner Modranski applied for the grant. Commissioner Modranski advised that the Commissioners have applied for a grant to buy four sirens for four different locations, one of the locations being Malvern. Commissioner Modranski advised that he is already working with Derek Kaltenbaugh, Malvern Village Administrator. Commissioner Modranski advised that Mr. Kaltenbaugh is working with the village to purchase a siren in case the money does not get awarded through the grant. Commissioner Modranski advised that the money they spend can be used as leverage towards the grant. Commissioner Wirkner asked Mr. Ferguson why he went to see the Prosecutor. Mr. Ferguson advised that he could never get a straight answer about the siren. Commissioner Wirkner advised Mr. Ferguson that the decision to put the siren in Sherrodsville was made by the Weapons of Mass Destruction Board and was not made by Mr. Cottis. Mr. Ferguson advised that he just wanted to find out why Malvern never got an emergency siren in the last 20 years. Commissioner Modranski commended Mr. Ferguson for his passion for the safety of the Malvern residents. Commissioner Modranski advised that he did not know that Malvern did not have an emergency siren until Mr. Ferguson came to the commissioners. Commissioner Modranski assured Mr. Ferguson that the Commissioners are working to secure funding.

**IN THE MATTER OF  
LEESVILLE LAKE – TORNADO**
 9:15 AM

Dustin Lucas, Emergency Management Agency (EMA) Deputy Director appeared before the Board. Mr. Lucas advised that on Friday, May 17, 2024, at 2:43 p.m., Muskingum Watershed Conservation District (MWCD) contacted the EMA office to report a possible tornado at the South Fork Marina of Leesville Lake. Mr. Lucas advised that they notified dispatch to have Leesville and Sherrodsville fire departments and the MWCD Rangers respond. Mr. Lucas advised that he and Tom Cottis, EMA Director, also responded. Mr. Lucas advised that when they arrived there was significant damage to docks and a lot of people's boats. Mr. Lucas advised that no one was injured, there was no damage to the marina or their fuel system. Mr. Lucas advised that they notified Ohio EMA Watch Office and National Weather and stayed in constant contact with them. Mr. Lucas advised that after investigating, it appears the tornado touched down at 1:33 pm and lasted approximately 54 seconds. Mr. Lucas advised that it went parallel to the lake and then made a turn right into the woods and broke apart. Mr. Lucas advised that National Weather declared the incident an EF0 tornado, which is the lowest one on the scale. Mr. Lucas thanked the South Fork Marina for all their help while they were investigating. Mr. Lucas advised that this is the 58<sup>th</sup> tornado in Ohio for this year and the record for Ohio is 62. Mr. Lucas advised that this is only May, so with the summer months coming, it is a good idea to have a plan in place. Mr. Lucas advised that the Wireless Emergency Notification System (WENS) alert is a good thing for all residents to have on their phone. Commissioner Wirkner advised that he believes that the Marina has a video. Mr. Lucas advised that there is a security video. Commissioner Wirkner asked how many pontoons were lifted. Mr. Lucas advised that initially they were looking at around 12 damaged pontoons and 8 associated boats. Commissioner Modranski asked if any of the timber was damaged when the tornado entered the woods. Mr. Lucas advised that there were some uprooted trees. Commissioner Modranski asked how far the tornado traveled. Mr. Lucas advised that it traveled about a quarter of the mile. Assistant Clerk Ronald Nuzzolillo Jr. shared the video that was posted by WTOV News 9, and it was shared by Keith Ott. Commissioner Modranski asked what road the Marina is on. Mr. Lucas advised that it is on Deer Road in Orange Township. Mr. Nuzzolillo shared the video. Assistant Clerk April Mayle asked if only people in the area of the storm receive the WENS alert or if the whole county receives it. Mr. Lucas advised that the alert only goes to people in the area of the storm. Mr. Lucas advised that since the storm appeared out of nowhere, there was no WENS alert sent out.

**IN THE MATTER OF  
REPORT OF COUNTY DOG WARDEN**
 9:22 AM

Cason Leggett, Dog Warden, filed his report for the week of May 12, 2024 to May 18, 2024 showing 1 dogs impounded, 2 adopted out, 3 redeemed, 0 euthanized, 0 citation(s) for no license, and 0 citation(s) for running at large.

**IN THE MATTER OF  
COUNTY OFFICE CLOSURE  
MEMORIAL DAY**
 9:22 AM

Commissioner Wirkner advised the courthouse and all non-emergency county buildings will be closed on Monday, May 27, 2024, in observance of Memorial Day.


**IN THE MATTER OF  
PERMIT FOR THE USE OF COUNTY HIGHWAY RIGHT OF WAY(S)  
VARIOUS**

**Motion:** to approve permits for the use of the following county highway right of way(s) as recommended by the County Engineer:


1. AEP for utility pole placement in Monroe Township, Cactus Road (CR 51),
2. AEP for replacement of six utility poles in Harrison Township, Arrow Road NW (CR 15),
3. Spectrum Cable -RDOF for new aerial fiber in Orange and Monroe Townships, Antigua Road (CR 11) and Caddy Rd (CR 52),

**Action:** Vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Donald E. Leggett II **Seconded by** Commissioner Christopher R. Modranski.

Motion carried on unanimous vote.


 9:23 AM

**IN THE MATTER OF  
RESOLUTION 2024-19  
AUTHORIZE THE FILING OF A DEED TO ADD A RESTRICTION**

 9:25 AM

Commissioner Wirkner asked if the other Commissioners had a chance to review the resolution. Commissioner Modranski advised that the resolution is necessary because the property is landlocked and can only be sold to an adjoining landowner.  
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**Motion:** to approve Resolution No. 2024-19 authorizing the filing of a deed to add a restriction for the Route 9 tower property,  
**Action:** Upon the call of roll, vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Commissioner Christopher R. Modranski **Seconded by** Vice President Donald E. Leggett II.  
Motion carried on unanimous vote.

 9:25 AM

**RESOLUTION NO. 2024-19  
RESOLUTION TO AUTHORIZE THE FILING OF A DEED TO ADD A RESTRICTION**

**WHEREAS,** the Board of Commissioners of Carroll County, Ohio (“the Board”) is the owner of property situated in Washington Township known as PPN 34-0000511.008 (“the Property”) containing 5.971 acres; and

**WHEREAS,** the Property was transferred to the Board in a Quitclaim Deed from the Community Improvement Corporation of Carroll County, an Ohio Non-Profit Corporation, to The Board of Commissioners of Carroll County, Ohio and filed March 17, 2023 in ORV 158, Page 974 in the Carroll County Records; and

**WHEREAS,** in accordance with the Minimum Requirements for Carroll County, Ohio, an acreage split cannot create a landlocked parcel; and

**WHEREAS,** the Quitclaim Deed filed March 17, 2023 in ORV 158, Page 974 in the Carroll County Records created a parcel of land that is landlocked; and

**WHEREAS,** a restriction stating that the Property shall only be sold to the owner of a contiguous parcel must be added to the deed; and

**WHEREAS,** in accordance with Ohio Title Standard No. 3.9, a Corrective Deed from the Community Improvement Corporation of Carroll County, an Ohio Non-Profit Corporation cannot be filed to add a restriction to a deed; and

**NOW, THEREFORE BE IT RESOLVED,** by the Board of Commissioners, Carroll County, Ohio that:

- 1) The Board hereby authorizes Attorney Hwa Lumley to prepare a Quitclaim Deed on their behalf.
- 2) Said Quitclaim Deed shall be from the Board of Commissioners of Carroll County, Ohio to the Board of Commissioners of Carroll County, Ohio.
- 3) Said Quitclaim Deed shall have a restriction stating that the lands contained within the deed shall only be sold to a contiguous property owner.

**RESOLVED FURTHER** that this Board of Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board which resulted in this formal action were taken in meetings open to the public in full compliance with applicable legal requirements, including ORC 121.22.

Mr. Modranski moved for the adoption of the preceding Resolution;  
Mr. Leggett seconded the motion.

Upon call of the roll the vote was recorded as follows:  
Mr. Modranski, yes; Mr. Leggett, yes; Mr. Wirkner, yes.

Motion carried on unanimous vote. Resolution adopted this 20th day of May, 2024.

**BOARD OF COMMISSIONERS  
OF CARROLL COUNTY, OHIO**

/s/Robert E. Wirkner  
Robert E. Wirkner, President

/s/Donald E. Leggett II  
Donald E. Leggett II, Vice President


/s/Christopher R. Modranski  
Christopher R. Modranski, Commissioner

**ATTEST:**

/s/April D. Mayle  
April D. Mayle, Assistant Clerk II

**IN THE MATTER OF  
ROUTE 9 TOWER  
QUITCLAIM DEED**

**Motion:** to approve the quitclaim deed from the Board of Commissioners of Carroll County, Ohio to the Board of Commissioners of Carroll County, Ohio for the purpose of adding a restriction to the deed for the route 9 tower lands known as PPN 34-0000511.008, **Action:** Vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Commissioner Christopher R. Modranski **Seconded by** Vice President Donald E. Leggett II. Motion carried on unanimous vote.


 9:26 AM

**IN THE MATTER OF  
PROSECUTOR OPINION  
OIL & GAS LEASE**

**Motion:** Commissioner Wirkner asked if a Prosecutor’s opinion is needed prior to sending a letter of engagement to Attorney Matthew W. Onest of Krugliak, Wilkins, Griffiths, and Dougherty Co., L.P.A. of Canton regarding a gas and oil lease. Commissioner Leggett advised that he just wanted a letter of intent sent to the law firm to review the lease. After discussion, the Commissioners decided that the letter of engagement should be sent to the Prosecutor first for form and function.


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**Motion:** to send the letter of engagement with Attorney Matthew W. Onest of Krugliak, Wilkins, Griffiths, and Dougherty Co., L.P.A. of Canton, Ohio to the Prosecutor for form and function, **Action:** Vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Commissioner Christopher R. Modranski **Seconded by** Vice President Donald E. Leggett II. Motion carried on unanimous vote.

 9:31 AM


**IN THE MATTER OF  
CLERK’S REPORT**

**Motion:** Ronald M. Nuzzolillo Jr, Assistant Clerk I advised that the Carroll County General Health District will be hosting a walk-in men and women’s wellness clinic on Wednesday, May 22, 2024. The clinic will be held at Ohio Means Jobs Office, located at 55 East Main Street, Carrollton, OH and will run from 10:00 a.m. until 12:00 p.m. The clinic will offer services such as blood pressure checks, bloodwork, STD screenings, Hepatitis C testing and health education. Walk-ins are welcome, no appointment is necessary, but the Health Department does ask residents to bring their photo id and insurance card. Anyone with questions can call the Health Department at 330-627-4866, extension #1530.

 9:31 AM


**IN THE MATTER OF  
CLERK’S REPORT**

**Motion:** Ronald M. Nuzzolillo Jr, Assistant Clerk I reminded residents that applications for the PY23 CHIP program are still available in the Commissioners’ Office. Mr. Nuzzolillo advised that the residence must be in located in Carroll County, the applicant must be an owner on the deed (own the home and land, no mobile homes on a rented lot), the home must be the applicant’s primary residence, and the applicant must be current on their property taxes and mortgage (if applicable). Income guidelines and asset limits do apply. Applications are being accepted until June 30, 2024. Anyone with questions can call the Commissioners’ Office at 330-627-4869.

 9:32 AM


**IN THE MATTER OF  
END OF THE SCHOOL YEAR**

**Motion:** Commissioner Modranski advised that this week, school will be letting out for summer break and children will be out during the day. Commissioner Modranski asked residents to be cautious and keep an eye out for children while they are driving.

 9:33 AM


**IN THE MATTER OF  
OHIO MID-EASTERN GOVERNMENTS ASSOCIATION  
MEETING**

**Motion:** Commissioner Modranski advised that the Ohio Mid-Eastern Governments Association (OMEGA) will be having a meeting this week in Dellroy. Commissioner Modranski advised that Carroll County will be hosting nine other counties and some state officials. Commissioner Modranski advised that since he is the Secretary for OMEGA, Carroll County will be hosting the meeting next year too.


 9:33 AM

**IN THE MATTER OF  
APPALACHIAN COMMUNITY GRANT**

**Motion:** Commissioner Modranski advised that the state chose not to fund Carroll County’s project that was submitted through the Appalachian Community Grant. Commissioner Modranski advised that the project was the renovations and additions to the Veteran’s Pool. Commissioner Modranski advised that there are other funding opportunities available that he will be exploring.


 9:33 AM

**IN THE MATTER OF  
COURTHOUSE  
ANNEX BUILDING**

 9:35 AM


Commissioner Leggett advised that he has a printed plan for the annex building renovation project. Commissioner Leggett advised that he will share the print with Commissioner Wirkner and Commissioner Modranski.

**IN THE MATTER OF  
BUILDINGS & GROUNDS  
SIDEWALK PROJECT**

 9:36 AM


Commissioner Leggett advised that the courthouse sidewalk project has been moved up and they will be starting it next Wednesday. Commissioner Leggett advised that asphaltting the alleys will not be done until June. Commissioner Wirkner asked how foot traffic will be maintained. Commissioner Leggett advised that there will be signage explaining what doors will be closed on what days and hopefully most of the work will be done on the weekends and won't affect the courthouse. Commissioner Wirkner asked if the project includes the curbing. Commissioner Leggett advised that it does not.

**IN THE MATTER OF  
MEETINGS**

 9:37 AM


Commissioner Wirkner advised that he has a Board of Revision (BOR) meeting this afternoon and a Solid Waste meeting this evening.

**IN THE MATTER OF  
THE MEDIA**

 9:37 AM

Georgette Huff, Free Press Standard asked Commissioner Modranski if the state said why the Appalachian Community Grant project did not get approved. Commissioner Modranski advised that he will be asking them that question. Commissioner Modranski advised that there was \$500 million for 32 counties, and there was \$1.5 billion in projects submitted.

**IN THE MATTER OF  
VETS POOL PROJECT**


 9:38 AM

Richard Ferguson, Malvern resident asked if Appalachian Community Grant project was in a park. Commissioner Modranski advised that it is beside the park, but the facility is owned by SAVE22. Mr. Ferguson advised that \$4.35 per license purchased in Carroll County goes to the county for parks. Commissioner Modranski advised that he will look into it.

**IN THE MATTER OF  
ADJOURN**

**Motion:** to adjourn, **Action:** Vote was recorded as follows: YEA: President Robert E. Wirkner, Vice President Donald E. Leggett II, and Commissioner Christopher R. Modranski; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Donald E. Leggett II **Seconded by** Commissioner Christopher R. Modranski.

Motion carried on unanimous vote.

 9:40 AM

**PREPARED BY:**

/s/ April D. Mayle  
April D. Mayle, Assistant Clerk II

**We hereby certify the foregoing to be true and correct.**

/s/ Melissa N. Schaar  
Melissa N. Schaar, Clerk  
/s/ Robert E. Wirkner  
Robert E. Wirkner, President

**BOARD OF COMMISSIONERS OF CARROLL COUNTY**

/s/ Robert E. Wirkner  
Robert E. Wirkner, President  
/s/ Donald E. Leggett  
Donald E. Leggett II, Vice President  
/s/ Christopher R. Modranski  
Christopher R. Modranski, Commissioner