

THE BOARD OF COUNTY COMMISSIONERS OF COLUMBIANA COUNTY, OHIO,  
MET IN REGULAR SESSION IN THEIR OFFICE IN THE COURTHOUSE, LISBON, OHIO  
ON WEDNESDAY, MAY 16, 2012 AT 9:00 A.M.

ROLL CALL: MR. HALLECK, MR. HOPPEL, MR. PAYNE

CLERK: SCHERRY WILSON

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RE: MINUTES

Motion by Mr. Hoppel, seconded by, Mr. Payne to dispense with the reading of the minutes and the bills of the regular meeting of May 9, 2012 and approve them as written.

VOTE RESULTED:  
AYES: HALLECK, HOPPEL, PAYNE  
NAYES: NONE  
MOTION CARRIED

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RE: TRAVEL

NONE

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RE: THEN & NOW BILLS

Motion by Mr. Hoppel, seconded by Mr. Payne to, approve Then & Now's as presented:

ENGINEER	PO#215844	SOUTHEASTERN	\$3,316.68
COMMISSIONER	PO#452526	MEADE CONST.	\$27,620.00
COMMISSIONER	PO#452527	MEADE CONST.	\$41,449.50

VOTE RESULTED:  
AYES: HALLECK, HOPPEL, PAYNE  
NAYES: NONE  
MOTION CARRIED

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RE: COURT/AGENCY REPORTS FOR JOURNALIZATION

NONE

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RE: AMENDED CERTIFICATE AND APPROPRIATIONS

Motion by Mr. Hoppel, seconded by Mr. Payne to; accept as presented by the Office of Budget Commission the Amended Certificate dated May 16, 2012 and the following appropriations:

CERTIFY:

B10-B10 \$12,462.53 M20-M20 \$1,918.00

APPROPRIATE:

B10-E-0002 \$12,462.53 M20-E-1010 \$1,918.00 A00-S02-E-1009 \$22,800.00
A00-S01-E-1196 \$750.00

VOTE RESULTED:
AYES: HALLECK, PAYNE, HOPPEL
NAYES: NONE
MOTION CARRIED

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RE: PROCLAMATION MAY AS RURITAN MONTH

Motion by Mr. Hoppel, seconded by Mr. Payne to; journalize a Proclamation for May 2012 as Ruritan Month.

PROCLAMATION
MAY AS RURITAN MONTH

WHEREAS, Ruritan National, Inc. a non-profit service oriented organization, supporting a stronger America and dedicated to making our communities a better place to live has 9 clubs in Columbiana County,

WHEREAS, Ruritan members volunteer their time to supporting community activities and projects,

WHEREAS, Ruritan members mentor and aid the youth of the community,

WHEREAS, Ruritan promotes fellowship, goodwill and community service,

WHEREAS, TOGETHER Ruritan members greatly help improve the standard of support, volunteerism and community involvement,

NOW THEREFORE we the Commissioners of Columbiana County, hereby dedicate and proclaim May, 2012 as Ruritan month and invite all citizens to observe this month, which honors the Ruritan members for their unselfish dedication of time and effort to better our communities.

Adopted this 16th day of May, 2012

[Signature of Mike Halleck]

Mike Halleck

[Signature of John Hoppel]

John Hoppel

[Signature of John A. Payne]

John A. Payne

VOTE RESULTED:
AYES: HOPPEL, PAYNE, HALLECK
NAYES: NONE
MOTION CARRIED

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RE: DONATION OF COPIER FROM CLERK OF COURTS TO NEW WATERFORD

Motion by Mr. Hoppel, seconded by Mr. Payne to; approve the donation of a copier no: MPH60686 from Columbiana County Clerk of Courts to the Village of New Waterford.

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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RE: LIQUOR PERMIT REQUEST, GEORGIOS OVEN FRESH PIZZA

Motion by Mr. Hoppel, seconded by Mr. Payne to; not request a hearing for a new liquor permit #1170563 for Georgios Oven Fresh Pizza, in St. Clair Township.

ROLL CALL VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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RE: APPROVE AMENDMENT ROBERT PIROCK CONTRACT

Motion by Mr. Hoppel, seconded by Mr. Payne to, approve the Amendment to Construction Manager Contract. The term of the contract is extended thru April 15, 2012 due to changes in the building completion date also; the amount of the contract shall be increased by \$1,200.00.

Columbiana County, State of Ohio  
105 South Market Street  
Lisbon, Ohio 44432

Amendment to Construction Manager Contract

Service: Construction Management of the new County Government Services Building.  
Contractor: Robert Pirock  
Amendment: # 1  
Date: May 23, 2012  
Amendment: The Columbiana County, State of Ohio finds that under the Construction Manager Contract dated April 6, 2011, the need to make the following changes.  
I. Term of the Contract needs to be extended thru April 15, 2012 due to changes in the building completion date.  
III. Billing and Payment - amount shall be increased from \$41,600.00 to \$42,800.00.  
All other terms of the Agreement remain the same.

Effective Date: April 1, 2012

The above amendment is mutually agreed upon by:

Robert O. Pirock, Construction Manager

  
Commissioner Michael Hallock

  
Commissioner Jim Hoppel

  
Commissioner John Payne

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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Commissioner Halleck discussed the grant that the County is applying for regarding the blighted homes within Columbiana County.

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RE: ADOPT RESOLUTION #17-2012 FOSTER CARE MONTH

Motion by Mr. Hoppel, seconded by Mr. Payne to; adopt Resolution #17-2012 designating the month of May as Foster Care Month.



COLUMBIANA COUNTY Board of County Commissioners

Mike Halleck, President  
Jim Hoppel  
John H. Payne Ph.D.

Resolution # 17-2012

Whereas, the national theme for Foster Care Month is "Change a Lifetime"; and

Whereas, in 2012, there are currently 19 licensed foster families in Columbiana County who are providing caring homes for 19 Columbiana County children whose parents are unable to care for them due to abuse, neglect, or dependency; and

Whereas, foster, kinship, and adoptive families who open their homes and hearts to support children whose families are in crisis play a vital role in helping children and families heal and reconnect, thereby transitioning young people into successful adulthood; and

Whereas, last year, 8 young adults aged out of care in Columbiana County and need a meaningful connection to a caring adult who will be a supportive and lasting presence in their lives; and

Whereas, dedicated foster families frequently adopt foster children, resulting in a greater need for foster families; and

Whereas, the state of Ohio, Columbiana County, and public and private child care organizations that work to increase public awareness of the needs of children in and leaving foster care need you to change a lifetime;

Now, therefore, we, the Board of Commissioners of Columbiana County, join John R. Kasich, Governor of the State of Ohio and do hereby designate May 2012 as

FOSTER CARE MONTH

and urge all residents of Columbiana County to recognize the valuable services of kinship and foster families and to participate in a positive way that will help children and youth all of whom are deserving of caring families in their time of need.

Signed: Michael Halleck  
Commissioner Michael Halleck  
James Hoppel  
Commissioner James Hoppel  
John Payne  
Commissioner John Payne

Date 5-16-12  
Date 5-16-2012  
Date 5-16-12

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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RE: EXECUTIVE SESSION, LITIGATION

Motion by Mr. Hoppel, seconded by Mr. Payne to; enter into Executive Session for litigation. Action may be recommended.

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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RE: RETURN FROM EXECUTIVE SESSION.

Motion by Mr. Hoppel, seconded by Mr. Payne to; return from executive session and enter into regular session.

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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RE: APPROVE PRESIDENT TO SIGN DISMISSAL AGREEMENT

Motion by Mr. Hoppel, seconded by Mr. Halleck to; authorize the President of the Board of Commissioners to sign a Dismissal Agreement between the City of East Liverpool and the Board of Commissioners of Columbiana County.

**DISMISSAL AGREEMENT**

This Dismissal Agreement is entered into effective this \_\_\_\_\_ of May, 2012, by and between the City of East Liverpool (the "City") and the Board of Commissioners of Columbiana County, Ohio ("Columbiana County").

WHEREAS, the City has filed a creditor's bill against Columbiana County in Columbiana County, Case No. 2011 CV 0793 (the "Litigation") seeking to satisfy a judgment against Columbiana County in Columbiana County Case No. 2005 CV 502 in the amount of \$4,842,752.95 plus interest (the "Judgment"); and

WHEREAS, the City and Columbiana County now desire to have the creditor's bill dismissed.

NOW, THEREFORE, the City and Columbiana County hereby agrees as follows:

1. Dismissal of Action: The City shall and hereby instructs its counsel to dismiss the Litigation without prejudice under the terms of the Stipulation of Dismissal attached as Exhibit A, which shall be filed with the Court. Each party shall bear its own individual costs, expenses and attorneys' fees incurred in connection with the Litigation or any events or circumstances relating to or described in this Agreement.

2. Deposit: Columbiana County shall use its best efforts to negotiate a lease for all of its oil and gas interests, and in the event a lease is entered and an upfront bonus is paid in connection with the lease, it shall deposit \$1,500,000 with the Columbiana County, Ohio, Court of Common Pleas on the following conditions: (1) that the Court waive poundage fees and other charges related to the deposit of the funds; (2) that the funds be deposited in an interest-bearing account and held for a period of no more than five years from the date of deposit; (3) that if the Judgment is not paid in full by the end of the five year period, then the funds will be transferred to the City (in the event that all of the funds are not necessary to complete full payment of the Judgment, any remainder will be transferred to Columbiana County); and (4) notwithstanding the

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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RE: BID OPENING, VILLAGE OF NEW WATERFORD, WATER SYSTEM IMPROVEMENT PHASE II

Motion by Mr. Hoppel, seconded by Mr. Payne to, accept all bids for Village of New Waterford Water System Improvements Phase II. All bids were opened and referred to Mr. Vollnogle for recommendation.

Bid Results:

CDBG - B-F-10-1A0-1 - BID PACKAGE  
VILLAGE OF NEW WATERFORD  
WATER SYSTEM IMPROVEMENTS PHASE II  
WELL DRILLING & FENCING  
BID OPEN: 9:30 A.M. - MAY 16, 2012

CDBG FUNDING: \$27,475.00  
ENGINEER'S ESTIMATE: \$26,000.00

MCKAY & GOULD DRILLING, INC.  
267 Taggart Road  
Darlington, Pennsylvania 16115-6804  
800-788-2908 Phone  
724-436-6804 Fax

\$ 24,449.00

SMITH WELL DRILLING  
P O Box 475  
McArthur, Ohio 45631  
740-596-4162 Phone

\$ \_\_\_\_\_

*Jamison Well Drilling*

# 25,400.00

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED

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RE: ADJOURN

Motion by Mr. Hoppel, seconded by Mr. Payne to adjourn the regular meeting of Wednesday May 16, 2012 and resume the next meeting on Wednesday May 23, 2012 at 9:00 A.M. in the Board of Commissioners Meeting Room.

VOTE RESULTED:  
AYES: HOPPEL, PAYNE, HALLECK  
NAYES: NONE  
MOTION CARRIED