

The Board of Huron County Commissioners met this date in Special Session. Roll being called found the following members present: Gary W. Bauer, Tom Dunlap, Joe Hintz.

Mr. Dunlap explained the purpose for the special meeting. Road use agreement.

Mr. Bauer stated he thought it would be a good idea to get the Townships and engineer together.

Meeting turned over to Engineer Joe Kovach.

Ethane pipe.

Mr. Kovach stated they want preferred routes, identified in the document. Once the document is developed, want to pass it along to the townships to review and for feedback on it. The document will be site specific. Mr. Kovach stated they want the trustees to pass a resolution accepting this document once everyone is in agreement, it will then be passed along to the commissioners for their approval through resolution. This will be a legal document which will have penalties, and they want the pipeline to be more responsible, maintain standards and control the job to get a good quality.

All the drawings are preliminary. Route can be changed based on situations they run into. They want maps in various locations (Soil/Water, Engineer's Office, Commissioner's Office and each Township Trustee's Office) with a date stamp when received and version stamp.

Mr. Kovach stated that the farmers will be able to plant close to the pipeline, maybe not on top of it. There will be flags all over this pipeline, "Call before you dig". Mr. Kovach stated they will need to know the depth of this pipeline.

Mr. Kovach discussed immanent domain. Mr. Kovach stated they have the right to come onto the property to survey, as well as coming in and taking your land, however they have to compensate. If they come onto the land to survey and cut down a tree they need to compensate. This is the purpose to be more organized than with the windmills. Mr. Kovach stated it is a good idea to be unified, organized and a team effort regarding this project. This project needs to be controlled through the Commissioners, if the community addresses their concerns and worries with the Commissioners regarding this project, they will be able to address this.

Ms. Kasper discussed road usage agreement for windmill. Ms. Kasper stated that they ended up with a 5 point concern with this project. They wanted to know the route they will be taking to construct this project. Ms. Kasper stated they looked at the condition of these roads. During construction, the roads are being used by the public and emergency vehicles, therefore the windmill would need to fix the roads to the counties specifications. Ms. Kasper stated they hoped the document would be used for any big company (vendor) coming in. The road agreement has not been finalized.

Mr. Dunlap questioned Ms. Kasper once the agreement is drafted will it end up in the negotiation phase with the company or will the county be able to say this is how you will be doing it? Ms. Kasper stated we can have a county document presented to the vendor or the utility for which they will sign it or will come back to us stating they cannot do this or won't do this, for which can then be negotiated, however it cannot be enforced until everyone signs it. Ms. Kasper stated there was a section in this document if they were found to be off route.

Mr. Kovach explained other counties have signs that state gas line people are not authorized to use this route. There are designated routes they are supposed to use.

Mr. Bauer stated this is an agreement that needs to be finalized in the next few months. Mr. Bauer stated they would like to hear from the trustees, what questions and concerns they have. Mr. Dunlap asked if safety is addressed in the road use agreement, like a house on fire. Ms. Kasper stated that the document did not address if a house was on fire, it did address if a road was closed and maintaining traffic with detour routes.

Ms. Daivia Kasper stated this is an agreement but not something they have to sign. They are a public utility. This is something they do not have to sign to come into the county. By them signing this agreement it is an angle to get them to agree to this road maintenance agreement.

Mr. Kovach explained the documents they are getting from their office. Mike Robinson Greenwich Township wanted to clarify they are not windmills, they are industrial wind turbines. Mr. Robinson asked if the roads were cut when the other pipeline came through. Mr. Kovach stated they can but they bore under, they can cut the roads, but they wanted a casing pipe under the road, with the pipeline installed into the casing. Therefore if it ever needed to be removed there was a jacket. The casing pipe fills with water and cannot be drained. Mr. Robinson stated Sunoco stated the major damage is done by the boring machine itself. Mr. Kovach stated you do end up with a big hole. Mr. Robinson asked if they can

designate haul roads, Ms. Kasper said we can make a recommended route, regarding overloads. Mr. Kovach said they would have to have a permit.

Mr. Dunlap wanted to know if there is a logistical way to do this is to sit down with all the townships in the engineer's office and develop the document. Mr. Kovach stated once the document is completed they will send it to all the townships effected and a meeting will be held to talk about questions and concerns regarding this project.

Mr. Robinson asked if they are allowed to control overloads. Mr. Kovach stated that they can be stopped if they currently do not have a permit to be hauling. Mr. Kovach stated that the sheriff's office has worked well when there is an issue. Mr. Robinson suggested getting pictures and video of these haulers not using the designated hauling roads. Ms. Kasper stated she thought there is a local business that actually documents the conditions of the roads. Mr. Robinson asked if they could make them get a permit if their load is over a certain amount. Ms. Kasper stated no, only the State of Ohio can make them have a permit and fine them if they are not permitted on State Routes. Ms. Kasper stated that it is against the law to damage a road, however the assumption is that the township road is made to withstand a certain amount. If there is damage done by an oversized load, they could use the statute to have them repaired.

Dick Wiles Norwich Township, when will road usage agreement be ready to review. Mr. Kovach stated they are looking to have these finished before the end of year. Ms. Kasper stated the windmill have to have a road usage agreement, however she is not sure pipelines have to have an agreement.

Mr. Bauer asked Mr. Kovach and Ms. Kasper where we go from here. Ms. Kasper stated once the agreement is finished, submit it to the Township Trustees to see if they agree with the agreement, then the Commissioners will approve it by resolution.

Mr. Robinson asked about having something stating they have to contact townships. Mr. Stang, S&W stated that when this document is done, each township will have its own agreement that will define what is needed in each township.

Dick Wiles asked that emails be sent regarding township associate meetings. Mr. Kovach will place these documents on their website as well as the Commissioners website. If needed Mr. Kovach will mail the document to the townships that are unable to receive them electronically.

Cheryl Doughty, resident of Peru Township asked if there will be a question/comment for the public regarding this project. Mr. Dunlap stated that there has already been a public meeting, and there will be more to come. Ms. Doughty asked where is this information located at. Mr. Dunlap stated it is advertised in the paper. Mr. Dunlap stated that by law they have to place it in the public notices of the newspaper. Mr. Stang stated that they should be in contact with all the landowners who will be effected.

At 8:23 p.m. Mr. Bauer moved to adjourn, Mr. Hintz seconded. The meeting stood adjourned.

IN THE MATTER OF OPEN SESSION

The board Huron County Commissioners hereby attest that all actions and deliberations of the Board legally required to be public were conducted in an open session on this date and that the foregoing minutes represent the official action of the Board.

IN THE MATTER OF CERTIFICATION

The Clerk to the Board does hereby attest that the foregoing is a true and correct record of all actions taken by the Board of Huron County Commissioners on July 28, 2015.

IN THE MATTER OF ADJOURNING

The meeting was called to order at 7:00 p.m. With no further business to come before the Board, the meeting was adjourned at 8:23 p. m.

Signatures on File