

REGULAR SESSION APRIL 19, 2023

This day the Board of Morrow County Commissioners met in their office at 80 North Walnut St., Ste. A, Mt. Gilead, Ohio with the following members present: Tim Abraham, Tim Siegfried, Jon Mason

County Staff: Dixie Shinaberry, Recorder and Jamie Brucker, Director of Operations

Public in attendance:

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Abraham, who then proceeded with the business at hand. The following matters came before the Board for their consideration and approval.

**IN THE MATTER OF
APPROVAL OF THE MINUTES
OF REGULAR SESSION OF APRIL 17, 2023: 23-R-329**

Mr. Siegfried made a motion to approve the minutes of regular session of April 17, 2023, as recorded in the Commissioners Journal # 50.

Mr. Mason duly seconded this motion

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

**IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 23-R-330**

Mr. Abraham made a motion to approve payment of bills numbered 1 through 90 submitted by the Morrow County Auditor's office.

Mr. Mason duly seconded this motion

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

**IN THE MATTER OF
PAY-INS: 23-R-331**

The following pay-ins were made to Conni McChesney, Morrow County Auditor:

Receipt Batch #3405 Payments received from Chesterville customers for sewer fund 5159 \$60.00
Payments received from Johnsville customers for sewer fund 5100 \$180.00
Payments received from Ketterman customers for sewer fund 5121 \$285.44

Receipt # 231080 Payment from Hidden Lakes Community Assoc. for Salt Brine Application 1000-1030-430330 \$50.00

Receipt # 231081 Payment from MCAT for reimbursement of borrowed funds 1000-1020-420250 \$24,000.00

Receipt # 231097 Payment from MCAT for May rent 3173-1070-470802 \$1,690.10

Receipt Batch #3409 Payments received from Chesterville customers for sewer fund 5159 \$1,573.99
Payments received from Johnsville customers for sewer fund 5100 \$246.00
Payments received from Ketterman customers for sewer fund 5121 \$336.00
Payments received from Somoco customers for sewer fund 5110 \$938.03

Receipt # 231110 Payment paid in for employee's jury duty pay 1000-1020-420250 \$10.00

Receipt # 231111 Payment from KFM for Douglas Street rent 1000-1070-470802 \$4,795.50

Receipt # 231112 Payment from CORSA for insurance reimbursement for Fairgrounds 1000-1020-420240 \$14,578.42

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND, LAW ENFORCEMENT:
23-A-63**

At the request of Melissa Caldwell, Office Administrator, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following account for vehicle repairs:

1000-9019-530325 Vehicle Maintenance and Repairs \$5,067.02

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND, RECORDER: 23-A-64**

At the request of Dixie Shinaberry, Morrow County Recorder, a motion was made by Mr. Siegfried to appropriate from the unappropriated certified monies to the following account for back scanning:

1000-4220-550740	Equipment/Computers/Furniture	\$9,150.00
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Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND, COMMISSIONERS:
23-A-65**

Mr. Mason made a motion to appropriate from the unappropriated certified monies to the following account in order to pay the Fairboard the CORSA money for their insurance claim:

1000-0101-590942	In/Out Expenses	\$14,578.42
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Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

**IN THE MATTER OF
APPROVAL TO JOURNALIZE TAP-IN FEE FOR MORROW COUNTY SEWER DISTRICT: 23-R-332**

Mr. Siegfried made a motion to approve the updated Morrow County Sewer District Tap-In fees

WHEREAS, it has been established that the Tap-In Fee for all of Morrow County Sewer Districts will be as follows effective April 19, 2023:

Residential	\$8,500	1 EDU
Commercial	\$14,000	for first EDU, minimum tap-in fee
	\$6,000	for each additional EDU
Multi-Family	\$8,500	for first EDU, minimum tap-in fee
	\$3,000	for each additional EDU
Inspection Fee	\$250	
Disconnect Fee	\$250	
Reconnection Fee	\$250	

This updated Sewer District Tap-In Policy replaces all preceding Sewer Tap-In policies.

THEREFORE, Mr. Mason made a motion to approve the journalization of the Tap-Fees as presented for the Morrow County Sewer Districts effective April 19, 2023.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

**IN THE MATTER OF
APPROVAL OF WATER POLLUTION CONTROL LOAN FUND AGREEMENT FOR THE CONSTRUCTION OF SUPPLEMENTAL TREATMENT PROCESSES AND OUTFALL SEWER TO ALUM CREEK FOR SOMOCO WWTP AND APPROVAL FOR CHAIRMAN AND DIRECTOR OF OPERATIONS TO SIGN: 23-R-333**

Mr. Mason made a motion to approve the Water Pollution Control Loan Fund agreement for the construction of supplemental treatment processes and outfall sewer to Alum Creek for Somoco WWTP and approval for Chairman and Director of Operations to sign.

WATER POLLUTION CONTROL LOAN FUND LOAN AGREEMENT

This Agreement made and entered into as of the Effective Date, by and among the Director of Environmental Protection ("the Director"), as the Director of the Environmental Protection Agency of the State of Ohio, an agency duly created and existing under the laws of the State of Ohio, the Ohio Water Development Authority, a body corporate and politic organized and existing under the provisions of Chapter 6121 of the Revised Code of Ohio ("the OWDA," and together with the Director,

the "State"), and the governmental body specified as the "Borrower" on Exhibit 1, a governmental body organized and existing under the laws of the State of Ohio and acting pursuant to an ordinance or resolution passed by the legislative authority of the Borrower on the date specified on Exhibit 1 as the "Resolution Date" (the capitalized terms not defined in the recitals being as defined in Article I herein);

WITNESSETH:

WHEREAS, the OWDA has been created, among other reasons, to carry forward the declared public policy of the State of Ohio to preserve, protect, upgrade, conserve, develop, utilize, and manage the water resources of the State, to prevent or abate the pollution of water resources, to promote the beneficial use of waters of the State for the protection and preservation of the public health, safety, convenience, and welfare, and the improvement of the economic welfare or employment opportunities of and the creation of jobs for the people of the State, or to assist and cooperate with other governmental agencies in achieving such purposes through the establishment, operation and maintenance of water development projects pursuant to Chapter 6121 of the Ohio Revised Code ("R.C."); and

WHEREAS, Title 33, Chapter 26, Subchapter VI of the Clean Water Act, as amended ("the CWA"), 33 U.S.C.A. § 1383 authorizes the Administrator of the United States Environmental Protection Agency to make capitalization grants to states which have established a state water pollution control revolving loan fund; and

WHEREAS, pursuant to the CWA, states can provide loans and other types of financial assistance from a water pollution control revolving loan fund to local communities, municipal or intermunicipal and interstate or state agencies for Project Activities relating to publicly-owned wastewater treatment facilities as defined in Section 212 of the CWA, 33 U.S.C.A. 1292, and for the implementation of nonpoint source pollution control management programs and development and implementation of plans under the estuary protection programs; and

WHEREAS, The Ohio General Assembly has created a Water Pollution Control Loan Fund (the "WPCLF") pursuant to Ohio Revised Code Section 6111.036 to provide loans and other types of financial assistance as set forth in said Section; and

WHEREAS, To assist the Director (whenever the term "Director" is used herein, such term shall also be deemed to include the Director's designated representative(s), if any) in providing loans and other types of financial assistance from the WPCLF, and to assist in the administration and operation of the WPCLF as authorized by Ohio Revised Code Section 6111.036, the Director has entered into an Interagency Agreement with the OWDA and has annually entered into a renewal of that Agreement; and

WHEREAS, The Borrower is desirous of obtaining financing for necessary Project Activities using funds from the WPCLF; and

WHEREAS, The State is willing to provide financing to the Borrower for such Project Facilities, and the Director has determined that the Borrower has complied with the requirements of R.C. Section 6111.036, and is therefore eligible for financial assistance for its Project Facilities under the CWA and said Sections; and

WHEREAS, the Borrower has demonstrated to the satisfaction of the State that it has the capability to pay the Semi-Annual Payment over the Contract Period of Years; and

WHEREAS, the State and Borrower have determined to enter into this Agreement to set forth their respective obligations with respect to the financing, construction, operation and ownership of the Project Facilities;

NOW THEREFORE, in consideration of the premises and mutual covenants herein contained, the parties hereto do hereby agree as follows:

Project Name: SoMoCo WWTP Improvement NRD
 Borrower: Morrow County Loan Number: CS390059-0021
 Address: 80 North Walnut St, Suite B
 City & State: Mt. Gilead, OH Zip Code: 43338
 Borrower's Authorized Representative: Jamie Brucker

Project Description: This project consists of the construction of supplemental treatment processes including a nitrification moving bed biofilm reactor, tertiary filtration, ultraviolet disinfection, and approximately 6,000 LF 12" outfall sewer to Alum Creek.

Activities	Eligible	ODOD	ARPA	Total Project Cost
Simonson Construction Services, Inc-General	\$839,000.00	\$2,000,000.00	\$1,000,000.00	\$3,839,000.00
Other Costs				
Contingency	\$383,900.00			\$383,900.00
Total Estimated Cost	\$1,222,900.00	\$2,000,000.00	\$1,000,000.00	\$4,222,900.00

Interest Rate: 1.35%
 Term in Years: 30
 Number of Payments: 60

Principal Amount: \$1,222,900.00
 Interest: \$268,374.20
 Total Borrowing: \$1,491,274.20
 Payment: \$24,854.57

Application Date: 2/16/2023
 Resolution Date: 2/15/2023
 Performance Certification: 8/01/2025
 Initiation of Operation: 8/01/2024
 Date of Initial Payment: 7/1/2025

Revenue Source: Wastewater Service Charges

s/Jamie Brucker

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective duly authorized officers.

s/Ohio EPA Counsel

s/Anne M. Vogel, Director
 Ohio Environmental Protection Agency

s/General Counsel

s/Ken J. Heigel, Interim Executive Director
 Ohio Water Development Authority

s/Thomas Smith
 Borrower's Counsel (Approved as to Form)

s/Tim Abraham
 Morrow County Commissioner

**A complete copy of this agreement will be on file with the Morrow County Commissioner's Office.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ...,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham..., "yea"

**IN THE MATTER OF
 APPROVAL OF INVESTMENT MANAGEMENT AGREEMENT WITH MEEDER PUBLIC FUNDS AND
 APPROVAL FOR THE CHAIRMAN TO SIGN: 23-R-334**

Mr. Mason made a motion to approve the following investment management agreement with Meeder Public Funds and approval for Chairman, Tim Abraham, to sign.

This Investment Management Agreement ("Agreement") is effective as of the date executed by and between Meeder Public Fund, Inc ("Meeder"), its applicable affiliates, and the undersigned account owner ("Client").

Investment Management Services- Under this Agreement, Meeder provides discretionary investment management services for public entity clients in accordance with the terms of the applicable state investment code and investment policy.

Fees- For the services provided in accordance with this Agreement, Client will pay an investment advisory fee as indicated on Schedule A to this Agreement.

This schedule sets forth the standard annual investment advisory fee applicable to the Account under this Agreement.

Discretionary Accounts	
Assets Under Management	Annual Advisory Fee
Up to \$25,000,000	0.10%
\$25,000,000-\$50,000,000	0.08%
\$50,000,000-\$100,000,000	0.06%
Over \$100,000,000	0.05%

Investment advisory fees are subject to a minimum fee of \$10,000 per year.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized offices or agents to become effective as of the day and year first written above.

s/ Meeder Public Funds, Inc.

s/ Tim Abraham, Morrow County

Mr. Abraham duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

IN THE MATTER OF APPROVAL TO RECESS SESSION: 23-R-335

Mr. Abraham made a motion to recess session at 9:09AM

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

IN THE MATTER OF APPROVAL TO RETURN TO REGULAR SESSION: 23-R-336

Mr. Abraham made a motion to return to regular session at 3:15pm

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

There being no further matters to bring before the board, a motion to adjourn was made by Mr. Abraham and duly seconded by Mr. Mason

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham.., "yea"

We hereby certify the foregoing to be true and correct.

CHAIRMAN

CLERK

ASSISTANT CLERK

MORROW COUNTY COMMISSIONERS

