

REGULAR SESSION JANUARY 31, 2022

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: Mr. Abraham, Mr. Whiston and Mr. Siegfried.

Public in attendance: Joe Carroll (Airport), John Harsch (EMA), Collin Sanders (Bd of DD), Deb Levering (Bd of DD), Andy Ware (Development) and Enoch Adkins.

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Siegfried, 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 JANUARY 26, 2022: 22-R-091**

Mr. Whiston made a motion to approve the minutes of regular session of January 26, 2022, as recorded in the Commissioners Journal # 49.

Mr. Abraham duly seconded this motion

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

**IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 22-R-092**

Mr. Siegfried made a motion to approve payment of bills numbered 1 through 106 submitted by the Morrow County Auditor's office.

Mr. Abraham duly seconded this motion

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

**IN THE MATTER OF
PAY-INS: 22-R-093**

The following pay-ins were made to Patricia K. Davies, Morrow County Auditor:

Receipt Batch #2373 Payments received from Chesterville customers for sewer fund 5159 \$448.00
 Payments received from Johnsville customers for sewer fund 5100 \$176.90
 Payments received from Ketterman customers for sewer fund 5121 \$112.00
 Payments received from Somoco customers for sewer fund 5110 \$52.71

Receipt Batch #2377 Payments received from Chesterville customers for sewer fund 5159 \$723.28
 Payments received from Johnsville customers for sewer fund 5100 \$436.30
 Payments received from Ketterman customers for sewer fund 5121 \$168.00

Receipt Batch #2380 Payments received from Chesterville customers for sewer fund 5159 \$600.00
 Payments received from Johnsville customers for sewer fund 5100 \$300.00
 Payments received from Ketterman customers for sewer fund 5121 \$112.00
 Payments received from Somoco customers for sewer fund 5110 \$52.71

Receipt #220258 Payment from EMA for GIS maintenance fees 2728-1020-430302 \$250.00

Receipt #220259 Payment from Clerk of Courts for CSEA & Title cost allocation 1000-1020-420210 \$15,641.00

Receipt #220262 Payment Received from State of Ohio for Out of County Medical Reimbursement (Toxicology) 1000-1050-420202 \$1,025.45

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – SEWER FUNDS 5159,
5100, 5121, AND 5110: 22-A-017**

At the request of Windy Tennant, Assistant Fiscal Clerk, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following accounts:

5159-5101-540410	Chesterville Sewer Office Supplies	\$ 250.00	
5100-5101-540410	Johnsville Sewer Office Supplies	\$ 300.00	
5121-5101-540410	Ketterman Sewer Office Supplies	\$ 150.00	
5110-5101-540410	Somoco Sewer Office Supplies	\$ 150.00	
	TOTAL		\$ 850.00

*Reason – Office Supplies was not added to the 2022 budget for the Morrow County Sewers.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

**IN THE MATTER OF
TRANSFER OF FUNDS – BOARD OF DD FUND 2010 WHETSTONE OPERATING: 22-T-009**

At the request of Collin Sanders, Director of Finance and Operations, a motion was made by Mr. Whiston to approve the following transfer of funds:

**Reason – for the payments of retiring employees and a reimbursement for AED

From 2010-0500-510120 Employee Wages to 2010-0570-530120 Employee Wages – Personnel in the amount of \$30,000.00

From 2010-0500-510120 Employee Wages to 2010-0500-590941 Misc Reimbursement in the amount of \$300.00

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

**IN THE MATTER OF
TRANSFER OF FUNDS – (CASH) GENERAL FUND TO INMATE MEDICAL: 22-T-010**

At the request of Melissa Caldwell, Office Administrator, a motion was made by Mr. Abraham to approve the following transfer of funds (cash) for inmate medical expenses:

From 1000-9119-590910 General Fund Transfer Out to 2924-1090-490931 Inmate Medical Transfer In in the amount of \$10,000.00

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – FUND 2924 INMATE MEDICAL: 22-A-018**

Mr. Whiston made a motion to appropriate from the unappropriated certified monies to the following account for inmate medical expenses:

2924-9224-530318	Inmate Medical	\$10,000.00
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Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

**IN THE MATTER OF
TRANSFER OF FUNDS – GENERAL FUND, CORONER: 22-T-011**

Mr. Abraham made a motion to approve the following transfer of funds:

**Reason – to pay dues for American Board of Medicolegal Death Investigators for 2022

From 1000-0014-530300 Purchased Services to 1000-0014-520350 Professional Organizations Dues and Fees in the amount of \$50.00

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

**IN THE MATTER OF
 APPROVAL OF RESOLUTION THAT IT IS NECESSARY TO LEVY AN ADDITIONAL TAX
 IN EXCESS OF THE TEN-MILL LIMITATION – MORROW COUNTY BOARD OF
 DEVELOPMENTAL DISABILITIES: 22-R-094**

Mr. Whiston made a motion to approve the following resolution placing the levy on the ballot.

RESOLUTION

WHEREAS, the Morrow County Board of Developmental Disabilities, hereinafter called DD Board, has requested the Morrow County Commissioners, as the taxing authority responsible to levy taxes for the Morrow County Board of DD pursuant to Section 5126.05 (G) of the Ohio Revised Code, to pass a resolution pursuant to Section 5705.19 (L) and Section 5705.222 of the Ohio Revised Code for the operation of community programs and services authorized by county boards of developmental disabilities, for the acquisition, construction, renovation, financing, maintenance, and operation of Morrow County Board of Developmental Disabilities facilities, or for both such purposes.

WHEREAS, the amount of taxes which may be raised within the ten-mill limitation as revised on the current tax duplicate will be insufficient to provide an adequate amount Whetstone infant, children, and adult services under the auspices of the Morrow County Board of Developmental Disabilities.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Commissioners of Morrow County, Ohio, two-thirds of all members elected thereto concurring, has determined that it is necessary to levy an additional tax in excess of the ten-mill limitation for the purpose of for the operation of community programs and services authorized by county board of developmental disabilities, for the acquisition, construction, renovation, financing, maintenance, and operation of Morrow County Board of Developmental Disabilities facilities, or for both such purposes pursuant to Section 5705.19 (L) and 5705.222 of the Ohio Revised Code, and that it is in need of a replacement levy of 3.0 mills of an existing continuing levy with an increase of 1 mill for an additional tax of 4 mills for each \$1.00 valuation for a continuous period of time.
2. Said levy, if approved, shall be placed upon the tax list for a continuing period of time, first due in calendar year 2023.
3. The question of levying said additional tax shall be submitted to the electors of Morrow County at the Primary Election to be held at the usual voting places within said Morrow County on the 3rd day of May, 2022;
4. Said levy shall be extended on the next annual tax list of Morrow County for the current year if more than 50% of the electors voting thereon vote in favor thereof.
5. The Clerk of the Board be, and hereby is, directed to certify a copy of this Resolution to the Board of Elections, Morrow County, Ohio, prior to ninety (90) days before the next General Election and to notify said Board of Elections to cause notice of the elections.
6. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted at an open meeting of this Board and that all deliberations of this Board or any of its committees that resulted in such formal action were in meetings open to the public and complies with all legal requirements including Section 121.22 of the Ohio Revised Code.

Date of Passage: January 31, 2022

MORROW COUNTY BOARD OF COMMISSIONERS

s/Tom Whiston

s/Timothy Siegfried

s/Timothy Abraham

Attest: s/Cheryl Heacock, Clerk

Approved as to form: s/Thomas J. Smith, Morrow County Prosecutor

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL OF EXHIBIT C. ELECTRIC AGGREGATION PURCHASING PROGRAM –
PARTICIPATION AGREEMENT REGARDING ENERGY PURCHASING PROGRAM
OF THE CCAO SERVICE CORPORATION AND APPROVAL FOR CHAIRMAN TO SIGN:
22-R-095**

WHEREAS, on January 7, 2019, the Morrow County Commissioners passed Resolution# 19-R-012, Approval of Participation Agreement regarding Energy Purchasing Program of the CCAO Service Corporation; and

WHEREAS, at the time of the signing of this participation agreement, Morrow County was not participating in the electric aggregation; and

WHEREAS, Morrow County has evaluated its interests and decided to join the CCAOSC Electricity Aggregation Purchasing program which is detailed in Exhibit C;

THEREFORE, Mr. Whiston made a motion to approve Chairman Timothy R. Siegfried to sign the Exhibit C. Electric Aggregation Purchasing Program to go along with the Participation Agreement regarding Energy Purchasing Program of the CCAO Service Corporation signed on January 7, 2019.

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL OF APPOINTMENT TO THE OHIO CHILDREN'S TRUST FUND COUNCIL:
22-R-096**

WHEREAS, Cheri Pennington was appointed on December 9, 2020 to the Ohio Children's Trust Fund Council; and

WHEREAS, she is unable to fulfill her term on this council due to the conflict of the meeting date with the Family Children First Council meetings; and

WHEREAS, Sundie Brown, Director of Job and Family Services has recommended the appointment of Maria Yeagley to finish the term of Cheri Pennington;

THEREFORE, Mr. Siegfried made a motion to approve the appointment of Maria Yeagley, Job and Family Services CCMEP Case Manager to the Ohio Children's Trust Fund Council for the remainder of the term through December 9, 2022.

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL OF AGREEMENT FOR MORROW COUNTY WELLNESS PROGRAM
SERVICES WITH GILEAD FITNESS: 22-R-097**

Mr. Abraham made a motion to approve the following agreement for Morrow County Wellness Program Services with Gilead Fitness.

Agreement for Morrow County Wellness Program Services

This agreement is entered into by the Morrow County Commissioners ("Commissioners") and Gilead Fitness ("Health Services Provider").

Whereas, the Commissioners desire to contract for wellness program services through the Health Services Provider as specified in the CEBCO grant;

Whereas, the Health Services provider will provide wellness program services to the Commissioners as described in the attached "Exhibit A";

Therefore, both parties agree as follows:

Terms and Amendment

This Agreement shall be in effect for a term of 12 months from January 1, 2022 through December 31, 2022. This Agreement shall not be amended, except by written document signed by all parties. Either party may NOT terminate this Agreement.

Service Provider

The Health Services Provider agrees to provide wellness program services to the Commissioners within the parameters established by the CEBCO grant, as described in "Exhibit A" attached hereto. The point of contact for the project will be the Morrow County Commissioners who will approve the program plan.

Contract Limitations/Considerations

The Commissioners shall pay to the Health Services Provider the sum of Two Thousand Dollars (\$2000) payable by February 28, 2022. Payment will be made for discounts on all memberships for all County Employees.

The relationship of employer and employee is not created by this Agreement between the Health Services Provider and the Commissioners. The services provided by the Health Services Provider do not confer any legal relationship between the Commissioners and the Health Services Provider. The Health Services Provider does not have any claim against the Commissioners for any benefit, insurance or taxes of any kind not paid to it.

Insurance

The Health Services Provider shall maintain and provide evidence of comprehensive general liability insurance. The Health Services Provider shall provide a copy of this insurance policy to the Commissioners, with the Certificate of Insurance, upon the signing of this agreement.

Civil Rights Compliance

Acceptance of this contract/agreement of authorization is evidence of your intent to comply with Title VI-VII of the 1964 Civil Rights Act, because RACE, COLOR, NATIONAL ORIGIN, HANDICAP, (AGE, SEX, and/or RELIGION where applicable), and Title IX of the 1972 Education Amendments in any facet of your operation where such discrimination is a bona fide documented business necessity.

By witness whereof, each of the parties has signed this Agreement, intending to be bound by it.
Morrow County Community Center

Morrow County Commissioners

s/Gilead Fitness

s/Timothy R. Siegfried

Approved as to Form:

s/Thomas Smith, Morrow County Prosecutor

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

Date of Passage: January 31, 2022

**IN THE MATTER OF
BRIDGE LOAD LIMIT REVISION – BENNINGTON, CONGRESS, NORTH BLOOMFIELD AND
WESTFIELD TOWNSHIPS: 22-R-098**

WHEREAS, pursuant to O.R.C. 5591.42, a bridge load limit revision investigation was conducted by the Morrow County Engineer’s Office and the following bridge load limit revision was submitted to the Morrow County Board of Commissioners by Bart Dennison, Morrow County Engineer:

TOWNSHIP LIMIT	BRIDGE #	ROAD#	CURRENT LIMIT	REVISED
Bennington	#12	Township Road 210	6 Tons	Full Legal Load
Congress	#29	County Road 56	10 Tons	Full Legal Load
North Bloomfield	#10	County Road 57	3 Tons	Full Legal Load
Westfield	#9	County Road 146	6 Tons	Full Legal Load

Reason for change or action: Bennington – existing steel beam bridge replaced with reinforced concrete box culvert, June 2021
 Congress – concrete structure replaced with CMP Arch, July 2021
 North Bloomfield – bridge was reconstructed in Oct 2021 – new beams, deck & modified abutments
 Westfield – existing steel beam bridge replaced with reinforced concrete box culvert, Nov 2021

Mr. Siegfried made a motion to approve the aforementioned bridge load limit revision.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

**IN THE MATTER OF
APPROVAL OF CHANGE ORDER #2 – CR 11 BRIDGE REPLACEMENT, RICHLAND
ENGINEERING, LTD. AND APPROVAL FOR CHAIRMAN TO SIGN: 21-R-099**

Mr. Whiston made a motion to approve Change Order #2 for CR 11 Bridge Replacement, Richland Engineering and approval for Chairman Timothy R. Siegfried to sign.

CHANGE ORDER

No. 2

Project: MRW-CR11-2.86 **Date of Issuance:** 1/26/2022

Owner: Morrow County Commissioners
80 North Walnut Street
Mount Gilead, OH 43338 **Owner’s Project#** MRW-CR11-2.86

Engineer: Richland Engineering, Ltd. **Agency:** Morrow County Engineer
50 East High Street
Mount Gilead, OH 43338

Contract For: CR 11 Bridge Replacement **Engineer’s Project#** 119056

You are directed to make the following changes in the Contract Documents.

Description: Additional work for lath staking for clearing contractor; property survey, parcel drawing and legal description for 9.5 Ac. Mitigation Parcel; attendance at pre-bid meeting

Purpose of Change Order: Additional work for assisting Morrow County with mitigation property survey, staking for clearing contractor and pre-bid meeting attendance.

Change in Contract Price:

Original Contract Price:	\$152,428.00
Previous Change orders:	\$ 22,488.00
Contract Price to date:	\$174,916.00
Net increase this Change order:	\$ 10,062.00
Contract Price with change order:	\$184,978.00

s/Bart Dennison, County Engineer

s/Patrick Schwan, Richland Engineering, Ltd.

s/Timothy R. Siegfried, Commissioner

Mr. Abraham duly seconded this motion.

Roll Call Vote: ..,Mr. Whiston..., “yea” ..,Mr. Abraham..., “yea” .., Mr. Siegfried.., “yea”

**IN THE MATTER OF
APPROVAL OF 2022 STANDARD AGREEMENT FOR PROFESSIONAL SERVICES –
MORROW COUNTY AIRPORT AND APPROVAL FOR CHAIRMAN TO SIGN: 22-R-100**

WHEREAS, on October 20, 2021, the Morrow County Commissioners approved the Morrow County Development Office to issue a Request for Qualification for Airport Engineering Services for the 2022 FAA AIP grant; and

WHEREAS, on January 19, 2022, the Morrow County Commissioners approved CMT Engineering to provide engineering service for the Morrow County Airport as recommended by the Morrow County Development Office;

THEREFORE, Mr. Whiston made a motion to approve the 2022 Standard Agreement for Professional Services between Morrow County Board of Commissioners and Crawford, Murphy & Tilly, Inc., Consulting Engineers to provide engineering services to the Morrow County Airport and approval for Chairman Timothy R. Siegfried to sign.

2022 STANDARD AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT made between Morrow County Board of Commissioners, whose address is 80 N. Walnut St – Suite A, Mt. Gilead 43338 hereinafter called the **CLIENT** and Crawford, Murphy & Tilly, Inc., Consulting Engineers, 2750 West Washington Street, Springfield, Illinois 62702, hereinafter called the **ENGINEER**.

WITNESSETH, that whereas the **CLIENT** desires the following described professional engineering, land surveying or architectural services:

Professional Engineering for preparation of bidding documents, agency coordination, assist in bid review and FAA FY 22 grant application in support of Snow Removal Equipment (Truck and Plow) at Morrow County Airport.

NOW THEREFORE, the **ENGINEER** agrees to provide the above described services and the **CLIENT** agrees to compensate the **ENGINEER** for these services in the manner checked below: At the lump sum amount of \$5,000.00

IT IS MUTUALLY AGREED THAT, payment for services rendered shall be made monthly in accordance with invoices rendered by the **ENGINEER**.

IT IS FURTHER MUTUALLY AGREED:

The cost for this work will not exceed \$5,000.00 without written authorization that is signed by an Officer of the Client, and without a corresponding change in the scope of services.

**A complete copy of this agreement with General Conditions will be on file with the Morrow County Commissioner’s office.

IN WITNESS WHEREOF, the parties hereto have affixed their hands and seals this 31 day of January, 2022.

CLIENT:

s/Timothy R. Siegfried, Chairman
Morrow County Commissioners

ENGINEER:

s/Greg E. Heaton, Vice President
Crawford, Murphy & Tilly, Inc.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF
AUTHORIZATION FOR ANDY WARE, DEVELOPMENT DIRECTOR TO
PROVIDE NOTICE TO HIGHLAND SCHOOL DISTRICT AND TRI-RIVERS CAREER
CENTER REGARDING A PROPOSED TAX INCREMENT FINANCING (TIF)
EXEMPTION: 22-R-101**

Mr. Abraham made a motion to authorize Development Director Andy Ware to provide notice to Highland School District and Tri-Rivers Career Center regarding a proposed tax increment financing ("TIF") exemption for certain enumerated parcels within in Bennington Township.

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL TO RECESS SESSION: 22-R-102**

Mr. Abraham made a motion to recess session at 9:20 a.m.

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 22-R-103**

Mr. Siegfried made a motion to return to regular session at 1:31 p.m.

Mr. Whiston duly seconded this motion.

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

1:30 meeting attendees: Conni McChesney (MCH), Jordan Woods (MCH), Chad J Miller (MCH), Andy Ware (Development), Vincent Trago (MCH).

**IN THE MATTER OF
RESOLUTION APPROVING THE TRANSFER OF ARPA FUNDS TO THE GENERAL
FUND FOR 2021 PAYROLL REIMBURSEMENT: 22-R-104**

Mr. Whiston made a motion that according to the ARPA Fiscal Recovery Fund approving the transfer of 3.1 million from the ARPA funding to the General Fund for 2021 payroll.

Mr. Siegfried duly seconded this motion.

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

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

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

We hereby certify the foregoing to be true and correct.

CHAIRMAN

CLERK

ASSISTANT CLERK

MORROW COUNTY COMMISSIONERS