

**REGULAR SESSION MAY 15, 2024**

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. Mason and Mr. Siegfried

Absent: Mr. Abraham

County Staff: Jamie Brucker, Director of Operations and Brent Russell, Planning and Zoning

Public in attendance:

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Mason 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 MAY 13, 2024: 24-R-368**

Mr. Siegfried made a motion to approve the minutes of regular session of May 13, 2024, as recorded in the Commissioners Journal # 51.

Mr. Mason duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF BILLS FOR PAYMENT: 24-R-369**

Mr. Mason made a motion to approve payment of bills numbered 1 through 87 submitted by the Morrow County Auditor's office.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
PAY-INS: 24-R-370**

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

- Receipt Batch #4332 Payments received from Chesterville customers for sewer fund 5159 \$126.00
  - Payments received from Johnsville customers for sewer fund 5100 \$ 60.00
  - Payments received from Somoco customers for sewer fund 5110 \$60.00
- Receipt# 241489 Payment from Troy Township for EMA services 2012-1050-450525 \$867.00
- Receipt# 241488 Payment from MCAT for service garage rent May 2024 3173-1070-470802 \$1,710.33
- Receipt# 241487 Payment from Sims Bros for scrap metal – Engineer's office 2202-1080-480830 \$60.00
- Receipt Batch #4338 Payments received from Ketterman customers for sewer fund 5121 \$55.84
  - Payments received from Somoco customers for sewer fund 5110 \$60.00
- Receipt# 241507 Payment from Delaware Co Health District for WIC rent for June 2024 2072-1070-470802 \$650.00
- Receipt# 241519 Payment from Zellers for sewer tap connection fee 5110-1030-430354 \$8,500.00
- Receipt# 241519 Payment from Zellers for sewer permit/inspection fee 5110-1030-430302 \$250.00

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – DEVELOPMENT  
OFFICE FUND 2043: 24-A-067**

Mr. Siegfried made a motion to appropriate from the unappropriated certified monies to the following account to pay invoice for legal advertisement:

2043-0043-530345	Legal Advertising – Development	\$90.00
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Mr. Mason duly seconded this motion.

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

**IN THE MATTER OF  
RESOLUTION AMENDING THE AUTHORIZATION OF THE BENNINGTON-PERU  
COMMUNITY REINVESTMENT AREA: 24-R-371**

**COUNTY OF MORROW, OHIO**

The Board of County Commissioners of the County of Morrow, Ohio met in regular session on May 15, 2024, at 1:00 p.m. at 80 N. Walnut Street, Suite A Mt. Gilead 43338, with the following members present: Mr. Mason and Mr. Siegfried.

Mr. Mason introduced the following resolution and moved its passage:

**A RESOLUTION AMENDING THE AUTHORIZATION OF THE  
BENNINGTON-PERU COMMUNITY REINVESTMENT AREA**

**WHEREAS**, Morrow County, Ohio (the "County"), by its Resolution recorded in Commissioners Journal, page 792, adopted by the Board of County Commissioners (the "Board") on October 15, 2003 (the "CRA Legislation"), designated the area specified in the CRA Legislation as the Bennington-Peru Community Reinvestment Area (the "CRA" or the "Area") pursuant to Ohio Revised Code ("R.C.") Sections 3735.65 through 3735.70 (the "CRA Act"), and authorized a real property tax exemption for the remodeling and construction of new commercial and industrial structures in the CRA in accordance with the CRA Act; and

**WHEREAS**, the Board desires to pursue all reasonable and legitimate incentive measures to assist and encourage development in specific areas of the County that have not enjoyed reinvestment from remodeling or new construction; and

**WHEREAS**, the remodeling of existing structures and the construction of new structures in this CRA constitutes a public purpose for which real property exemptions may be granted.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF THE COUNTY OF MORROW, OHIO, THAT:**

**Section 1.** The Board hereby deletes Section 4 of the CRA Legislation and replaces it with the following:

**"Section 4:** Within the Community Reinvestment Area, the percentage of the tax exemption on the increase in the assessed valuation resulting from improvements to commercial and industrial real property and the term of those exemptions shall be negotiated on a case-by-case basis in advance of construction or remodeling occurring according to the rules outline in the ORC Section 3765.67. The results of the negotiation as approved by this Board will be set in writing in a Community Reinvestment Area Agreement as outlined in ORC Section 3735.671. The following are the maximum terms for tax exemption:

(a) An amount up to 100% for no longer than 15 years for rehabilitation of existing commercial and industrial facilities shall be negotiated on a case-by-case basis in advance of construction or remodeling occurring. A minimum rehabilitation investment of \$5,000 is required.

(b) An amount up to 100% for no longer than 15 years for new commercial and industrial facilities shall be negotiated on a case-by-case basis in advance of construction occurring.

If remodeling qualifies for an exemption, during the period of the exemption, the exempted percentage of the dollar amount of the increase in market value of the structure shall be exempt from real property taxation. If new construction qualified for an exemption, during the period of the exemption, the exempted percentage of the structure shall not be considered to be an improvement on the land on which it is located for the purpose of real property taxation."

**Section 2.** All terms of the CRA Legislation not explicitly amended hereby or not inconsistent herewith shall remain in full force and effect.

**Section 3.** It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and any decision making bodies of the County that resulted in such formal actions were in meetings open to the public and in compliance with all legal requirements.

**Section 4.** This Resolution shall be effective from and after the earliest period provided by law.

Mr. Siegfried seconded the motion and, after discussion, a roll call vote was taken and the results were:

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

Attest: s/Cheryl Heacock, Clerk

Board of County Commissioners  
County of Morrow, Ohio

s/Tim Abraham

s/Jon Mason

s/Tim Siegfried

s/Tom Smith, Prosecutor

**IN THE MATTER OF  
RESOLUTION IN SUPPORT OF THE ADOPTION OF THE ROTH 457 OPTION WITH  
OHIO DEFERRED COMPENSATION PROGRAM AND APPROVAL FOR CHAIRMAN TO  
SIGN AGREEMENT: 24-R-372**

Mr. Siegfried moved the adoption of the following resolution with approval for Chairman Jon Mason to sign agreement:

**WHEREAS**, Morrow County has employees that contribute to the Ohio Deferred Compensation Program; and

**WHEREAS**, the State of Ohio passed Senate Bill 220 into law effective March 19, 2017 to allow Roth options within public employee deferred compensation programs; and

**WHEREAS**, on May 8, 2017, the Morrow County Commissioners passed Resolution# 17-R-326 to allow the Roth 457 option as a choice with the CCAO Deferred Compensation Program.

**NOW, THEREFORE, BE IT RESOLVED that:**

Section 1. The Board hereby authorized and endorses by vote that this county shall execute an Adoption Agreement, Exhibit B, Payroll/Administrative Procedures with Ohio Deferred Compensation to include the Roth 457 option pursuant to Ohio law.

Section 2. This Resolution was adopted in a regular or special session of the Board in full compliance with Ohio's sunshine laws.

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF MORROW COUNTY** does hereby fully support and endorse the addition of the Roth 457 option into the Ohio Deferred Compensation Plan.

Mr. Mason duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO REAPPOINT DAN BARKER TO FLOODPLAIN APPEALS  
BOARD: 24-R-373**

**WHEREAS**, the term for Dan Barker on the Floodplain Appeals Board will expire on June 8, 2024; and

**WHEREAS**, Dan has indicated that he is willing to serve for another term;

**THEREFORE**, Mr. Mason made a motion to approve the reappointment of Dan Barker effective June 9, 2024 through June 8, 2026.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO REAPPOINT DAN BARKER TO THE MORROW COUNTY BOARD OF  
ZONING APPEALS: 24-R-374**

**WHEREAS**, Dan Barker's term on the Morrow County Board of Zoning Appeals will expire on May 20, 2024; and

**WHEREAS**, correspondence was received from Mr. Barker that he will serve another term;

**THEREFORE**, Mr. Siegfried made a motion to approve the reappointment of Dan Barker to the Morrow County Board of Zoning Appeals for a term of May 21, 2024 through May 20, 2029.

Mr. Mason duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF REAPPOINTMENT OF JAMIE BRUCKER  
TO MORROW COUNTY LAW LIBRARY RESOURCES BOARD: 24-R-375**

**WHEREAS**, the term for Jamie Brucker expired as of December 31, 2023; and

**WHEREAS**, the Commissioners would like to re-appoint Jamie Brucker to Morrow County Law Library Resources Board for another term;

**THEREFORE**, Mr. Mason made a motion to approve the re-appointment of Jamie Brucker for a term effective January 1, 2024 through December 31, 2028.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO ADVERTISE NOTICE FOR PUBLIC HEARING – FEIGHTNER DITCH  
PROJECT ASSESSMENT SCHEDULE FOR MAINTENANCE: 24-R-376**

Mr. Siegfried made a motion to approve the advertisement of the following Public Hearing:

**PUBLIC NOTICE**

**FEIGHTNER DITCH PUBLIC HEARING ON MAINTENANCE ASSESSMENT SCHEDULE**

Please take notice that on June 10, 2024 at 1:00 p.m. the Board of Morrow County Commissioners will conduct a public hearing on the Feightner Ditch Project Assessment Schedule for Maintenance. The Hearing will be held at the Commissioner’s Office Hearing Room, 80 North Walnut Street, Mt. Gilead, Ohio.

**BY ORDER OF THE BOARD OF MORROW COUNTY COMMISSIONERS**

Mr. Mason duly seconded this motion.

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

Advertise: Morrow County Sentinel, May 22, 2024  
Morrow County Website

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

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

We hereby certify the foregoing to be true and correct.

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CHAIRMAN

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CLERK

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ASSISTANT CLERK

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MORROW COUNTY COMMISSIONERS