

**REGULAR SESSION FEBRUARY 3, 2021**

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. Siegfried and Mr. Whiston.

Public in attendance: Brent Russell (Plan/Zoning), Andy Ware (Development) and Pat Davies (Auditor).

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Whiston, 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 FEBRUARY 1, 2021: 21-R-089**

Mr. Siegfried made a motion to approve the minutes of regular session of February 1, 2021, as recorded in the Commissioners Journal # 49.

Mr. Abraham duly seconded this motion

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

**IN THE MATTER OF  
APPROVAL OF BILLS FOR PAYMENT: 21-R-090**

Mr. Whiston made a motion to approve payment of bills numbered 1 through 144 submitted by the Morrow County Auditor's office.

Mr. Siegfried duly seconded this motion

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

**IN THE MATTER OF  
PAY-INS: 21-R-091**

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

- Pay-in #210321 Payment received from Ketterman customers for sewer fund 5121 \$1,005.12
- Pay-in #210322 Payment received from Johnsville customers for sewer fund 5100 \$826.00
- Pay-in #210323 Payment received from Chesterville customers for sewer fund 5159 \$3,540.00
- Pay-in #210324 Payment received from Sims Bros, Inc for scrap metal recycling 1000-1070-480830 \$590.02
- Pay-in #210325 Payment received from AVI Food Systems for Sept 2020 vending machine sales commission 1000-1090-480808 \$38.11
- Pay-in #210331 Payment received from Ketterman customers for sewer fund 5121 \$111.68
- Pay-in #210332 Payment received from Johnsville customers for sewer fund 5100 \$1,433.90
- Pay-in #210333 Payment received from Chesterville customers for sewer fund 5159 \$1,482.27
- Pay-in #210334 Payment received from Somoco customers for sewer fund 5110 \$876.69
- Pay-in #210335 Payment received from Village of Chesterville for 2021 EMA services 2012-1050-450525 \$216.00

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND,  
COMMISSIONERS: 21-A-020**

Mr. Whiston made a motion to appropriate from the unappropriated certified monies to the following account to transfer out (cash) from general fund to recycling for payroll expenses until 1<sup>st</sup> quarter DKMM money is received:

1000-2006-590910	Transfer Out	\$1,730.40
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Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
TRANSFER OF FUNDS (CASH- GENERAL FUND/RECYCLING): 21-T-007**

Mr. Abraham made a motion to approve the following transfer of funds (cash) from the general fund to recycling fund 2006 to cover payroll expenses with the understanding the money will be transferred back when received.

From 1000-2006-590910 Recycling Transfer Out to 2006-1090-490931 Recycling Transfer In in the amount of \$1,730.40

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO APPOINT WARREN DAVIS TO MORROW COUNTY REGIONAL  
PLANNING COMMISSION AS AG REPRESENTATIVE: 21-R-092**

**WHEREAS**, there is currently an open seat for the Ag Representative on the Morrow County Regional Planning Commission; and

**WHEREAS**, Brent Russell, Director Planning/Zoning, recommends appointing Warren Davis, 7955 Crawford Morrow County Line Road, Galion, Ohio 44833 to this open seat;

**THEREFORE**, Mr. Siegfried made a motion to approve the appointment of Warren Davis, as the Ag Representative to the Morrow County Regional Planning Commission effective February 3, 2021 – March 25, 2023.

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO REAPPOINT LYNN SHINABERRY TO MORROW COUNTY REGIONAL  
PLANNING COMMISSION: 21-R-093**

**WHEREAS**, the term for Lynn Shinaberry on the Morrow County Regional Planning Commission will expire on March 25, 2021; and

**WHEREAS**, the Chester Township Trustees have recommended the reappointment of Lynn Shinaberry, 7196 State Route 95, Fredericktown, Ohio 43019, as their representative on the Morrow County Regional Planning Commission;

**THEREFORE**, Mr. Abraham made a motion to approve the reappointment of Lynn Shinaberry effective March 26, 2021 – March 25, 2023.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE  
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND  
CERTIFYING THEM TO THE COUNTY AUDITOR: 21-R-094**

The Board of County Commissioners of Morrow County, Ohio, met in Regular Session on the 3<sup>rd</sup> day of February, 2021 at the office of the Commissioners with the following members present:

Mr. Abraham  
Mr. Siegfried  
Mr. Whiston

Mr. Siegfried moved the adoption of the following Resolution:

**WHEREAS**, this Board of County Commissioners of Morrow County, Ohio in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2021; and

**WHEREAS**, the Budget Commission of Morrow County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill tax limitation; therefore be it

**RESOLVED**, by the Board of Commissioners, of Morrow County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certifications, be and the same are hereby accepted; and be it further

**RESOLVED**, that there be and is hereby levied on the tax duplicate of said County the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

<b>SCHEDULE A</b> <b>SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY</b> <b>BUDGET COMMISSION</b> <b>AND COUNTY AUDITOR'S ESTIMATED TAX RATES</b>				
FUND	Amount to be derived from levying outside 10 M. limitation	Amount approved by Budget Commission inside 10 M. limitation	County Auditors Estimate of Tax Rate to Be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
General Fund		\$2,909,821.00	3.20	
Hospital	\$1,532,414.00			2.50
Senior Citizen	\$428,612.00			0.50
Health	\$391,992.00			0.50
Ambulance & EMS	\$1,556,967.00			3.00
Board of DD	\$2,351,958.00			3.00
OSU Extension Service	\$389,241.00			0.50
Del/Mor Mental Health	\$733,722.00			1.00
County Roads	1,714,452.00			2.00
<b>TOTAL</b>	<b>\$9,099,358.00</b>	<b>\$2,909,821.00</b>	<b>3.20</b>	<b>13.00</b>

<b>SCHEDULE B</b> <b>LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES</b>				
FUND	Effective Rate		Maximum Rate Authorized to be levied	County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column II)
	Ag/Res.	Other		
<b>County Hospital</b> levy authorized by voters on Nov 3, 2015 - for not to exceed 5 years - <b>expires 2020 Renewal</b>	1.56457	2.456287	2.50	\$1,532,414.00
<b>Senior Citizens</b> levy authorized by voters on Nov 8, 2016 - for not to exceed 5 years - <b>expires 2021 Replacement</b>	0.468241	0.491257	0.50	\$428,612.00

<b>Health Department</b> levy authorized by voters on Nov 5, 2013 - for not to exceed 10 years - <b>expires 2022 Replacement</b>	0.421667	0.491257	0.50	\$391,992.00
<b>Ambulance and EMS</b> levy authorized by voters on Nov 5, 2019 for not to exceed 5 years - <b>expires 2024 Renewal</b>	1.672674	1.96503	2.00	\$1,556,967.00
<b>Ambulance and EMS</b> levy authorized by voters on Nov 5, 2019 for not to exceed 5 years – <b>expires 2024 Additional</b>	0.937093	1	1.00	\$859,857.00
<b>MRDD</b> levy authorized by voters on May 6, 2014 <b>cont. years</b>	2.530005	2.947545	3.00	\$2,351,958.00
<b>OSU Extension</b> levy authorized by voters on November 5, 2019 for not to exceed 5 years - <b>expires 2023 Renewal</b>	0.418168	0.491257	0.50	\$389,241.00
<b>County Roads – Engineer</b> levy authorized by voters on March 15, 2016 for not to exceed 5 years – <b>expires 2020 Additional</b>	1.872966	1.965030	2.00	\$1,714,452.00
<b>Delaware Morrow Mental Health</b> authorized by voters on Nov 8, 2016 for not to exceed 5 years - <b>expires 2021 Renewal</b>	0.785542	0.943321	1.00	\$733,722.00

and be it further

**RESOLVED**, that the Clerk of this Board be and she is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Abraham duly seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

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

**IN THE MATTER OF  
APPROVAL OF SUPPLEMENTAL MEMORANDUM OF UNDERSTANDING BY AND  
BETWEEN THE JUVENILE COURT OF RICHLAND COUNTY, OHIO AND THE  
JUVENILE COURT OF MORROW COUNTY, OHIO: 21-R-095**

Mr. Whiston made a motion to approve the following Supplemental Memorandum of Understanding:

**SUPPLEMENTAL MEMORANDUM OF UNDERSTANDING**

THIS SUPPLEMENTAL MEMORANDUM OF UNDERSTANDING entered into this 26<sup>th</sup> day of January, 2021, by and between the JUVENILE COURT OF RICHLAND COUNTY, OHIO, and the JUVENILE COURT OF MORROW COUNTY, OHIO for the sole purpose of establishing the DETENTION FACILITY per diem rate:

WITNESSETH that;

WHEREAS the BOARD OF COUNTY COMMISSIONERS OF RICHLAND COUNTY, OHIO, and the BOARD OF COUNTY COMMISSIONERS OF MORROW COUNTY, OHIO, have entered into an agreement for the purchase of detention services and

WHEREAS, MORROW COUNTY JUVENILE COURT is desirous of purchasing detention services for the secure detainment of alleged or adjudicated delinquent youth by the MORROW COUNTY JUVENILE COURT at the RICHLAND COUNTY JUVENILE DETENTION FACILITY, 411 South Diamond Street, Mansfield, Ohio, 44902, at a fixed per diem rate of \$100.00 per day during calendar year 2021 for each youth committed and

WHEREAS, RICHLAND COUNTY is willing to receive youth committed to the aforesaid facility from MORROW COUNTY, subject to bed space availability, at a fixed per diem rate of \$100.00 during calendar year 2021 and

NOW, THEREFORE, the JUVENILE COURT OF RICHLAND COUNTY, OHIO, and the JUVENILE COURT OF MORROW COUNTY, OHIO agree as follows:

THE CALENDAR YEAR 2021 PER DIEM FOR EACH YOUTH COMMITTED SHALL BE FIXED AT \$100.00.

THE TRANSPORTATION COSTS FOR THE OCCASIONAL TRANSPORT OF JUVENILES TO AND FROM THE FACILITY, WHILE THE PRIMARY RESPONSIBILITY OF MORROW COUNTY, SHALL BE AT THE RATE OF \$.56 PER MILE AND \$18.50 PER HOUR, PER TRIP, PER COURT EMPLOYEE.

s/Steve McKinley, Judge  
Richland County Juvenile Court

s/Robert C. Hickson, Jr.  
Morrow County Common Pleas Court

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF AMENDED RENTAL LEASE AGREEMENT BETWEEN BOARD OF  
MORROW COUNTY COMMISSIONERS AND MORROW COUNTY WHEELS TO WORK,  
FOR BUILDING & GROUNDS AT 4565 COUNTY ROAD 9, CARDINGTON, OHIO: 21-R-096**

WHEREAS, the Morrow County Board of Commissioners (landlord) and the Morrow County Wheels to Work entered into a lease agreement for the use of the building and grounds at 4565 County Road 9, Cardington, Ohio; and

WHEREAS, the term of the lease agreement is for one year, commencing on January 1, 2021 and ending on December 31, 2021, using the monthly cost associated with the rental property as calculated below:

Annual Direct Expenses:

Principal	\$15,000.00
Interest	\$ 4,756.96
Total	\$19,756.96
Plus 5% Maint Administrative cost	<u>\$ 987.85</u>
	\$20,744.81/12 = \$1,728.73
<b>Total Rent Per Month</b>	<b>\$1,728.73</b>
<b>Total Rent Per Year</b>	<b>\$20,744.76</b>

THEREFORE, Mr. Siegfried made a motion to approve the amended lease agreement as submitted.

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO RECESS SESSION: 21-R-097**

Mr. Siegfried made a motion to recess session at 9:12 a.m.

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO RETURN TO REGULAR SESSION: 21-R-098**

Mr. Whiston made a motion to return to regular session at 10:36 a.m.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO ENTER INTO EXECUTIVE SESSION: 21-R-099**

Mr. Abraham made a motion to enter into Executive Session at 10:36 a.m. for the purpose of discussing pending litigation.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO RETURN TO REGULAR SESSION: 21-R-100**

Mr. Abraham made a motion to return to regular session at 10:58 a.m.

Mr. Siegfried duly seconded this motion.

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

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