

**REGULAR SESSION JUNE 16, 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. Whiston and Mr. Siegfried.

Public in attendance: John Harsch (EMA)

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 JUNE 14, 2021: 21-R-431**

Mr. Siegfried made a motion to approve the minutes of regular session of June 14, 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-432**

Mr. Whiston made a motion to approve payment of bills numbered 1 through 124 submitted by the Morrow County Auditor's office.

Mr. Abraham duly seconded this motion

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

**IN THE MATTER OF  
PAY-INS: 21-R-433**

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

Receipt Batch #1839 Payments received from Chesterville customers for sewer fund 5159 \$180.00  
Payments received from Johnsville customers for sewer fund 5100 \$354.00  
Pay-in# 211630 Payment from South Bloomfield for Road Vacation petition fee 1000-1090-480891 in the amount of \$175.00

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – AUDITOR, INHERITANCE  
TAX FUND: 21-A-075**

At the request of Patricia Davies, Morrow County Auditor, a motion was made by Mr. Siegfried to appropriate from the unappropriated certified monies to the following accounts:

2709-7002-510211	OPERS	\$265.00
2709-7002-510213	Medicare	\$30.00

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – PARK DISTRICT  
CAPITAL IMPROVEMENT FUND 4125: 21-A-076**

At the request of Patricia Davies, Morrow County Auditor, a motion was made by Mr. Whiston to appropriate from the unappropriated certified monies to the following account:

4125-0026-550710

Land

\$286,645.50

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 – DOG & KENNEL FUND 2005, AUDITOR DEPARTMENT: 21-T-038**

At the request of Patricia Davies, Morrow County Auditor, a motion was made by Mr. Siegfried to approve the following transfer of funds:

\*\*Reason – to cover the cost of next years' Dog Tags

From 2005-7002-530300 Purchased Services to 2005-7002-540420 Operating Supplies in the amount of \$500.00

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF****PETITION TO VACATE PORTION OF TOWNSHIP ROAD 16 IN SOUTH BLOOMFIELD TOWNSHIP: 21-R-434**

**WHEREAS**, The Morrow County Board of Commissioners have received a petition from the South Bloomfield Township Trustees, requesting to vacate a portion of S. Bloomfield Township Road 16, described as follows:

Being part of Southeast quarter of Section 17, of South Bloomfield Township, Morrow County, Ohio. We the trustees of South Bloomfield Township of Morrow County, Ohio do petition, pursuant to Ohio Revised Code section 5553.045(B), the Morrow County Commissioners to vacate South Bloomfield Township Road 16, between South Bloomfield Township Road 199 and Morrow County Road 15. This road has not been maintained by South Bloomfield Township well in excess of a 21-year period, and serves no general public interest for transportation or travel.

**WHEREAS**, the Board of Morrow County Commissioners cause said petition to be advertised according to law; and further resolved, the viewing of the proposed vacation will be held at 1:30 p.m. on July 7, 2021 at the site, and a public hearing will be held at 11:00 a.m. on July 14, 2021 at the Morrow County Commissioner's Hearing Room, 80 North Walnut Street, Mt. Gilead, Ohio 43338.

Mr. Whiston moved to set the time for the viewing of the aforementioned road vacate in South Bloomfield Township, and to set the time for the public hearing.

Mr. Siegfried duly seconded this motion.

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

Advertise: Morrow County Sentinel and website [www.morrowcountyohio.gov](http://www.morrowcountyohio.gov), June 23 and June 30, 2021.

**IN THE MATTER OF****APPROVAL OF SERVICES CONTRACT BY AND BETWEEN THE MORROW COUNTY LOCAL EMERGENCY PLANNING COMMITTEE, THE MORROW COUNTY OFFICE OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY AND THE MORROW COUNTY COMMISSIONERS AND APPROVAL FOR CHAIRMAN TO SIGN: 21-R-435**

Mr. Siegfried made a motion to approve the following agreement by and between the Morrow County Local Emergency Planning Committee and Morrow County Office of Homeland Security and Emergency Management Agency and approval for Chairman Tom E. Whiston to sign.

This agreement, made and entered into the 9<sup>th</sup> day of June 2021 by and between the Morrow County Local Emergency Planning Committee (MCLEPC) and the Morrow County Office of Homeland Security and Emergency Management Agency (MCOHS/EMA):

**WHEREAS**, the contract shall include, but not be limited to the following services:

1. Serving as the MCLEPC emergency information coordinator.
2. Coordinating and assisting in the preparation of the Hazardous Materials Emergency Response Plan for Morrow County.
3. Conducting field exercises of the Emergency Response.
4. Investigation of alleged violations of reporting hazardous or extremely hazardous chemicals.
5. Conducting field visits to industries and others that may use hazardous chemicals that come under SARA Title III.
6. Representing the MCLEPC at the sites of spills or other unauthorized releases to the environment.
7. Maintain all required chemical filing forms.
8. To complete the annual grant for the MCLEPC.

**THEREFORE**, the parties agree:

1. MCOHS/EMA Director shall be the person to provide such services and agrees to notify MCLEPC of any changes in this designation.
2. In order to facilitate the services described in this agreement the MCLEPC agrees to:
  - a. Voucher to the MCOHS/EMA, EMA Assistance Fund, in the amount of (Grant determined yearly by the State of Ohio EPA office)
  - b. Hold the MCOHS/EMA harmless from any and all liability, suits, losses, judgments, damages or any other demand brought as a result of the actions or omissions in the performance of this contract.
3. The MCLEPC and MCOHS/EMA agree that in the performance of this contract, there will be no discrimination against any person because of race, color, sex, religion, national origins, age, handicap, or any other factor as specified in the Civil Rights Act of 1964, as amended, in Section 504, of the Rehabilitation Act of 1973, as amended, and in any subsequent law or regulation pertaining to Civil Rights.
4. The term of this contract shall be twelve (12) months, beginning on July 1, 2021 and ending on June 30, 2022. This contract may be canceled by either party with 30 days of written notice of such cancellation to be transmitted by personal mail or personal delivery to the other party.

s/Chairman, Morrow County Local Emergency Planning Committee  
 s/Chairman, Morrow County Emergency Management Agency Executive Committee  
 s/Chairman, Board of Morrow County Commissioners

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
 APPROVAL OF LEASE AGREEMENT BETWEEN THE MORROW COUNTY  
 FIREFIGHTER AND SQUADSMEN’S ASSOCIATION AND THE MORROW COUNTY  
 COMMISSIONERS FOR EMA SPACE: 21-R-436**

Mr. Siegfried made a motion to approve the lease agreement between the Morrow County Firefighter and Squadsmen’s Association and the Morrow County Commissioners for space to be used by the Morrow County Emergency Management Agency.

**LEASE AGREEMENT**

This lease is between the Morrow County Firefighter and Squadsmen’s Association at 140 S. Main St., Mt. Gilead, OH 43338 herein referred to as the “Lessor” and the Morrow County Commissioners at 80 N. Walnut St., Mt. Gilead, OH 43338 herein referred to as the “Lessee”, collectively referred to herein as the “Parties”.

**Description and Use of Leased of Premises**

The Lessor hereby agrees to lease to the Lessee and the Lessee does hereby lease from the Lessor with full right, title and enjoyment thereto the following described space within the following premises; 140 S. Main St., Mt. Gilead, OH 43338, referred to herein as the "Premises".

More particularly, the Lessor shall lease office space to be used by the Morrow County Emergency Management Agency in the building it currently occupies. The office space shall consist of 340 square feet located in the northwest portion of the facility to include an office with a locking door and space for a permanent Emergency Operations Center. The Lessor will allow the Morrow County EMA employees and invitee's use of the common areas at the front of the building for the purpose meetings, training, etc. Also, the Lessor will allow the access to the outside parking area. Further the Lessor shall provide access to the garage space and allow the storage of the EMA vehicle, EMA command vehicle, two metal cabinets and miscellaneous small equipment. The Lessor will provide utilities, phone and internet as part of the agreement.

**Original Term**

The term of the lease shall be twelve (12) months, beginning on July 1, 2021 and ending June 30, 2022.

**Rent**

The rent for the term shall be \$500 per month which will be payable in monthly installments with the first payment due upon commencement of the Lease and each monthly installment payable thereafter on the first day of each month.

**Gross Lease**

It is the intention of the Parties, and they hereby agree, that this Lease be considered a Gross Lease and as such, the above Base Rent is the entirety of the monthly rent and expenses payable by Lessee to Lessor and Lessee is not obligated to pay any additional expenses including utilities, real estate taxes, insurance (other than on the Lessee's property) liens, charges or expenses of any nature whatsoever in conjunction with the ownership and operation of the Premises.

**Indemnification**

The Lessee hereby covenants and agrees to indemnify, defend and hold the Lessor harmless from any and all claims or liabilities which may arise from any cause whatsoever as a result of the lessee's use and occupancy of the Premises.

**Amendment**

No amendment of this Lease shall be effective unless reduced to writing and subscribed by the parties with all the formality of the original.

**Binding Effect**

This Lease and any amendments thereto shall be binding upon the Lessor and the Lessee and/of their respective successors or administrators.

Approved By:

s/Jeff Sparks

Morrow County Firefighter and Squadsman's Association

s/Tom Whiston

s/Tim Siegfried

s/Tim Abraham

Morrow County Commissioners

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
APPOINTMENTS OF MEMBERS TO THE LOCAL EMERGENCY PLANNING  
COMMITTEE AND APPROVAL FOR CHAIRMAN TO SIGN APPLICATION FOR  
LEPC APOINTMENT: 21-R-437**

**WHEREAS**, John Harsch, EMA Director is submitting the following names for consideration to the Local Emergency Planning Committee for the current term 8/11/2021 – 8/9/2023

Representing	Name	Title	Employer
Fire	Chad Swank	Chief	Mt. Gilead Fire
	Ben Lovell	Chief	Big Walnut JFD
Law	John Hinton	Sheriff	Morrow County SO
	Lt Gurgit Grewal	Post Commander	OSHP
Elected Official	Tim Abraham	Commissioner	Morrow County
Emergency Management	John Harsch	EMA Director	Morrow County
Hospital	Ashley Hughes	Emergency Preparedness	Morrow County Hospital
First Aid	Jeff Sparks	Chief	Morrow County EMS
Health	Morgan Kocher	Director of Nursing	Morrow County Health
	Stephanie Bragg	Health Commissioner	Morrow County Health
Community Group	Tim Callahan	Program Manager	American Red Cross
Industry	Dave Adkins		Cardington Yutaka
	Lisa Noe	Specialist EHS	Cardington Yutaka
Other	Keith Acker	Director	Morrow County 911
	Gene Gompf	Funeral Director	Gompf Funeral Service
	Warren Davis		Citizen

**THEREFORE**, Mr. Siegfried made a motion to approve appointing the above members to the Local Emergency Planning Committee for the current term of August 11, 2021 – August 9, 2023, and approval for Chairman Tom E. Whiston to sign application for LEPC appointment as presented.

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF TITLE IV-D CONTRACT BETWEEN MORROW COUNTY CHILD  
SUPPORT ENFORCEMENT AGENCY AND THE MORROW COUNTY COMMON PLEAS  
COURT: 21-R-438**

Mr. Abraham made a motion to approve IV-D contract between Morrow County Support Enforcement Agency and the Morrow County Common Pleas Court, as submitted by Sundie Brown, Director Job and Family Services. The contract will be effective April 1, 2021 through March 31, 2022, unless terminated according to the terms of the contract.

Payment for all services provided in accordance with the provision of this contract are contingent upon the availability of the non-federal share and FFP reimbursement as follows:

	AMOUNT	SOURCE
Non-Federal Share	\$37,448.69	Local Sources
FFP Reimbursement	\$72,694.51	
Total IV-D Contract Cost	\$110,143.20	

Mr. Whiston 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-439**

Mr. Siegfried made a motion to recess session at 9:27 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-440**

Mr. Whiston made a motion to return to regular session at 3:18 p.m.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
 APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES -  
 GENERAL FUND, SHERIFF-CORRECTIONAL: 21-A-077**

Mr. Siegfried made a motion to appropriate from the unappropriated certified monies to the following accounts for salaries at the Correctional Facility:

1000-9119-510129	Corrections Wages	\$74,000.00
1000-9119-510190	Overtime	\$10,000.00
1000-9119-510211	OPERS	\$14,000.00
1000-9119-510213	Medicare	\$2,000.00

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
 APPROVAL TO HIRE WINDY TENNANT AS ASSISTANT CLERK TO THE MORROW  
 COUNTY BOARD OF COMMISSIONERS: 21-R-441**

Mr. Abraham made a motion to approve hiring Windy Tennant as Assistant Clerk to the Morrow County Board of Commissioners, full time, \$14.53 per hour, sick leave, vacation time and personal leave as per the Morrow County Personnel Policy Manual and offered health insurance (waiting period as per the Personnel Policy Manual) effective June 24, 2021 upon positive results of a background check.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
 RESOLUTION APPROPRIATING PROPERTY FOR THE PURPOSE OF IMPROVEMENTS  
 ON COUNTY ROAD 11 IDENTIFIED AS PARCEL 15-SH, LOCATED IN CARDINGTON  
 TOWNSHIP, MORROW COUNTY, OHIO: 21-R-442**

Mr. Siegfried made a motion to approve the following Resolution:

**BEFORE THE BOARD OF BOARD OF COUNTY COMMISSIONERS, MORROW  
 COUNTY, OHIO**

**RESOLUTION APPROPRIATING PROPERTY FOR THE PURPOSE OF  
 IMPROVEMENTS ON COUNTY ROAD 11 IDENTIFIED AS PARCEL AT-SH,  
 LOCATED IN CARDINGTON TOWNSHIP, MORROW COUNTY, OHIO.**

**PROJECT NO. MRW-CR11-2.86**

**WHEREAS**, on June 16, 2021, the Board of County Commissioners of Morrow County, Ohio met in their office at 80 North Walnut Street, Mount Gilead, Ohio, 43338.

**WHEREAS**, the purpose of this resolution is to declare the intent and cause appropriation to public use of properties required for the improvement of County Road 11, located in Cardington Township, Morrow County, Ohio as specified on plans on file in the office of the Morrow County Engineer, designated as Project MRW-CR11-2.86 in accordance with Section 163.01 through 163.22 inclusive of the Ohio Revised Code; now, therefore be it resolved that:

1. It is deemed necessary and is hereby declared to be the intent of the Board of Commissioners, Morrow County, State of Ohio, to cause by resolution the appropriation of public use of one Perpetual Easement for Highway Purposes in the manner stipulated and described herein and as specified on plans on file in the office of the Morrow County Engineer, 50 East High St., Mount Gilead, OH 43338.

2. The parcel of land is to be appropriated in the manner prescribed in Section 163.01 through 163.22 inclusive of the Ohio Revised Code.
3. At any time subsequent to the effective date of this resolution and prior to passage of the same, the Morrow County Engineer and/or his authorized agents are hereby empowered with the consent and approval of the Board of Commissioners, Morrow County, State of Ohio, to act in accordance with the purpose stated herein by having the right full authority to purchase any part or all of said properties herein described. Being a Perpetual Easement for Highway Purposes on Parcel 15-SH, a part of the Northwest Quarter of Fractional Section 28, Township 6 South, Range 17 East and being a part of a 1.112-acre parcel of land, with unknown current or past ownership, Deed Book volume unknown of the Morrow County Recorder's records.
4. Copies of this resolution shall be furnished to the Morrow County Prosecutor immediately upon its adoption.
5. A survey of the parcel which is subject to this Resolution is attached hereto and made a part hereof marked as Exhibit A.

Date of passage: June 16, 2021

BOARD OF COMMISSIONERS, MORROW COUNTY, OHIO

s/Thomas Whiston, Commissioner

s/Tim Siegfried, Commissioner

s/Tim Abraham, Commissioner

Attest: s/Cheryl Heacock, Clerk

Document prepared by: Thomas J. Smith, Morrow County Prosecuting Attorney

Mr. Abraham 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. Whiston.

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

We hereby certify the foregoing to be true and correct.

\_\_\_\_\_  
CHAIRMAN

\_\_\_\_\_

\_\_\_\_\_  
CLERK

\_\_\_\_\_

\_\_\_\_\_  
ASSISTANT CLERK

\_\_\_\_\_  
MORROW COUNTY COMMISSIONERS