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**REGULAR SESSION JULY 20, 2020**

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. Davis, Mr. Whiston and Mr. Castle.

Public in attendance: Mike Goff (Treasurer), Andy Ware (Development), Dixie Shinaberry (Recorder), Brent Russell (Planning/Zoning) and Alberta Stojkovic (Sentinel).

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Castle, 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 JULY 15, 2020: 20-R-560**

Mr. Whiston made a motion to approve the minutes of regular session of July 15, 2020, as recorded in the Commissioners Journal # 48.

Mr. Davis duly seconded this motion

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle..., "yea"

**IN THE MATTER OF  
APPROVAL OF BILLS FOR PAYMENT: 20-R-561**

Mr. Whiston made a motion to approve payment of bills numbered 1 through 44 submitted by the Morrow County Auditor's office.

Mr. Davis duly seconded this motion

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle..., "yea"

**IN THE MATTER OF  
PAY-INS: 20-R-562**

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

Pay-in# 202057 Payment received from Ketterman customers for sewer fund 5121 \$335.04  
Pay-in# 202058 Payment received from Johnsville customers for sewer fund 5100 \$236.00  
Pay-in# 202059 Payment received from Chesterville customers for sewer fund 5159 \$420.00  
Pay-in# 202060 Payment received from Somoco customers for sewer fund 5110 \$82.28  
Pay-in# 202073 Payment received from Ketterman customers for sewer fund 5121 \$907.36  
Pay-in# 202074 Payment received from Johnsville customers for sewer fund 5100 \$708.00  
Pay-in# 202075 Payment received from Chesterville customers for sewer fund 5159 \$773.29  
Pay-in# 202076 Payment received from Somoco customers for sewer fund 5110 \$87.12  
Pay-in# 202077 Payment received from Morrow County Development Office for sewer admin Jan-June 2020  
5450-1020-430302 \$1,133.15  
Pay-in# 202085 Payment from Businessolver for COBRA payment – June 2020 7222-7777-740100  
\$1,389.44  
Pay-in# 202090 Payment received from Ketterman customers for sewer fund 5121 \$55.84  
Pay-in# 202091 Payment received from Johnsville customers for sewer fund 5100 \$59.00  
Pay-in# 202092 Payment received from Chesterville customers for sewer fund 5159 \$540.00  
Pay-in# 202093 Payment received from Somoco customers for sewer fund 5110 \$82.28

**IN THE MATTER OF  
TRANSFER OF FUNDS – GENERAL FUND, PROSECUTOR: 20-T-064**

At the request of Charles Howland, Morrow County Prosecutor, a motion was made by Mr. Whiston to approve the following transfer of funds:

\*\*Reason – to reimburse FOJ for payment of training for victim witness advocates

From 1000-4447-510120 Employee Wages to 1000-4447-520330 Training and Travel in the amount of \$1,000.00

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle., "yea"

**IN THE MATTER OF  
TRANSFER OF FUNDS – BOARD OF ELECTIONS FUND 2097 HAVA GRANT: 20-T-065**

At the request of April Brown, Deputy Director, a motion was made by Mr. Davis to approve the following transfer of funds:

\*\*Reason – all unused grant money needs to be returned to the Secretary of State

From 2097-0016-530319 Professional Services to 2097-0016-530490 Reimburse Grants in the amount of \$1,595.56

From 2097-0016-550740 Computers/Equip/Furniture to 2097-0016-530490 Reimburse Grants in the amount of \$532.24

Mr. Whiston duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle., "yea"

**IN THE MATTER OF  
TRANSFER OF FUNDS – SHERIFF FUND 2966 OUTSIDE HOUSING: 20-T-066**

At the request of Melissa Caldwell, Accounts Payable/Receivable, a motion was made by Mr. Davis to approve the following transfer of funds:

\*\*Reason – need funds moved into Medicare as it is in the negative

From 2966-9666-510129 Employee Wages to 2966-9666-510213 Medicare in the amount of \$3,000.00

Mr. Whiston duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle., "nay"

**IN THE MATTER OF  
TRANSFER OF FUNDS – GENERAL FUND, TREASURER: 20-T-067**

At the request of Michael Goff, Treasurer, a motion was made by Mr. Whiston to approve the following transfer of funds:

\*\*Reason – transfer needed to meet payroll

From 1000-3003-540345 Legal Advertising to 1000-3003-510120 Employee Wages in the amount of \$800.00

From 1000-3003-520330 Training & Travel to 1000-3003-510120 Employee Wages in the amount of \$800.00

From 1000-3003-520350 Professional Organizations Dues to 1000-3003-510120 Employee Wages in the amount of \$603.74

From 1000-3003-530319 IT Professional Services to 1000-3003-510120 Employee Wages in the amount of \$1,573.11

From 1000-3003-540400 Supplies & Materials to 1000-3003-510120 Employee Wages in the amount of \$500.00

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle., "yea"

**IN THE MATTER OF  
TRANSFER OF FUNDS – TREASURER'S DRETAC FUND 2317: 20-T-068**

At the request of Michael Goff, Treasurer, a motion was made by Mr. Davis to approve the following transfer of funds:

\*\*Reason – transfer needed to meet payroll

From 2317-3003-520330 Training & Travel to 2317-3003-510120 Employee Wages in the amount of \$500.00

From 2317-3003-530310 Professional Services to 2317-3003-510120 Employee Wages in the amount of \$852.50

From 2317-3003-530313 Cost Allocation to 2317-3003-510120 Employee Wages in the amount of \$103.00

From 2317-3003-530344 Printing to 2317-3003-510120 Employee Wages in the amount of \$1,000.00

From 2317-3004-530311 Professional Legal Fees to 2317-3003-510120 Employee Wages in the amount of \$4,719.00

From 2317-3004-530345 Legal Advertising to 2317-3003-510120 Employee Wages in the amount of \$9,000.00

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – MCAT FUND  
2061: 20-A-076**

At the request of Zane Webster, Transit Director, a motion was made by Mr. Whiston to appropriate from the unappropriated certified monies to the following accounts:

|                  |                                  |             |
|------------------|----------------------------------|-------------|
| 2061-0164-530325 | MCAT Vehicle Maint/Repair        | \$4,000.00  |
| 2061-0164-540530 | MCAT Non-Vehicle Materials/parts | \$14,000.00 |

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – PARK DISTRICT  
FUND 2025: 20-A-077**

At the request of Jim Overmoyer, Treasurer, a motion was made by Mr. Whiston to appropriate from the unappropriated certified monies to the following account:

|                  |                      |            |
|------------------|----------------------|------------|
| 2025-0025-550730 | Improvement of Sites | \$2,500.00 |
|------------------|----------------------|------------|

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF  
REMOVAL OF RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS  
OF THE TEN MILL LIMITATION – MORROW COUNTY HOSPITAL: 20-R-563**

Mr. Whiston made a motion to **remove** this Resolution upon the recommendation of Hospital Board to put the renewal levy of 2.5 mill for the Morrow County Hospital on the General Election ballot to be held on November 3, 2020.

**RESOLUTION DECLARING IT NECESSARY TO  
LEVY A TAX IN EXCESS OF THE TEN MILL  
LIMITATION**

**WHEREAS**, the Morrow County Hospital Board of Trustees has requested that the current 2.5 mill levy supplementing the County General Fund of Morrow County to provide an adequate amount for the support of the Morrow County Hospital be renewed at the same rate for an additional period of 5 years;

**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 for the necessary requirements of the County;

**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 benefit of the County for the purpose of making appropriations for the support of Morrow County Hospital pursuant to Section 5705.191 and that it is in need of additional tax income at a rate of not exceeding two and five-tenths (2.5) mills for each \$1.00 valuation of five (5) years, which levy is a renewal levy;
- 2) Said levy, if approved, shall be placed upon the tax list for the current year, being 2020, and for the ensuing five (5) years through 2025, in compliance with Revised Code Section 5705.34 after the November settlement next succeeding the election; and
- 3) 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 election; and
- 4) The question of levying said additional tax shall be submitted to the electors of said Morrow County at the General election to be held at the usual voting places within said County on the 3<sup>rd</sup> day of November, 2020; and
- 5) 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.
- 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: July 20, 2020

**MORROW COUNTY BOARD OF COMMISSIONERS**

s/Burgess Castle  
 s/Tom Whiston  
 s/Warren Davis

Attest: Cheryl Heacock, Clerk

I, Cheryl Heacock, Clerk of the Board of Commissioners of Morrow County, Ohio, do hereby certify that the foregoing Resolution is taken and copied from the records of the proceedings of the Board of Commissioners of Morrow County, that the same has been compared by me with the Resolution on said record and that is a true and correct copy thereof.

s/Cheryl Heacock, Clerk

s/Charles S. Howland, Approved As to Form

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “nay” .., Mr. Castle..., “yea”

**IN THE MATTER OF  
 APPROVAL FOR THE MORROW COUNTY AUDITOR TO REIMBURSE  
 SUBMITTED MARCH – MAY 2020 COVID UNEMPLOYMENT EXPENSES  
 FROM THE CRF FUND: 20-R-564**

Mr. Whiston made a motion approving the Morrow County Auditor to reimburse submitted March – May 2020 COVID unemployment expenses from the CRF fund in the amount of \$12,909.06 as presented.

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle..., “yea”

**IN THE MATTER OF  
APPROVAL FOR THE MORROW COUNTY ENGINEER TO ADVERTISE NOTICE  
TO BIDDERS FOR BRIDGE REPLACEMENT PROJECT KNOWN AS  
MRW-CAN25-CR130: 20-R-565**

Mr. Castle made a motion to approve the Morrow County Engineer to advertise notice to bidders for bridge replacement project known as MRW-CAN25-CR130:

**NOTICE TO BIDDERS**

Sealed proposals will be received at the Office of the Board of Morrow County Commissioners, 80 North Walnut Street, Suite A, Mount Gilead, Ohio 43338, until

10:00 A.M. local time on Wednesday, August 5, 2020

for furnishing all design, labor, materials and equipment necessary to complete the bridge replacement project known as MRW-CAN25-CR130, and at said time and place, publicly opened and read aloud. Design-build contract documents, bid sheets, plans and specifications can be obtained at said office on or after July 23, 2020.

Each bidder is required to furnish with its proposal, a Bid Guaranty and Contract Bond in accordance with Section 153.54 of the Ohio Revised Code. Bid security furnished in Bond form, shall be issued by a Surety Company or Corporation licensed in the State of Ohio to provide said surety.

Each proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of their experience on projects of similar size and complexity. The owner intends and requires that this project be completed no later than November 13, 2020.

All contractors and subcontractors involved with the project will, to the extent practical, use Ohio products, materials, services and labor in the implementation of their project. Additionally, contractor compliance with equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive order of 1992, and Governor's Executive order 84-9 shall be required.

Bidders must comply with the prevailing wage rates on Public Improvements in Morrow County, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division, (614) 644-2239.

Note:

Domestic Steel use requirements as specified in Section 153.001 of the Ohio Revised Code apply to this project, if it is used in the design. Copies of Section 153.001 of the Revised Code can be obtained from any of the offices of the Department of Administrative Services.

The Board of Morrow County Commissioners reserves the right to waive irregularities and to reject any or all bids.

By order of the Board of Morrow County Commissioners

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle., "yea"

**IN THE MATTER OF  
APPROVAL OF AGREEMENT BETWEEN THE STATE OF OHIO, ACTING BY AND  
THROUGH THE DIRECTOR OF THE OHIO PUBLIC WORKS COMMISSION AND  
MORROW COUNTY IN RESPECT OF THE PROJECT NAMED COUNTY ROAD 130  
BRIDGE REPLACEMENT AND APPROVAL FOR COMMISSIONER WARREN DAVIS TO  
SIGN: 20-R-566**

Mr. Whiston made a motion to approve the agreement between the State of Ohio, acting by and through the Director of the Ohio Public Works Commission and Morrow County in respect of the project named County Road 130 Bridge Replacement and approval for Commissioner Warren Davis to sign.

**Ohio Public Works Commission  
PROJECT GRANT AGREEMENT**

## STATE CAPITAL IMPROVEMENTS PROGRAM

Pursuant to Ohio Revised Code Chapter 164 and Ohio Administrative Code Chapter 164-1, this Project Grant Agreement (hereinafter referred to as the Agreement) is entered into **07/01/2020** by and between the State of Ohio, acting by and through the Director of the Ohio Public Works Commission (hereinafter referred to as the "Director" or the "OPWC"), and **Morrow County** (hereinafter referred to as the "Recipient"), in respect of the Project named **County Road 130 Bridge Replacement** as described in Appendix A of this Agreement ("Project") to provide **74%** of the total Project cost ("Participation Percentage"), not to exceed **Two Hundred Seventy-Two Thousand Three Hundred Eighty-Five Dollars (\$272,385)**, for the sole and express purpose of financing or reimbursing costs of the Project as more fully set forth in this Agreement and the Appendices attached hereto.

## RECITALS

Pursuant to Ohio Revised Code 164.02, the Ohio General Assembly created the Ohio Public Works Commission (OPWC) to implement the policies set forth in Article VIII, of the Ohio Constitution and Chapter 164 of the Ohio Revised Code;

Pursuant to Ohio Revised Code 164.05, the Director is empowered to (i) enter into agreements with Local Subdivisions to provide loans, grants, and local debt support for Capital Improvement Projects; and (ii) authorize payments to Local Subdivisions or their Contractors for costs incurred for Capital Improvement Projects;

Ohio Revised Code Sections 164.05 and 164.06 permit a grant of funds, or other forms of financial assistance, for such a Capital Improvement Project to be expended and provided only after the District Committee has submitted a request to fund the Capital Improvement Project outlining the Recipient's planned use of the funds; and subsequent approval of the request by the Director;

The Recipient desires to engage in the Capital Improvement Project described in Appendix A of this Agreement; and

The Project has been duly recommended to the Director pursuant to Ohio Revised Code 164.06 by the District Committee of which the Recipient is a part;

In consideration of the promises and covenants herein contained, the undersigned agree as follows:

**Appendix A**  
**Project Completion Schedule, Administration Designation, Description**

- 1) *Project Schedule.* Construction must begin within one year of 7/1/2020. Construction is scheduled to begin 8/01/2020 with completion by 12/31/2020. The Recipient may make a written request for an extension of the date to initiate construction, specifying the reasons for the delay and providing new construction start and completion dates. Requests may be approved by the Director providing that the Project can be completed within a reasonable time frame.
- 2) *Project Administration Designation.* The Project Administration Designation required by Section V.A. of this Agreement is designated by the Recipient as follows:  
  
Warren Davis, Chairman to act as the Project Chief Executive Officer  
Pat Davies, Auditor to act as the Project Chief Fiscal Officer; and  
Bart Dennison, Morrow County Engineer to act as the Project Manager.
- 3) *Project Location & Description.* The Project, for which the provision of financial assistance is the subject of this Agreement, is hereby described as follows:

*Location:* This bridge is located on County Road 130 in Cardington Township in Morrow County. The bridge spans the Shaw Creek and is 0.60 miles north of the intersection of CR130 and TR 133. Work limits are 150 feet west and 150 feet east of the existing structure.

*Description:* The project consists of rehabilitating a single span steel beam bridge with a corrugated metal deck and asphalt wearing surface. New 3-inch reinforced concrete abutment seats will be installed on the existing piling, installation of galvanized beams and

corrugated galvanized flooring. The structure will be 44' long x 24' wide. See engineer's estimate in project application for approved bid items and quantities.

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

All of the above is agreed to and understood by the parties signed below. This Agreement for Project No. **CQ03X** is effective as of 07/01/2020.

RECIPIENT

STATE OF OHIO

s/Warren Davis

Ohio Public Works Commission  
s/Linda S. Bailiff, Director

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**IN THE MATTER OF  
APPROVAL TO RECESS SESSION: 20-R-567**

Mr. Davis made a motion to recess session at 9:40 a.m.

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**IN THE MATTER OF  
APPROVAL TO RETURN TO REGULAR SESSION: 20-R-568**

Mr. Whiston made a motion to return to regular session at 10:27 a.m.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**10:30 A.M. JOINT BOARD OF MCKIBBEN DITCH #503 COMMISSIONERS**

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

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

We hereby certify the foregoing to be true and correct.

\_\_\_\_\_  
CHAIRMAN

\_\_\_\_\_  
CLERK

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

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