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**REGULAR SESSION JANUARY 20, 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: Bill Griffith, Larry Harden, Michael Sumner and Andy Ware (Development).

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 JANUARY 13, 2021: 21-R-048**

Mr. Abraham made a motion to approve the minutes of regular session of January 13, 2021, as recorded in the Commissioners Journal # 49.

Mr. Whiston 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-049**

Mr. Siegfried made a motion to approve payment of bills numbered 1 through 159 submitted by the Morrow County Auditor's office.

Mr. Whiston duly seconded this motion

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

**IN THE MATTER OF  
PAY-INS: 21-R-050**

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

Pay-in #210131 Payment received from Ketterman customers for sewer fund 5121 \$111.68  
Pay-in #210132 Payment received from Johnsville customers for sewer fund 5100 \$59.00  
Pay-in #210133 Payment received from Chesterville customers for sewer fund 5159 \$552.44  
Pay-in #210134 Payment received from Somoco customers for sewer fund 5110 \$582.18  
Pay-in #210136 Payment received from Auditor's Office for cost allocation 1000-1020-420210 \$8,682.00  
Pay-in #210137 Payment received from Planning & Zoning Office for Accu Globe maintenance fee 2728-1020-430302 \$2,250.00  
Pay-in #210155 Payment received from Chesterville customers for sewer fund 5159 \$240.00  
Pay-in #210156 Payment received from Economic Development for sewer loan admin costs 5450-1020-430302 \$1,049.10  
Pay-in #210157 Payment received for County portion of 2021 EMA services 2012-1050-450525 \$26,120.25  
Pay-in #210158 Payment received for Aug-Dec 2020 CAUV reviews 1000-1020-420250 \$175.00  
Pay-in #210159 Payment received from Sims Bros, Inc for scrap metal recycling 1000-1070-480830 \$100.18  
Pay-in #210173 Payment received from Ketterman customers for sewer fund 5121 \$505.84  
Pay-in #210174 Payment received from Somoco customers for sewer fund 5110 \$43.56  
Pay-in #210175 Payment received from North Bloomfield Township for 2021 EMA services 2012-1050-450525 \$1,397.25  
Pay-in #210176 Payment received from Morrow County EMA for Accu Globe maintenance fee 2728-1020-430302 \$250.00  
Pay-in #210188 Payment received from Ketterman customers for sewer fund 5121 \$55.84  
Pay-in #210189 Payment received from Johnsville customers for sewer fund 5100 \$123.90  
Pay-in #210190 Payment received from Chesterville customers for sewer fund 5159 \$712.50

Pay-in #210191 Payment received from Somoco customers for sewer fund 5110 \$2,196.55  
 Pay-in #210192 Payment received from Somoco customers for sewer fund 5110 \$85.06  
 Pay-in #210193 Payment received from Westfield Township for 2021 EMA services 2012-1050-450525 \$882.75

**IN THE MATTER OF  
 APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND,  
 SOIL & WATER: 21-A-009**

Mr. Abraham made a motion to appropriate from the unappropriated certified monies to the following account for CAUV reviews August – December 2020 for the Morrow County Auditor:

1000-0022-530397	Soil/Water (CAUV reviews)	\$175.00
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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 – ENGINEER’S FUND  
 2202: 21-A-010**

At the request of Bart Dennison, Morrow County Engineer, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following account as no appropriations were put in at the beginning of 2021:

2202-2002-540422	Uniforms	\$10,000.00
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Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF  
 APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – CORRECTIONAL  
 FACILITY FUND 2966: 21-A-011**

At the request of Lori Epling, Sheriff Office, a motion was made by Mr. Whiston to appropriate from the unappropriated certified monies to the following account:

2966-9666-530318	Out of County Medical	\$10,000.00
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Mr. Siegfried 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 CARDINGTON-LINCOLN  
 SCHOOLS BOARD OF EDUCATION OF MORROW COUNTY AND MORROW  
 COUNTY AREA TRANSIT (MCAT) AND APPROVAL FOR CHAIRMAN OF THE  
 BOARD OF COMMISSIONERS TO SIGN: 21-R-051**

Mr. Abraham made a motion to approve the lease agreement between the Cardington-Lincoln Schools Board of Education of Morrow County and MCAT and approval for Chairman Tom Whiston to sign:

**LEASE AGREEMENT**

This lease is made by and between the Cardington-Lincoln Local Schools Board of Education (“Board”) of Morrow County and the Morrow County Area Transit (“MCAT”)

In consideration of the mutual promises made herein, and in the interest of providing access to a portion of Cardington-Lincoln Local Schools Board of Education property not currently needed for educational purposes, which access will be beneficial to both the Board and MCAT in terms of the educational and financial resources provided and the greater availability of educational programs in the community, the parties hereby agree as follows:

**1. Description of Leases Premises:**

A portion of the Board facility located at 3700 County Road 168, Cardington, Ohio, located at the former Cardington Intermediate School building, more particularly described as the Instrumental Music Room.

**2. Term**

The term of the lease shall be for a period of one (1) year, beginning on January 1, 2021 and ending on December 31, 2021, subject to the reservation of rights set forth in paragraph 4 herein.

At the conclusion of the lease term, MCAT will have the opportunity to renew the lease on a monthly or yearly basis upon mutual consent of the Board and MCAT. If MCAT and the Board agree to a month-to-month renewal, MCAT shall be required to give the Board at least thirty (30) days' notice of its option to terminate the Lease. If MCAT and the Board agree to a one (1) year renewal, MCAT shall be permitted to terminate the Lease so long as it provides the Board with sixty (60) days' notice and full payment of total monies that would have been due to the Board for that one (1) year renewal.

**3. Restrictions on Use**

The Leased Premises shall be used solely for the purpose of transportation and related activities conducted by MCAT. Utilization shall conform to all State of Ohio and local codes and may not under any circumstances be used for the sale, use, or consumption of alcoholic beverages. Tenant shall not use, occupy, or permit the Leased Premises to be used or occupied for any unlawful business, use, or purpose, nor for any business, use, or purpose which is noxious, hazardous, or annoying, nor for any business, use, or purpose which violates any present or future federal, state, or local environmental law or regulation or other governmental laws or regulations.

**4. Reservation of Rights**

The Board may terminate this lease upon providing sixty (60) days written notice to MCAT if the Board determines that it needs to use the Leased Premises for educational or other Board purposes, or if it would be necessary or advisable to sell or otherwise dispose of property. MCAT may also terminate this lease agreement upon sixty (60) days written notice and full payment of total monies that would have been due to the Board by December 31, 2021.

**5. Improvements and Modifications****6. Rental**

MCAT will make lease payments to the Board on the following schedule:

Fair market value of \$10 per sq. ft.

Instrumental Music Room = 1050 sq. ft.

Annual payment from MCAT to the Board in the sum of \$10,500.00

Monthly payments from MCAT to the Board, \$875.00 per month

Lease payments shall be delivered to the Board Treasurer no later than the fifteenth (15<sup>th</sup>) day of each month.

**7. Default****8. Utilities, Services, and Incidental Benefits****9. Taxes, Fees, and Insurance****10. Indemnification****11. Signage****12. Assignments or Sublease****13. Waiver****14. Holdover****15. Notice****16. Binding Effect****17. Applicable Law****18. Amendments****19. Partial Invalidity****20. Authority**

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

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF AMENDED PRISONER HOUSING AGREEMENTS WITH THE NEW PER  
DAY RATE OF \$68.00 EFFECTIVE JANUARY 1, 2021: 21-R-052**

Mr. Siegfried made a motion to approve sending amended Prisoner Housing Agreements effective January 1, 2021 to the following entities:

Village of Cardington, Village of Crestline, City of Gallipolis, City of Jackson, Village of Mount Gilead, Village of Oak Hill, City of Shelby, City of Sunbury, City of Wellston, Village of Lexington.

Gallia County, Hardin County, Highland County, Jackson County, Lawrence County, Perry County, Wayne County, Wyandot County, Ross County, Knox County, Marion County, Meigs County and Pike County.

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-053**

Mr. Abraham made a motion to recess session at 9:08 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 RETURN TO REGULAR SESSION: 21-R-054**

Mr. Whiston made a motion to return to regular session at 12:22 p.m.

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. Whiston and duly seconded by Mr. Abraham.

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