

REGULAR SESSION DECEMBER 9, 2019

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: Joe Carroll (Airport), Andy Ware (Development), Alberta Stojkovic (Sentinel), Brooke Mangiavelli (Bricker & Eckler), Pat Davies (Auditor), David Homer (Assistant Prosecutor), Brent Russel (Zoning), Charles Howland (Prosecutor), Elijah Duncan (Fishburn), Krista Bonecutter, Rock Bonecutter, Daniel Schwartz (Fishburn), Chris Connelly (Taft Law, Mike Baker and Ben Lovell.

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Davis, 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 DECEMBER 4, 2019: 19-R-940**

Mr. Castle made a motion to approve the minutes of regular session of December 4, 2019, as recorded in the Commissioners Journal # 48.

Mr. Davis duly seconded this motion

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

**IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 19-R-941**

Mr. Whiston made a motion to approve payment of bills numbered 1 through 80 submitted by the Morrow County Auditor's office.

Mr. Davis duly seconded this motion

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

**IN THE MATTER OF
PAY-INS: 19-R-942**

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

- Pay-in #193474 Payment received from Ketterman customers for sewer fund 5121 \$55.84
- Pay-in #193475 Payment received from Ketterman customers for sewer fund 5121 \$55.84
- Pay-in #193476 Payment received from Johnsville customers for sewer fund 5100 \$513.00
- Pay-in #193477 Payment received from Chesterville customers for sewer fund 5159 \$625.80
- Pay-in #193478 Payment received from SoMoCo customers for sewer fund 5110 \$251.48
- Pay-in #193481 Payment received from Chesterville customers for sewer fund 5159 \$75.00
- Pay-in #193504 Payment received from Ketterman customers for sewer fund 5121 \$223.36
- Pay-in #193505 Payment received from Johnsville customers for sewer fund 5100 \$228.00
- Pay-in #193506 Payment received from Chesterville customers for sewer fund 5159 \$2,975.44
- Pay-in #193507 Payment received from Chesterville customers for sewer fund 5159 \$60.00
- Pay-in #193508 Payment received from SoMoCo customers for sewer fund 5110 \$778.92

**IN THE MATTER OF
TRANSFER OF FUNDS – GENERAL FUND, AUDITOR: 19-T-214**

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

**Reason – moving equipment money to help cover costs of IT professional services. We are not in need of supplies, materials in the data dept., but need software updates, computer hardware.

From 1000-7007-540400 Supplies/Materials to 1000-7007-530319 IT Professional Services in the amount of \$51.30

From 1000-7007-540400 Supplies/Materials to 1000-7007-550740 Equipment/Computers/Furniture in

the amount of \$148.70

From 1000-7007-540420 Operating Supplies to 1000-7007-550740 Equipment/Computers/Furniture in the amount of \$75.00

From 1000-7007-540420 Operating Supplies to 1000-7007-550745 Computer Software in the amount of \$225.00

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF
TRANSFER OF FUNDS – DOG & KENNEL, AUDITOR DEPARTMENT: 19-T-215**

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

**Reason –to pay for the mailing of the dog tag renewals

From 2005-7002-530319 IT Professional Services to 2005-7002-530300 Purchased Services in the amount of \$350.00

**Reason – to pay for OPERS for wages

From 2005-7002-530342 Postage to 2005-7002-510211 OPERS in the amount of \$325.00

Mr. Castle duly seconded this motion.

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

**IN THE MATTER OF
MEMORANDUM OF UNDERSTANDING BETWEEN THE MORROW COUNTY AUDITOR
AND THE MORROW COUNTY COMMISSIONERS AND THE MORROW SOIL AND
WATER CONSERVATION DISTRICT: 19-R-943**

Mr. Davis made a motion to approve the Memorandum of Understanding between the Morrow County Auditor and the Morrow County Commissioners and the Morrow Soil & Water Conservation District, MOU completed on December 4, 2019, signed by the Morrow County Commissioners on December 9, 2019.

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE MORROW COUNTY AUDITOR
AND THE MORROW COUNTY COMMISSIONERS
AND THE MORROW SOIL AND WATER CONSERVATION DISTRICT**

This memorandum of understanding is entered into on this 4th day of December, 2019, by and between the Morrow County Auditor whose principal place of business is 48 East High Street, Mt. Gilead, Ohio (hereinafter referred to as the "Auditor"), the Morrow County Commissioners whose principal place of business is 80 North Walnut Place, Mt. Gilead, Ohio (hereinafter referred to as the "Commissioners"), and the Morrow Soil and Water Conservation District, a soil and water conservation district organized and existing under the laws of the State of Ohio, whose principal place of business is 5362 US Highway 42, Suite 202, Mt. Gilead, Ohio, (hereinafter called the "District").

WITNESS IT THEREFORE

Whereas, Agriculture is an important industry in Morrow County and it is in the best interest of the Auditor, Commissioners and District to promote agriculture commerce, and

Whereas, the Current Agricultural Use Valuation ("CAUV") program provides important economic benefits to agricultural landowners helping to stabilize the agricultural economy of the county, and

Whereas, the Auditor is responsible for the implementation of the Current Agricultural Use Valuation program; and

Whereas, the Auditor is compelled to perform regular compliance checks for the CAUV program insuring landowners compliance with CAUV rules; and

Whereas, the District has the required technical knowledge and capability to perform such compliance check; and

Whereas, the District through the support of the Commissioners has staff resources to provide technical assistance to landowners on the behalf of the Auditor for the CAUV program; and

Whereas, recognizing this mutual concern and responsibility, the Auditor, Commissioners and the District set forth their responsibilities in the Memorandum of Understanding.

It is therefore agreed:

1. THE AUDITOR SHALL:
 - a. Cooperate with the District in the development and implementation of a program that will both assist and educate landowners in the aspects of the CAUV program.
 - b. Within the limitations of his/her authorities and resources, cooperate with the Commissioners to provide financial resources to be utilized by the District that will enable the District to provide additional technical assistance to the Auditor for the review of CAUV applications.
 - c. Communicate regularly with District personnel to insure that the Auditor's needs are being met in regards to recording requirements on the review of CAUV applications.
 - d. Within the limitations of his/her resources, provide to the County Commissioners funds equivalent to \$25.00 for each CAUV application to be reviewed (maximum of \$10,000.00) for appropriation by the Commissioners to the District. An addendum to this agreement shall be prepared annually that establishes the current number of applications to be reviewed.
2. THE DISTRICT SHALL:
 - a. Work with the Auditor by evaluating properties that are enrolled in the CAUV program by completing onsite field inspections as requested by the Auditor.
 - b. Complete inspections for parcels enrolled in timber production or in USDA conservation programs for compliance in the CAUV program as requested.
 - c. Submit a report of findings from inspections to the Auditor to include verification of USDA program compliance or a land use dedicated to timber production.
 - d. Provide all reports and documents to the Auditor within required timelines as specified by the Auditor.
 - e. Promote Best Management Practices for the sustainable use of existing forestlands for timber production to landowners participating in the CAUV program.
3. THE COMMISSIONERS SHALL:
 - a. Within the limitations of their authorities and resources, work cooperatively with the Auditor and District to appropriate funds sufficient to allow the implementation of this memoranda.
4. IT IS MUTUALLY AGREED:
 - a. That the Auditor, District, and Commissioners will cooperatively work together to develop and implement all aspects of this memorandum.
 - b. That the District is a conservation technical and educational service agency and therefore is not granted regulatory authority in the Ohio Revised Code.
 - c. That the Auditor, under authority granted in the Ohio Revised Code, is responsible for the implementation of the CAUV program and is therefore responsible for all regulatory decisions and actions that may arise from this memorandum.
 - d. That the working relationship is defined to include open lines of communications with all appropriate personnel and departments.
 - e. That the Auditor, Commissioners, and District will work together to determine whether any changes to this memorandum are needed for any future agreements.
 - f. That the Auditor and District will meet when necessary to review and coordinate activities and efforts pertinent to this memorandum.

- g. That this memorandum may be amended or terminated at any time with mutual consent of all parties. The memorandum may also be terminated by either party by giving sixty (60) days' notice in writing to the other.
- h. That this memorandum is in effect for the period of January 1, 2020 through December 31, 2020.
- i. That this memorandum shall be interpreted according to the laws of the State of Ohio.

IN WITNESS WHEREOF, the parties shall have hereunto set their respective hands and seals this 4th day of December 2019.

MORROW COUNTY AUDITOR
s/Patricia Davies

MORROW SOIL & WATER CONSERVATION DISTRICT
s/Jay Smith

MORROW COUNTY COMMISSIONERS
s/Tom Whiston
s/Burgess Castle
s/Warren Davis

Reviewed and approved as form: MORROW COUNTY PROSECUTOR
s/Charles Howland

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL AND AUTHORIZATION FOR CHAIRMAN TO SIGN
2020 CEBCO WELLNESS GRANT AGREEMENT: 19-R-944**

Mr. Whiston made a motion to approve the Chairman to sign the 2020 CEBCO Wellness Grant Agreement as follows and administered by the Morrow County Health Department:

2020 CEBCO Wellness Grant Agreement

Grantor: County Employee Benefits Consortium of Ohio (CEBCO)

Grantee: Morrow County

Grant Funding Amounts
Administrative Funds:\$4,000
Program Funds: \$5,444

Mandatory Wellness Grant Requirements

County **must** offer **each** of the following during the calendar year, between January 1, 2020 and December 31, 2020:

1. A minimum of one onsite health screening event, giving eligible participants of the CEBCO Member Wellness Program a convenient opportunity to complete their health evaluation (biometric screening) for credit toward their point goal. The onsite screenings are facilitated by a team of Interactive Health phlebotomists. Scheduled is coordinated through CEBCO and requires assistance from the CWC(s) (County Wellness Contact).
2. A minimum of three onsite education sessions provided for medical plan enrolled employees and spouses. These education sessions must be 30-60 minutes each with a focus on any health or wellness topic.
3. Host a minimum of one onsite community lifestyle program OR promote a minimum of one offsite community lifestyle management program. A community lifestyle management program must focus on any one or combination of the following: nutrition, exercise, stress, sleep, tobacco use, financial or emotional wellbeing. The program must be at least three (3) thirty (30) minute sessions (a continued series) and may be provided in a group or one on one

setting. Examples include diabetes management programs, Weight Watchers, tobacco cessation, nutrition or financial courses, or any other program (series of 3 or more classes) that addresses one or more health conditions or lifestyle habits.

4. Host a minimum of one community event AND/OR promote a minimum of one community event. Community events include any organized walk, run, or bike event and sports leagues.
5. Promote a minimum of one online health challenge offered by Interactive Health as part of the CEBCO Member Wellness Program.
6. Host or promote a minimum of one exercise/fitness program or course (3 or more classes). This may be onsite or offsite.
7. CWC(s) must attend a minimum of one bi-annual CEBCO Wellness Meeting, ideally both. If the contact in the CWC position is not available, please designate another county representative to attend.

At the end of the calendar year CEBCO will request documentation that each of these mandatory requirements were completed between January and December of 2020. The documentation is due on Friday, December 11, 2020.

Mr. Castle duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL TO RECESS SESSION: 19-R-945**

Mr. Whiston made a motion to recess session at 9:11 a.m.

Mr. Castle duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 19-R-946**

Mr. Davis made a motion to return to regular session at 11:05 a.m.

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL TO RECESS SESSION: 19-R-947**

Mr. Whiston made a motion to recess session at 12:48 p.m.

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 19-R-948**

Mr. Davis made a motion to return to regular session at 3:01 p.m.

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 19-R-949**

Mr. Whiston made a motion to approve payment of bills numbered 1 through 82 submitted by the Morrow County Auditor's office.

Mr. Davis duly seconded this motion

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

**IN THE MATTER OF
TRANSFER OF FUNDS – GENERAL FUND, AIRPORT/COMMISSIONERS: 19-T-216**

Mr. Whiston made a motion to approve the following transfer of funds:

**Reason – creating an utility line item under the Airport for the electric bill

From 1000-0018-530323 Airport Maintenance to 1000-0018-530350 Airport Utilities in the amount of \$400.00

**Reason – OPERS shortage for 2019

From 1000-0101-540410 Office Equipment to 1000-0101-510211 OPERS in the amount of \$0.12

Mr. Castle duly seconded this motion.

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

**IN THE MATTER OF
TRANSFER OF FUNDS – CHESTERVILLE FUND 5159: 19-T-217**

Mr. Whiston made a motion to approve the following transfer of funds:

**Reason – OPERS shortage for 2019

From 5159-5159-530302 Chesterville Program Administration to 5159-5159-510211 OPERS in the amount of \$0.06

Mr. Castle duly seconded this motion.

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

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL
FUND, AUDITOR: 19-A-153**

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

**Reason – negative balance in OPERS

1000-7002-510211	OPERS	\$874.23
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Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
TRANSFER OF FUNDS – PROSECUTOR FUND 2448: 19-T-218**

At the request of Charles S. Howland, Morrow County Prosecutor, Mr. Davis made a motion to appropriate from the unappropriated certified monies to the following account:

**Reason – negative in workers comp

From 2448-4447-510120 Wages to 2448-2447-510230 Workers Compensation in the amount of \$49.00

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND,
JUVENILE HOUSING: 19-A-154**

Mr. Whiston made a motion to appropriate from the unappropriated certified monies to the following account:

**Reason – to pay November 2019 juvenile housing invoices

1000-0635-530321	Juvenile Housing	\$30,000.00
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Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND,
PUBLIC DEFENDER: 19-A-155**

Mr. Castle made a motion to appropriate from the unappropriated certified monies to the following account:

**Reason – to continue to pay assigned counsel fees

1000-0635-530311	Public Defender	\$25,000.00
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Mr. Whiston duly seconded this motion.

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

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

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

We hereby certify the foregoing to be true and correct.

CHAIRMAN

CLERK

ASSISTANT CLERK

MORROW COUNTY COMMISSIONERS