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**REGULAR SESSION JANUARY 22, 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 and Mr. Castle.

Absent: Mr. Whiston

Public in attendance: Bob Sutherland and Andy Ware (Development).

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 JANUARY 15, 2020: 20-R-062**

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

Mr. Davis duly seconded this motion

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

**IN THE MATTER OF  
APPROVAL OF BILLS FOR PAYMENT: 20-R-063**

Mr. Davis made a motion to approve payment of bills numbered 1 through 129 submitted by the Morrow County Auditor's office.

Mr. Castle duly seconded this motion

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

**IN THE MATTER OF  
PAY-INS: 20-R-064**

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

Pay-in #200148 Payment received from GIS AccuGlobe EMS, and Planning & Zoning for GIS maintenance fees 2728-1020-430302 \$5,870.00

Pay-in #200150 Payment received from Ketterman customers for sewer fund 5121 \$55.84

Pay-in #200151 Payment received from Ketterman customers for sewer fund 5121 \$111.68

Pay-in #200152 Payment received from Johnsville customers for sewer fund 5100 \$57.00

Pay-in #200153 Payment received from Chesterville customers for sewer fund 5159 \$1,042.40

Pay-in #200154 Payment received from Chesterville customers for sewer fund 5159 \$60.00

Pay-in #200183 Payment received from Village of Sparta and Franklin Township for EMA services 2012-1050-450525 \$1,262.38

Pay-in #200184 Payment received from EMA for GIS maintenance fees 2728-1020-430302 \$250.00

Pay-in #200185 Payment received from AVI Food Systems for Nov 2019 vending machine sales 1000-1090-480808 \$49.86

Pay-in #200187 Payment received from Ketterman customers for sewer fund 5121 \$446.72

Pay-in #200189 Payment received from Chesterville customers for sewer fund 5159 \$240.00

Pay-in #200190 Payment received from Chesterville customers for sewer fund 5159 \$337.00

Pay-in #200198 Payment received from Businessolver for COBRA Dec 2019 7222-7007-740100 \$71.41

Pay-in #200203 Payment received from Inmate Calling Solutions for Nov 2019 phone commissary 2901-1020-420204 Sheriff's portion \$2,300.95

Pay-in #200203 Payment received from Inmate Calling Solutions for Nov 2019 phone commissary 1000-1020-420204 General Fund portion \$406.05

Pay-in #200204 Payment received from Ketterman customers for sewer fund 5121 \$228.94

Pay-in #200205 Payment received from Ketterman customers for sewer fund 5121 \$837.60

Pay-in #200206 Payment received from Johnsville customers for sewer fund 5100 \$114.00

Pay-in #200207 Payment received from Johnsville customers for sewer fund 5100 \$177.00

Pay-in #200208 Payment received from Chesterville customers for sewer fund 5159 \$1,032.00  
Pay-in #200209 Payment received from Chesterville customers for sewer fund 5159 \$300.00

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – COMMON PLEAS  
FUND 2602 TCAP: 20-A-008**

At the request of Darlene Morehart, Fiscal Coordinator, a motion was made by Mr. Castle to appropriate from the unappropriated certified monies to the following account:

2602-6600-530335                      Program Services – Incentives                      \$5,000.00

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND,  
PHONE SYSTEM: 20-A-TABLED**

**IN THE MATTER OF  
APPROVAL FOR BRENT RUSSELL, PLANNING AND ZONING DIRECTOR TO ATTEND  
FLOODPLAIN MANAGEMENT WORKSHOP: 20-R-065**

**WHEREAS**, Brent Russell, Planning and Zoning Director would like permission to attend the Floodplain Management Workshop for Local Officials on February 28, 2020, 9:00 a.m. – 4:00 p.m., Mansfield, Ohio, there is no fee to attend.

**THEREFORE**, Mr. Castle made a motion to approve Brent Russell, Planning and Zoning Director to attend the Floodplain Management Workshop on February 28, 2020.

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF  
REAPPOINTMENT OF MIKE BACHELDER AS TRUSTEE ON THE MORROW COUNTY  
LAW LIBRARY BOARD: 20-R-066**

**WHEREAS**, Mike Bachelder’s term as trustee on the Morrow County Law Library Board expired on December 31, 2019; and

**WHEREAS**, Mike has agreed to serve another term;

**THEREFORE**, Mr. Davis made a motion to reappoint Mike Bachelder as trustee on the Morrow County Law Library Board for a 4 year term, January 1, 2020 – December 31, 2024.

Mr. Castle duly seconded this motion.

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

**IN THE MATTER OF  
APPOINTMENT OF RANDY STECK TO MORROW COUNTY LAND BANK: 20-R-067**

**WHEREAS**, Andy Ware, Development Director, would like to recommend the appointment of Randy Steck, 4775 State Route 229, Marengo to the Morrow County Land Bank for a four-year term beginning January 22, 2020.

**THEREFORE**, Mr. Castle made a motion to approve the appointment of Randy Steck to the Morrow County Land Bank for a four-year term beginning January 22, 2020.

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO RECESS SESSION: 20-R-068**

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

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO RETURN TO REGULAR SESSION: 20-R-069**

Mr. Castle made a motion to return to regular session at 3:26 p.m.

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO GRANT AUDITOR PATRICIA DAVIES AUTHORIZATION TO CLAIM  
UNCLAIMED FUNDS FROM THE OHIO DEPARTMENT OF COMMERCE: 20-R-070**

**WHEREAS**, the Ohio Department of Commerce, Division of Unclaimed Funds, has unclaimed funds listed under Morrow County; and

**WHEREAS**, the person completing the paperwork for these funds must show that they have authority to do so;

**THEREFORE**, Mr. Davis made a motion to grant Auditor Patricia Davies authorization to handle matters pertaining to the claiming of the unclaimed funds through the Ohio Department of Commerce as needed.

Mr. Castle duly seconded this motion.

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

**IN THE MATTER OF  
ACCEPT RESIGNATION OF APRIL BROWN AS PART TIME CUSTODIAN: 20-R-071**

Mr. Castle made a motion to accept the resignation of April Brown as part time custodian effective February 14, 2020.

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – AUDITOR’S  
FUND 2709 INHERITANCE TAX: 20-A-009**

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

2709-7100-510130	Wages	\$2,000.00
2709-7100-510211	PERS	\$300.00
2709-7100-510213	Medicare	\$30.00
2709-7100-510230	Workers Comp	\$30.00

Mr. Davis duly seconded this motion.

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

**IN THE MATTER OF  
MATTER OF RETAINING SPECIALIZED LEGAL COUNSEL AND TO PROVIDE FOR**

**COMPENSATION FOR SUCH COUNSEL THROUGH RESOLUTION AND APPROVAL FOR CHAIRMAN TO SIGN PROFESSIONAL SERVICES CONTRACT: 20-R-072**

**IN THE MATTER OF RETAINING SPECIALIZED ) RESOLUTION NO. 20-R-072**  
**LEGAL COUNSEL AND TO PROVIDE FOR )**  
**COMPENSATION FOR SUCH COUNSEL )**  
**THROUGH RESOLUTION )**

Mr. Davis moved the adoption of the following with approval for Chairman to sign Professional Services Contract.

**RESOLUTION**

**WHEREAS**, the Morrow County Board of Commissioners (“Board”) deems it necessary to provide specialized legal counsel to represent the Board in its official capacity and to advise it on legal matters requiring specialized representation; and

**WHEREAS**, the Board deems it is in the best interest of Morrow County to authorize the retention of specialized legal counsel at the earliest time allowed by law under Ohio Revised Code Section 309.09(C).

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners, Morrow County, Ohio:

Section 1. That for a period from January \_\_, 2020, the services of the firm of ISAAC WILES BURKHOLDER & TEETOR, LLC, be retained as specialized legal counsel to represent the Board regarding its official capacity and to advise it on legal matters requiring specialized representation.

Section 2. That the terms and conditions for the legal services of ISAAC WILES BURKHOLDER & TEETOR, LLC, as such legal counsel as authorized herein, shall be as set forth in Exhibit “A” attached hereto and which is hereby incorporated herein as if fully rewritten which the Commissioners shall execute on behalf of Morrow County, Ohio.

Section 3. That the Morrow County Administrator is authorized to execute all contract related documents.

Mr. Castle seconded the amended resolution and the roll being called upon its passage, the vote resulted as follows:

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

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