

**MORGAN COUNTY COMMISSIONERS  
RIECKER BUILDING**

The Board of the Morgan County Commissioners met in their offices on Monday, October 27, 2008 with the following members present:

Dean Cain, President  
Don Reynolds, Vice-President

The meeting was called to order at 8:30 am with the pledge of allegiance to the flag. The minutes of the October 20, 2008 meeting were read and approved.

**08-472** Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve the minutes from October 20, 2008.

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

Commissioners granted permission for Knox Energy Inc., to bore under County Road 3, located in Deerfield Township, Section 4, Morgan County, Ohio for a two inch diameter gas line. Construction of this project will begin as soon as possible and will be completed in one day.

Commissioners received a request for Phase I bond release for 56.5 acres affected by the aforementioned coal mine and reclamation permit, located in Section Nos. 11 and 12, Meigsville Township, Morgan County, Ohio.

Heidi Burns, Job and Family Services, submitted meeting requests for DeeAnn Vandine to “Business Intelligence Channel Training” on November 6<sup>th</sup>, in Columbus; Reuben Kittle to “Crack and Heroin Impact on Families, Child, Community” on November 25<sup>th</sup>, in Athens; Tina Work to Avon to discuss positions and their hiring process in Zanesville.

Gary Woodward, Auditor, discussed the Lodging Tax.

**08-473** Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to rescind resolution #08-267.

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

**08-474** Motion by Mr. Don Reynolds and seconded by Mr. Dean Cain to approve the following resolution levying an excise tax at the rate of 3% (three percent) on transactions by which lodging by a hotel is furnished to transient guests, as prepared by the Morgan County Prosecutor and the Morgan County Convention and Visitors Bureau:

IN THE MATTER OF AN EXCISE TAX ON LODGING:

Whereas, section 5739.09 Revised Code, authorized this board to levy an excise tax on transactions by which lodging is furnished by a hotel to transient guests;

Now, let it be resolved, by the Board of County Commissioners, Morgan County, Ohio:

1. As used in this resolution the following definitions shall apply:
  - a. Hotel - as defined in Section 5739.09 (G) and 5739.01 (N) as it now exists or is hereinafter amended by the General Assembly.
  - b. Transient guests - as defined in Section 5739.01 (N) as it now exists or is hereinafter amended by the General Assembly.
2. That there is hereby levied an excise tax at the rate of three percent (3%) on all transactions within this County by which lodging by a hotel is or is to be furnished to transient guests, as such terms are defined in Section 5739.09 of the Ohio Revised Code and that the definition of hotel with include any establishment in which rooms are used for the accommodation of guests.
3. That all revenue derived from this tax shall be deposited in an account established for the Morgan County Convention and Visitors Bureau.
4. That every hotel shall collect the tax herein levied commencing at 12:00am on July 1, 2008, and shall make a return and payment to the County Auditor on forms supplied by the Auditor and approved by this Board no later than the 30<sup>th</sup> day of the month following the calendar quarter in which the tax is collected. A ten percent (10%) penalty shall be assessed on all payments received after the 30<sup>th</sup> day of the month following the date the tax is due.
5. That a uniform percent of one percent (1%) of the tax collected shall be returned to the municipal corporation and/or township where the Lodging Tax is collected within this county that do not levy a tax upon these transactions.
6. That the County Auditor, after deducting three percent (3%) of the sum received for payment of the real and actual costs of administering said tax, shall distribute the balance to the Morgan County Convention and Visitors Bureau as recognized and approved by the Board. Distributions shall be made on or before the 15<sup>th</sup> day following the date the tax is due.
7. That, pursuant to Ohio Revised Code 5739.09, the Board of County Commissioners shall establish rules and regulations necessary to provide for the administration of said tax including, but not be limited to, proper notification to all hotels, a consistent reporting format and a procedure to handle late or non-payment.

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

**08-475** Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve the following procedures for payments not received by the 15<sup>th</sup> day of the month following the date the tax is due: A letter will be issued by the Convention and Visitor's Bureau and payments still left delinquent will be turned over to the County Prosecutor.

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

Bernie Kinder, Buckeye Joint County Insurance Council, submitted a copy of the Ohio's Public Records and Open Meetings Act.

Steve Hook, Engineer, discussed going out for sealed quote proposals for Fuel, Tires, and Aggregate. Mr. Hook discussed entering into a contract with Lock One Services to prepare construction documents for replacement of the Marion Bridge #554 and Union Bridge #197.

**08-476** Motion by Mr. Don Reynolds and seconded by Mr. Dean Cain to authorize Steve Hook, Engineer, to go out for sealed quote proposals for Fuel, Tires, and Aggregate.

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

**08-477** Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to authorize Steve Hook to enter into a contract with Lock One Services to prepare construction documents for replacement of the Marion Bridge #554 and Union Bridge #197. Professional services to be performed.

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

Linda Sheets, Office on Aging, reported the Senior Club will be traveling to the Longaberger Homestead on November 7<sup>th</sup>.

Shannon Wells and Traci Baker, Morgan County Commissioners' Development Office, discussed getting Transit an additional \$35,000 Line of Credit. Transit currently has a \$15,000 Line of Credit. Commissioners recommended Mrs. Wells put it out for quote for a new total of \$50,000.00.

**08-478** Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve a Transfer of Funds in the amount of \$2000.00 to 001-1501-5328.00 Public Defender and \$7000.00 to 001-1501-5309.00 Miscellaneous from 001-1501-5310.00 Joint Jail, as requested by Katy Chapin, Chief Deputy Auditor

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

**08-479** Motion by Mr. Don Reynolds and seconded by Mr. Dean Cain to approve the following supplemental appropriations into Fund 113 Morgan County Transit, as requested by Traci Baker, Morgan County Commissioners' Development Office:

Driver Salary	113-0113-5102-01	\$19,300.00
Supplies	113-0113-5303-00	\$7,000.00
Miscellaneous Expenses	113-0113-5309-00	\$1,000.00
Leasing	113-0113-5311-00	\$1,000.00
PERS	113-0113-5367-00	\$500.00
Worker's Compensation	113-0113-5369-00	\$815.00
Utilities	113-0113-5315-00	\$385.00
Advertising	113-0113-5308-00	\$6,000.00
Travel	113-0113-5307-00	\$7,000.00

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

**08-480** Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve the following invoices:

<b>VENDOR NAME</b>	<b>DEPARTMENT</b>	<b>CODE</b>	<b>FUND</b>	<b>AMOUNT</b>
Morgan Metropolitan Housing Authority	Job and Family Services	006	254-518001	\$400.00
Morgan Metropolitan Housing Authority	Job and Family Services	006	254-518001	\$375.00
Signs- Blanks	Engineer's Office	004	G & M	\$311.00

Alma Tennent	County Court	001	General	\$25.01
Career Development Center	Job and Family Services	006	020-529205	\$140.00
Career Development Center	Job and Family Services	006	020-529205	\$140.00
Steve Schnittke	Indigent Defense	001	Indigent Defense	\$799.00
TCCI	Health Department	066	NN3	\$50.00
U.S.P.S.	Auditor's Office	001	General	\$3,000.00
Vicki Quesinberry	Job and Family Services	006	010-501001	\$110.40
Staples	Office of Probations & Corrections	414	General	\$36.09
Family Dollar	Senior Citizens	028	Senior Citizens	\$24.97
AT&T	Transit	113	113	\$106.66
BI Monitoring	County Court	039	039	\$189.00
Washington County Sheriff's Office	Sheriff's Department	001	Equipment/Vehicle	\$2,000.00
Jeter Systems Corporation	Job and Family Services	090	020-529205	\$72.03
Xerox	Sheriff's Department	001	Other Expenses	\$212.89
Xerox	Auditor's Office	001	General	\$103.55
National Patent Analytical Systems, Inc.	Sheriff's Department	329	Enforcement & Education	\$22.00
AFLAC	Auditor's Office	001	General	\$96.00
Debbie Valentine	Senior Citizens	028	Senior Citizens	\$75.60
Portersville E. Branch Water	Job and Family Services	006	254-518001	\$375.63
Greuey's Fuel & Farm Supply	Job and Family Services	006	850-518001	\$25.00
Quick 60	Sheriff's Department	001	Contract/Repairs	\$125.09
Chad Cooper	Engineer's Office	004	G & M	\$84.00
Treasurer, State of Ohio	Sheriff's Department	031	Sheriff's Non Concealed Carry	\$492.00
Treasurer, State of Ohio	Sheriff's Department	031	Sheriff's Concealed Handgun	\$200.00
AEP	Job and Family Services	050	420-518001	\$467.51
Brian Higgins D.O.	Job and Family Services	006	020-529205	\$38.00
Lazer Work	Probate	001	Probate	\$1,246.00
Ft. Dearborn	Auditor's Office	001	General	\$38.18
Kimball Midwest	Engineer's Office	004	G & M	\$142.92
Miranda Mullen	Board of Elections	001	Supplies	\$22.55
OJFSDA	Job and Family Services	006	010-529205	\$210.00
Timmy V's	Sheriff's Department	001	Contract/Repairs	\$106.09
Timmy V's	Job and Family Services	006	531-518001	\$25.00
Timmy V's	Job and Family Services	006	850-518001	\$75.00
Robert A. Miller	County Court	001	General	\$71.00
CDW-G	Auditor's Office	001	General	\$273.22
RHS	Auditor's Office	272	W.C.	\$1,190.00
Tractor Supply	Board of Elections	048	Emergency Funding	\$683.88

Red Diamond Uniform & Supply, Inc.	Sheriff's Department	001	Equipment/Uniforms	\$11.98
Cliff Sickler	Indigent Defense	001	Indigent Defense	\$214.00
Dollar General	Sheriff's Department	001	Supplies	\$41.85
Morgan County Commissioners	Job and Family Services	006	100-518001	\$2,421.60
Pitney Bowes	Job and Family Services	006	010-529205	\$690.00
Morgan County Transit System	Job and Family Services	006	531-518001, 395-518001, 850-518001, 214-518001	\$9,903.38
Nextel	Health Department	068	Bio- other	\$51.06
Derrick Moorehead	County Court	001	General	\$297.00
Mary Ann Wallace	Board of Elections	001	Other Expenses	\$47.61
Deborah Lamneck	County Court	001	General	\$1,431.00
Sacks Medical	Office of Probations & Corrections	414	414	\$187.68
Marietta Office Supply	Job and Family Services	006	010-529205, 020-529205	\$173.50
Dollar General	Job and Family Services	050	420-518001	\$198.00
Dollar General	Job and Family Services	006	254-518001	\$249.93
Warren's IGA Express	Job and Family Services	006	531-518001	\$70.00
Warren's IGA Express	Job and Family Services	050	421-518001	\$20.00
Warren's IGA Express	Job and Family Services	006	850-518001	\$260.00
Jo-Ads Market	Sheriff's Department	001	Supplies	\$14.48
General Electric Capital	Engineer's Office	004	G & M	\$6,861.99
Melissa Curtis	Health Department	080	Family & Children	\$624.00
Robert North Sr.	Veteran's Service Office	001	General	\$400.00
Gerald Tiberio	Indigent Defense	001	Indigent Defense	\$437.00
AETNA	Health Department	063	Insurance	\$2,186.55
AETNA	Health Department	073	HMG	\$1,626.20
AETNA	Health Department	077	Homemaker- Ins.	\$482.75
AETNA	Health Department	075	Lice- Ins.	\$494.70
Robert Betty McClelland	Auditor's Office	311	Und. Trlr	\$82.36
Stubb's Valuation Services, Inc.	EMA & OHS	108	RFC- Property Appraisal	\$750.00
County Treasurer's Educational Fund	Treasurer's Office	030	Detac	\$100.00
Mary Seals	Veteran's Service Office	001	General	\$400.00
Bloom Twp., etal	Auditor's Office	702	Gasoline Exc. Tax	\$71,375.92
Dayton Legal Blank	Board of Elections	001	Contracts	\$269.02
AEP	Engineer's Office	004	G & M	\$34.01
AEP	EMA & OHS	009	Contracts	\$99.17
BA Disposal	Job and Family Services	006	010-529205	\$135.00
Mar-Zane	Engineer's Office	004	G & M	\$6,554.25
Southeastern Equipment BP	Engineer's Office	004	G & M	\$568.18
BP	Sheriff's Department	001	Supplies- gasoline	\$51.70
Lucas Truck Sales	Engineer's Office	004	G & M	\$23,560.00
Morgan County Engineer	Sheriff's Department	001	Supplies- gasoline	\$3,406.92

American Lubricants	Engineer's Office	004	G & M	\$1,046.90
Ace Equipment	Engineer's Office	004	G & M	\$2,250.00
Asphalt Material	Engineer's Office	004	G & M	\$2,298.37
Asphalt Material	Engineer's Office	004	G & M	\$14,799.59
Asphalt Material	Engineer's Office	004	G & M	\$1,968.36
Treasurer, State of Ohio	Health Department	064	G food	\$28.00
Morgan County Commissioners	Job and Family Services	090	015-518001	\$234.75
Morgan County Commissioners	Job and Family Services	006	010-529205	\$17,697.44
Morgan County Commissioners	Job and Family Services	006	010-529205, 020-529205, 030-529205	\$19,083.75
Kroger	Sheriff's Department	001	Supplies	\$527.09
Alltel	Job and Family Services	006	010-529205	\$52.78
John Wells	Indigent Defense	001	Indigent Defense	\$478.68
T&K Auto Parts & Service, Inc.	Transit	113	113	\$2.70
Shriver's Pharmacy	Board of Elections	001	Supplies	\$55.49
Morgan County Herald	Commissioners	001	General	\$24.70
C.N.B.	Auditor's Office	Payroll	Medicare	\$2,545.84
Morris Hardware	Board of Elections	001	General	\$13.24
John Wells	County Court	001	General	\$2,745.64
			<b>TOTAL</b>	<b>\$216,816.38</b>

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

**08-481** Motion by Mr. Don Reynolds and seconded by Mr. Dean Cain to adjourn the meeting at 4:00 PM

**Vote Don Reynolds- yea, Rick Shriver- absent, Dean Cain- yea. Motion Carried**

**Commissioners,**

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**Dean Cain, President**

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**Don Reynolds, Vice-President**

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**Rick Shriver, Member**

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**Andrea Plummer, Clerk**