

**MORGAN COUNTY COMMISSIONERS
RIECKER BUILDING**

The Board of the Morgan County Commissioners met in their offices on Tuesday, February 17, 2009 with the following members present:

Dean Cain, President
Don Reynolds, Vice-President
Mike Reed, Member

The meeting was called to order at 8:30 am with the pledge of allegiance to the flag. The minutes of the February 9, 2009 meeting were read and approved.

09-87 Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve the minutes from February 9, 2009.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

Stevan Hook, Morgan County Engineer, requested to close a portion of Lawrence Road by the end of the year in Bristol Twp. Mr. Hook updated the Commissioners on the Stimulus package monies. He stated that the minor collectors are not eligible for funds, as it has to be a major collector. He reported that Co. Rd. 3 has already been approved under Federal funds and he would like to bid that out and award by the end of March, subject to funds. Mr. Hook discussed the Major Collector ratings scale and functional classes. He reported that he is planning on applying for Bridge Studies.

09-88 Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to approve the request to close a portion of Lawrence Road by the end of the year, as requested by Stevan Hook, Engineer.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

09-89 Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to enter Executive Session at 9:50 am per O.R.C. 121.22 (G)(1), Employment, Personnel, with Stevan Hook, Morgan County Engineer.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

09-90 Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to exit Executive Session at 10:03 am per O.R.C. 121.22 (G)(1), Employment, Personnel, with Stevan Hook, Morgan County Engineer.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

Dee Ann Vandine, Department of Job and Family Services submitted meeting requests for Vicki Quesinberry, Kim Reed to Area #15 Council of Government on February 27, 2009 in Caldwell, Ohio. Kim Reed, Candi Drake to "Work Activity - Round Table Meeting", on March 26, 2009 in Zanesville, Ohio and Heidi Burns, Vicki Quesinberry to "Quarterly Fiscal Meeting", on March 17, 2009 in Millfield, Ohio. Mrs. Vandine inquired if any decision had been made on the IV-D Contract yet.

Commissioner Cain reported that the Commissioners are going to sit down with the Prosecutor and see what can be worked out.

09-91 Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve the following letter of support for the United Way of Muskingum, Perry and Morgan Counties:

As the Commissioners of Morgan County we are pleased to support the United Way of Muskingum, Perry, and Morgan Counties and the United Appeal for Athens County's 2-1-1 application to the 2-1-1 Ohio Collaborative to become the 2-1-1 call center for Muskingum, Perry, Morgan, and Athens Counties.

The residents of Muskingum, Perry, Morgan, and Athens Counties will be benefit from this service in many ways. They will be connected to this easy to remember telephone number that provides people in need to community resources 24 hours a day and 7 days a week.

We look forward to working with the United Way of Muskingum, Perry, Morgan Counties and the United Appeal for Athens County 2-1-1 and are confident that they will serve the community's needs for the information and referral as our 2-1-1 call center.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

Miranda Mullen, Morgan County Board of Elections met with the Commissioners to leave the Lease Agreement for their review, she noted that one was being sent to Mark Howdysshell, Morgan County Prosecuting Attorney for his review.

Kelly Caldwell, S.P.O.T., stopped in to see the drop off paperwork for the Commissioners. Ms. Caldwell submitted secretary statements, and a flyer describing the Feral Cat Trap/Neuter/Return program. She stated they had taken 25 cats to date to be neutered and would be taking 5 more on Tuesday. Commissioner Cain asked if S.P.O.T. deals with Equines and Ms. Caldwell stated they do help out Equine owners. She noted they have taken hay to owners needing assistance, and still have hay if any equine owners need help. Ms. Caldwell also noted that they will have a Pet Pantry and are picking up 5,000 pounds of dog food through the Pedigree donation program. She reported they have taken 10 dogs up to be spayed and neutered and 3 cats. Ms. Caldwell reported that there have been 3 dogs adopted through the Pet Connection this past weekend, and 6 were adopted last week.

The Commissioners held a discussion on the building permits issue. They discussed eliminating requests and penalties for building permits unless they are in the flood plain.

09-92 Motion by Mr. Mike Reed and seconded by Mr. Dean Cain to require that Building Permits and Penalties will be required and enforced for properties only within the Flood Plain in Morgan County.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

Mark Howdysshell, Morgan County Prosecutor met with the Commissioners and Gary Woodward, Auditor to discuss the IV-D Contract. He stated that he estimated 20 hours a week at \$25 an hour for an attorney (\$26,000 annually), plus benefits extras \$4,940.00, one Secretary for 20 hours at \$10.00 per hour, benefit extras at \$2160.00 and \$2025.00 plus \$1375.00 for supplies. Mr. Howdysshell noted that the additional secretary would be on an hourly basis and would work only on the child support

contract. Mr. Woodward asked how much money the IV-D Contract would bring in. Mr. Howdysshell responded that historically it should bring back \$41,000. Commissioner Reed stated that there is no way that the Commissioners can come up with an additional \$45,000. A discussion was held on the how the contract is billed, with 2/3, 1/3 share and Mr. Howdysshell stated this is an 800 hour a year contract. Mr. Howdysshell stated he is not planning on doing this contract like it has been done in 07/08, because things have not been done like they should have. Commissioner Cain stated that the Commissioners would discuss this and see what can be done. On a different note, Commissioner Cain asked Mr. Howdysshell for an update on the fines from animals in the county. Mr. Howdysshell stated that he is researching that completely to see where the money should go and how it is generated. He stated he will put something in writing on this issue. He noted that neither Humane Society has a certified Humane Agent. Commissioner Reed inquired on the vehicle expense. Mr. Howdysshell asked who owns the vehicle. Mr. Woodward asked why Morgan County should pay Clark County to adopt animals. Commissioner Reynolds asked Mr. Howdysshell if it is illegal for the Dog Warden to use their personal vehicle while on official business. Mr. Howdysshell noted that as long as they are reimbursed at current rates. Mr. Howdysshell stated that he will give a legal opinion on what can and can't be done, and not to allow anyone to be appointed a Humane Agent before all of this is resolved.

Tim Hensen, General Manager SMC Communications and Keri Cain, SMC Communications, met with the Commissioners to discuss the County long distance service. Mr. Hensen stated he has been in business for 16 years and serves as a broker for phone companies'. Mr. Hensen had reviewed the county long distance phone bill and stated that he can offer 2.9 cents a minute, it can be billed the same as it is now, and would either be billed through TNCI or Touchtone. Commissioner Cain asked if they decided to switch would there be an increase. Mr. Hensen stated that the rates would not increase and there is no contract to sign. Commissioner Reed asked if there was a monthly fee. Mr. Hensen stated no monthly fee, and all he would need to know was how the bill was to be set up to get the billing right. Mr. Hensen stated that it would be 2.9 cents a minute, 6 second billing, billed to 4 decimal points, the 800 fees will be less and a local representative would continually come and service the county. Mr. Hensen stated that he would also be willing to look at the local bill to see if he could save the county any money.

Shannon Wells, Morgan County Development Office met with the Commissioners to discuss bids she had received on the concrete work at the Stockport ball fields. The bids for finishing the concrete at 712 sq ft were from Boyer Construction were in the amount of 250.00, Eddleblute Excavating at \$575.00, and Wallace Poured Walls, Inc. at 719.00. Bids for concrete were from Smith Concrete price per cubic yard at \$70.00, Ok Coal and Concrete price per cubic yard at \$92.00, and Hocking Valley Concrete Inc. price per cubic yard at \$98.50. Mrs. Wells updated the commissioners on the potential new company that is looking at Morgan County. She stated they toured a couple local facilities and that she had worked up a listing of every incentive that is available and particular to Morgan County for potential businesses. She stated they were very appreciative and the meeting went very well. Mrs. Wells noted that she has met with a local citizen interested in opening up a restaurant. Mrs. Wells stated that she had received a call from Kerri Huck with E-Z Grout concerning their tax bill and the Enterprise Zone Agreement. Mrs. Wells stated she met with a new Engineer from Marietta last week. She attended the "Connect Ohio" broadband meeting last week with Gary Lambert, and will be attending a meeting in Cambridge next Wednesday concerning how broadband is being proposed in the region. Mrs. Wells stated she was contacted by Senator Brown's office, she stated that his office has 2000 projects submitted for appropriations every year and so far only a handful had been submitted. She spoke to Mr. Workman to see what projects could be submitted. Mrs. Wells stated she submitted the SR 60 North Water/Sewer line project totaling 2 million and the Project 209 Sewer infrastructure project totaling \$1.79 million. Mrs. Wells updated the commissioners on the AEP meeting she attended with Mike Workman and noted that it went very well. She spoke with Chuck Corbett and Tom

Archer concerning the Twp Rd. 209 project and was told that they are committed to giving the land back due to the loss of Central Ohio but they are not going to give it away. She was informed to have an appraisal done and the CIC would have to purchase this and then have an Engineer do the site work. Mrs. Wells stated she is having 300 acres appraised and would have that done at the same time as the Finley Fire location is being appraised. Mrs. Wells stated that the Prosecuting Attorney is reviewing the ODOT contract for her and she submitted an Authorizing Resolution for the commissioners to act on. She updated the commissioners on the Nature Works funds and stated that March 1 is the application deadline. She reported that she spoke with Paul Wood from Pennsville concerning the refurbishing of Embree Park's iron work fence and arch. ABC Manufacturing can unbolt and sandblast the entire park iron work for around \$6600.00. She stated that Embree Park would be an eligible project but the park is owned by a Trust and they would have to come up \$1600 for this grant. She asked the Commissioners that if the Embree Park Project does not go through, since there are tight deadlines to follow, are there any other projects the Commissioners would be interested in doing. This could include land acquisitions, picnic areas, rest areas, trails, walking paths, etc. The money is for new projects or refurbishing projects. Mrs. Wells stated that she met with Jamie White from World Vision Faith Based Ministries this morning. She stated they have been working on community projects the last couple of years in the county. Mrs. Wells stated she has 2 Micro enterprise classes this week and has a Chamber Meeting on Wednesday at noon.

09-93 Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to accept the bid from Smith Concrete for the concrete at the Stockport Ball Fields as requested by Mrs. Shannon Wells.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

09-94 Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to accept the bid from Boyer Construction in the amount of \$250.00 to finish the concrete as requested by Mrs. Shannon Wells.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

09-95 Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to approve the following resolution as requested by Mrs. Shannon Wells:

A resolution authorizing the submittal of (a) proposal(s) with the Ohio Department of Transportation for grants through the US DOT Federal Transit Administration (FTA), as authorized under the American Recovery & Reinvestment Act of 2009 and the Federal Transit Laws, as codified, 49 USC Section 5311, Financial Assistance for other than urbanized areas and executing a contract with the Ohio Department of Transportation.

WHEREAS, the Director of the Ohio Department of Transportation is authorized to make grants for a public transportation program;

WHEREAS, the contract for financial assistance will impose certain obligations upon the grantee, including the provision by it of the local share of the project costs in the program;

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of a request for assistance under the American Recovery & Reinvestment Act of 2009 and in compliance with 49 USC Section 5311 the grantee gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements there under; and

WHEREAS, it is the goal of the Grantee that disadvantaged business enterprise be used to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and

administered to ensure that disadvantaged businesses shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, BE IT RESOLVED BY THE

Morgan County Commissioners

(Governing Body of Grantee)

1. That the Board President is authorized to execute and submit (a) request(s) on behalf of the Morgan County Commissioners with the Ohio Department of Transportation to aid in the financing of capital assistance projects pursuant to the American Recovery & Reinvestment Act of 2009 and 49 USC Section 5311.
2. The Board President is authorized to execute and file with such request and assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.
3. That the Board President is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with the American Recovery & Reinvestment Act of 2009 for the program of projects submitted to FTA.
4. That the Board President is authorized to set forth and execute affirmative disadvantaged business policies in connection to any procurement made as part of the project.
5. That the Board President is authorized to execute grant agreements on behalf of the Morgan County Commissioners with the Ohio Department of Transportation for aid in the financing of capital assistance projects.

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

Tammy Ray, Morgan County Dog Warden met with the Commissioners and Mrs. Shannon Wells to inquire about Grant Money for the dog pound. Mrs. Wells stated that there are not a lot of grants for bricks and mortar types of businesses, and once built maintenance on a facility is another issue to consider. Ms. Ray, discussed a dog pound facility she had seen in another county and Mrs. Wells advised her to ask questions on how they funded the project. The Commissioners and Ms. Ray had a discussion on the housing of dogs at the kennel.

09-96 Motion by Mr. Don Reynolds and seconded by Mr. Dean Cain to switch long distance telephone service and to accept the services of SMC Communication for all long distance service for Morgan County Offices.

Vote Don Reynolds- yea, Mike Reed- abstain, Dean Cain- yea. Motion Carried

The Commissioners are in receipt of the Annual Mineral Payments to Counties report from The Wayne National Forest. Morgan County received \$18,864 for 2008.

The Commissioners are in receipt of the Indigent Defense Reimbursement report from the Office of the Ohio Public Defender.

The Commissioners reviewed several emails concerning the Federal Stimulus Package funding.

09-97 Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to approve the following line items as submitted by Diana Cline, Business Manager, Morgan County MRDD:

Receipt		
022-0022-4001.00	MRDD - Community Capital Housing	\$176,500.00
Expenditure		
022-0022-5322-00	MRDD Community Capital Housing	\$176,500.00

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

The Commissioners signed the October 2008 Contract with MAXIMUS.

09-98 Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve the following invoices:

VENDOR NAME	DEPARTMENT	CODE	FUND	AMOUNT
Muskingum Valley Grocery	DJFS	006	010-529205	\$ 45.19
CNB	Auditor		Medicare	\$ 2,626.60
Citizens National Bank	Auditor	113	113	\$ 190.25
M. Hardware	Juvenile Court	023	FC Custody	\$ 21.60
Morgan Local School District	DJFS	006	167-518001	\$ 4,584.73
Tyler Clt	Auditor	014	REA	\$ 4,093.00
Morgan County Herald	Auditor	099	99	\$ 104.40
Delille Oxygen	Engineer	004	G & M	\$ 401.13
Shriver's	Juvenile Court	023	FC Custody	\$ 9.99
T & K Auto Parts	Auditor	113	113	\$ 114.40
AEP	Dog Warden	005	D & K	\$ 31.75
.AEP	Engineer	004	G & M	\$ 984.41
Columbia Gas Of Ohio	EMA & OHS	009	Contracts	\$ 631.97
Buckeye Joint Ins.	Commissioners	001	1	\$ 5,000.00
Pitney Bowes	Health Dept	073	HMG	\$ 188.40
PERS	Auditor		Retirement	\$ 88,529.04
Morgan County Court	Morgan Co Court	001	General	\$ 107.26
Treas of State	Health Dept	066	nn-Other	\$ 30.00
Morgan CO Commissioners	Dog Warden	005	D & K	\$ 81.40
Morgan CO Commissioners	Board of Elections	001	Supplies	\$ 33.92
Morgan CO Commissioners	EMA & OHS	009	Other Expenses	\$ 2.37
GEI Sanitation	Dog Warden	005	D & K	\$ 7.50
Warrens Morgan Co IGA	DJFS	006	010-529205	\$ 9.98
Barrett Brothers	Juvenile Court	001	Juvenile	\$ 599.00
John H. Kitts	Veteran's Service	001	General	\$ 24.00
Heinrich	Commissioners	001	General	\$ 61.00
John A Wells	Morgan Co Court	001	General	\$ 247.26
Paul Bertram III	Morgan Co Court	001	Indigent Defense	\$ 785.00
Career Development Center	DJFS	006	020-529205	\$ 420.00
Morgan County Treasurer	Treasurer	001	General	\$ 196.59
Morgan Co Law Library	Auditor	331	Fines	\$ 3,467.70
Schnittke	Morgan Co Court	001	Indigent Defense	\$ 396.00
Triad Governmental Services	Board of Elections	001	Contracts	\$ 6,420.00
Vision Service Plan (OH)	MRDD	017	Insurance	\$ 152.46
Malta Tire Shop LLC	Auditor	113	113	\$ 444.00
Marathon Ashland Petroleum	DJFS	006	020-529205	\$ 24.14
Marathon Ashland Petroleum	DJFS	050	421-518001	\$ 11.01
Perry County Family Practice	DJFS	006	020-529205	\$ 91.00
George Harman	Veteran's Service	001	General	\$ 24.00

Halls Semple Propane	Veteran's Service	001	General	\$	300.00
Morgan Co Sheriff's Office	Transit	113	113	\$	30.00
Crystal Spring Water	Morgan Co Development	099	99	\$	56.25
Crystal Spring Water	Transit	113	113	\$	25.75
Treas State of Ohio ODJFS	DJFS	006	895-452525	\$	125,000.00
The American Light Co	Commissioners	274	CR	\$	76.59
National Patent Analytical Sys	Sheriff	329	Enforcement & Education	\$	108.12
Milestones	DJFS	050	845-515003	\$	4,526.00
Reliable Office	Engineer	004	G & M	\$	52.35
West Publishing	Auditor	001	General	\$	884.48
Kinders Ins Agency	Airport	001	General	\$	2,715.00
Dave's Landscaping	Health Dept	073	HMG-Other	\$	190.00
Delta Dental	MRDD	017	Insurance	\$	378.64
Greuey's Fuel & Farm Supply	DJFS	006	850-518001	\$	15.00
Gary Smith	Veteran's Service	001	General	\$	250.00
Quick 60	Transit	113	113	\$	172.99
Quick 60	Sheriff	001	Contracts	\$	117.15
First Communications	MRDD	017	Utilities	\$	31.06
Treasurer State of Ohio	Sheriff	031	Sheriff's non concealed	\$	357.00
Treasurer State of Ohio	Sheriff	031	Sheriff's non concealed	\$	560.00
Treasurer State of Ohio	Sheriff	001	Contracts-Services	\$	350.00
Misty Carpenter	MRDD	017	Supplies	\$	20.75
Lexis Nexis	Common Pleas	001	Common Pleas	\$	288.60
Belmont Aggregates	Engineer	004	G & M	\$	1,930.80
Clemans Nelson	Engineer	004	G & M	\$	175.00
Clemans Nelson	Sheriff	001	Contracts - Services	\$	5,230.04
Core Comm.	Engineer	004	G & M	\$	59.95
Modern Leasing	Board of Elections	001	Contracts	\$	30.05
Heidi Burns	DJFS	006	010-501001	\$	23.60
DJH Computers	DJFS	006	010-529205	\$	164.97
Timmy V's	DJFS	006	531-518001	\$	15.00
Timmy V's	DJFS	006	850-518001	\$	200.00
Timmy V's	DJFS	006	020-501001	\$	15.00
Timmy V's	DJFS	006	531-518001	\$	30.00
Timmy V's	DJFS	006	850-518001	\$	55.00
Glouster E-Z Mart	DJFS	006	850-518001	\$	30.00
Terminix	Auditor	274	C.R.	\$	50.00
Terminix	Auditor	001	General	\$	32.00
North Valley Bank	Transit	113	113	\$	15,000.00
Jackie Cunningham	DJFS	050	845-515003	\$	3,653.60
SPA Associates	Health Dept	076	BUMH-Other	\$	57.00
Marietta Mack	Engineer	004	G & M	\$	2,355.14
Circle Of Friends	DJFS	006	321-518001	\$	2,018.98
Stay N Play	DJFS	006	321,312,324-518001	\$	10,642.32
Clemans Nelson	DJFS	006	010-529205	\$	130.00
Treasurer State of Ohio	EMA & OHS	009	Other Expenses	\$	60.00
Dollar General	Sheriff	001	Supplies	\$	113.25
WMD Motors	Engineer	004	G & M	\$	18,000.00
USIS Commercial services	MRDD	017	Other Expenses	\$	40.00
Ohio Public Defender	Auditor	001	General	\$	125.00
Ohio Public Defender	Auditor	001	Ind CI Recoup	\$	200.00

House of Samuel	DJFS	050	845-515003	\$ 2,914.00
Morgan Co Transit	DJFS	006	395,850,214-518001	\$ 3,238.46
Morgan Co Transit	DJFS	006	395,850,214-518001	\$ 5,014.19
The Braun Corporation	Transit	113	113	\$ 16,135.00
The Braun Corporation	Transit	113	113	\$ 16,135.00
Walley Tech Supply	Engineer	004	G & M	\$ 15.55
Christian Children's Home	DJFS	006	702-518001	\$ 5,616.89
Time Warner Cable	EMA & OHS	009	Contracts	\$ 21.07
Jay Vinsel	Morgan Co Court	001	General	\$ 28.00
Jay Vinsel	Morgan Co Court	001	General	\$ 284.62
Marietta Office Supply	DJFS	006	010-529205	\$ 94.99
Warrens Morgan Co IGA	DJFS	006	242-518001	\$ 100.00
Warrens Morgan Co IGA	DJFS	006	850-518001	\$ 139.80
Nick Nack Shack	MRDD	017	Other Expenses	\$ 505.36
Amanda North	MRDD	018	Family Res Assist	\$ 102.30
Melissa Curtis	Health Dept	080	FCF	\$ 624.00
Treasurer State of Ohio	MRDD	017	MEORC	\$ 3,875.32
Treasurer State of Ohio	MRDD	017	TCM Match	\$ 2,619.44
The Ohio State University	DJFS	006	100-518001	\$ 4,224.30
Vernon Surveying	Engineer	004	G & M	\$ 950.00
Tri-State Youth Authority	DJFS	006	702-518001	\$ 5,425.00
John Polinski	MRDD	017	Other Expenses	\$ 25.00
Crestmark	Engineer	004	G & M	\$ 199.66
Key Government	Engineer	004	G & M	\$ 26,549.66
HOPE Board	MRDD	022	MRDD Comm Capital	\$ 176,500.00
J & R Transmissions	Sheriff	001	Contracts-Repair	\$ 1,000.00
South East Area Transit	Transit	113	113	\$ 104.65
EODA	Development Office	099	99	\$ 200.00
Jim Thornton	Auditor	304	Refund Homestead Adj	\$ 275.22
Bloom Twp.	Auditor	702	Feb Gas Tax	\$ 34,970.88
			Total	\$ 626,023.24

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

09-99 Motion by Mr. Don Reynolds and seconded by Mr. Dean Cain to adjourn the meeting at 4:00 PM

Vote Don Reynolds- yea, Mike Reed- yea, Dean Cain- yea. Motion Carried

Commissioners,

Dean Cain, President

Don Reynolds, Vice-President

Mike Reed, Member

Crystal Moler , Clerk