

## **MORGAN COUNTY COMMISSIONERS RIECKER BUILDING**

The Board of the Morgan County Commissioners met in their offices on Monday, July 27, 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 July 20, 2009 meeting were read and approved.

**09-350** Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve the minutes from July 20, 2009.

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

Becky Thompson, Dog Warden, reported traveling 241.1 miles responding to dog calls. Mrs. Thompson stated S.P.O.T. took 2 dogs, 1 dog was euthanized, and 16 dogs are currently in the pound.

Amy Grove, OSU Extension, and Deana Clark, President, Convention and Visitors Bureau, updated Commissioners on tourism. The Morgan County Convention & Visitors Bureau (CVB) is a membership-based organization whose mission is to encourage economic development of the county and region through the promotion of tourism. The members of the CVB are all volunteers and are very active. The CVB is currently seeking a 510 c6 status as a non-profit business association. There are 11 CVB board members.

President Deana Clark- Performing Arts Community  
Vice-President Trudy Massey- Small Lodging facilities (5 rooms or less)  
Secretary Marlys Barbee- Morgan County Re-enactors Association  
Treasurer Kathy Smedley- Large Lodging Facilities (6 rooms or more)  
Ada Adams- Multi-cultural Genealogical Center  
Adam Shriver- Morgan County Chamber of Commerce  
Alice McElfresh- Morgan County Historical Society  
Jane Ryan- Howard Chandler Christy Art Guild  
Shannon Wells- Morgan County Commissioners  
Robin Horner- at-large, Union Hall Theater & Small Business owner  
Jody Murray- at-large, small business owner

There are currently 29 members. Income from memberships totaled \$1220.00. During the 3<sup>rd</sup> quarter of 2008, \$9834.68 in Lodging Tax was collected. During the 4<sup>th</sup> quarter of 2008, \$12,491.93 in Lodging Tax was collected and during the 1<sup>st</sup> quarter of 2009, \$3752.75 in Lodging Tax was collected. 25,000 Visitors Guides were printed. The CVB has advertised in the State of Ohio Visitor's Guide and the Appalachian Ohio- regional visitor's guide. The CVB has memberships in the Ohio Association of Convention & Visitors Bureaus and Ohio's Appalachian Country (OAC). Mrs. Clark touched base on the Development of Promotional Assistance Grant program for area events and attractions, to assist with advertising and promoting local events in order to attract more visitors from outside the community. The CVB is looking for office space. Amy Grove stated she was moving her office from the first floor of the Riecker building to

OSU Extension, on the third floor, of the Riecker building. Commissioners offered the CVB the use of the office space on the first floor after Amy moves up to the third floor free of charge, until an opportunity comes where the Commissioner can rent it out. Mrs. Clark thanked the Commissioners and informed them she would present it to the CVB Board on Wednesday.

Commissioners discussed the Indigent Defense Fund with Gary Woodward, Auditor, Mike Totman, Court Administrator and Chief Probations Officer. A discussion was held concerning the Court System signing vouchers approving payment above the state maximum allowable refundable cost.

Della Bratton telephoned Commissioners regarding the Revolving Loan Fund.

Vicki Quesinberry, Director, Job and Family Services, submitted meeting requests for Kari Schaad to Athens, for "Pre-finalization Adoption Services" training, on August 14<sup>th</sup>; Kari Schaad to Athens, for "Negotiation Title IV-E Adoption Assistance" training, on August 12<sup>th</sup>; Kari Schaad to Athens, for "Family & Child Assessment" training, on September 3<sup>rd</sup> and 4<sup>th</sup>; Ginger Bowen to Noble County, to "Administrative Hearing Procedures" training, on July 31<sup>st</sup>. Commissioners signed the PRC Biennial Renewal.

**09-351** Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to approve the establishment of Public Assistance Stimulus Fund #351, the expense line item #351-0351-5301.00 FS Stimulus Expenses, the revenue line item #351-0351-4001.00 FS Stimulus Receipts, and a supplemental appropriation in the amount of \$16,866.00, as requested by Heidi Burns, Fiscal Supervisor, Job and Family Services.

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

**09-352** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve the following:

**WHEREAS**, ensuring children grow up safe and healthy, and children and families stay out of poverty; and

**WHEREAS**, ensuring that children receive the financial support they deserve involves working partnerships between county, state and federal agencies, parents, legislators, judges, healthcare professionals, advocacy groups, employers and many others; and

**WHEREAS**, through these partnerships, Ohio collected nearly two billion dollars ranking 3<sup>rd</sup> in the nation for current child support distributed in 2008; and

**WHEREAS**, through the leadership of *Your* County Child Support Enforcement Agency, many children's lives are brighter because of the following accomplishments in the past year;

The Ohio Child Support Enforcement Agency is currently providing Child Support services for more than 1.2 million children; and The Morgan County Child Support Enforcement Agency served one thousand two hundred and sixty-eight families (1,268), from July 2008 - June 2009. During that time, the total distributions issued to these families were \$1,876,617.49.

**WHEREAS**, with the recognition of the above successes comes the acknowledgement that our children's lives county enough to pursue every possible effort to ensure that Ohio children receive the financial support they deserve.

**NOW, THEREFORE, WE**, Dean Cain, Mike Reed, and Don Reynolds, Commissioners of Morgan County, Ohio, do hereby designate, in conjunction with the State of Ohio,

AUGUST 2009  
CHILD SUPPORT  
AWARENESS MONTH

“Your Support Means the World to a Child”

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

**09-353** Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to rescind resolution #09-315 on June 29<sup>th</sup>, 2009, as requested by Stevan Hook, Engineer.

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

**09-354** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve the following, as requested by Stevan Hook, Engineer:

WHEREAS, this project is being funded in part by the American Recovery and Reinvestment Act (“ARRA”) and funds from that Act are capped at the Federal share amount.

WHEREAS, on **27th day of April, 2009**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

**Guardrail rebuilding along County Roads 2/92/70, lying within Morgan County.**

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

**ODOT shall provide 100% of the eligible costs up to a maximum of \$150,000.00, which includes a percentage of Construction Engineering, in Federal ARRA funds not to exceed the original low and best bid contract amount.**

**The County shall provided all other financial resources necessary to fully complete the project including but not limited to all cost overruns, contractor claims.**

**And further, the County recognizes that it is responsible for all change orders and that ODOT recommends the County set aside at least 6% of the total cost to pay for potential change orders and cost overruns.**

The share of the cost of the LPA is now estimated in the amount of **One Hundred Fifty and - - - 00/100 Dollars, (\$150.00)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, the LPA recognizes that it is responsible for all change orders and that the Department recommends the LPA set aside at least 6% of the total project cost to pay for potential change orders and cost overruns; and

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, be it resolved:

- I. That the estimated sum, of **One Hundred Fifty and - - - 00/100 Dollars, (\$150.00)**, is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.
- II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- III. That the LPA enter into a contract with the State, and that **County Engineer** be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.
- IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

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

Shannon Wells, Morgan County Commissioners' Development Office, informed the Commissioners her office was awarded the grant from the American Recovery and Reinvestment Act of 2009 through the Water Pollution Control Loan Fund (WPCLF), for the repair and/or replacement of home sewage treatment systems. A discussion was held concerning prevailing wage and also the Revolving Loan Fund.

Shannon Wells, Morgan County Commissioners' Development Office, and Stan Starling, Marion Township Clerk, discussed the three quotes received for construction of a concrete slab on Township Road 14, for the 2008 Community Development Block Grant. Quotes were received from Jenkins Rental in the amount of \$9960.00, Pat Pyers in the amount of \$9400.00, and Dwayne King in the amount of \$9340.00. The Township would like to go with Pat Pyers due to his previous work with the township.

**09-355 Motion** by Mr. Mike Reed and seconded by Mr. Don Reynolds to award the 2008 Community Development Block Grant- Marion Township construction of a concrete slab on Township Road 14, to

Pat Pyers, in the amount of \$9400.00. Township will pay \$4600.00 and \$4800 will come from the 2008 Community Development Block Grant.

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

Connie Shriver and Ray Campbell, Board President, Learning Center, updated Commissioners on last years Senior to Sophomore program. Eleven seniors participated in the program last year. Mrs. Shriver noted the Learning Center is a non-profit 501c3. A discussion was held concerning Washington County Career Center offering classes in Morgan County.

Commissioners signed the Lease Agreement between the Morgan County Commissioners and the Morgan County Learning Center.

**09-356** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve the following:

## **LEASE AGREEMENT**

This Lease Agreement dated this 27<sup>th</sup> day of July 2009, between “The Morgan County Commissioners”, a unit of local government, hereafter the Lessor and “The Morgan County Learning Center of Morgan County, Ohio,” hereafter “Lessee”:

### **Witnesseth:**

That in consideration of the mutual covenants and benefits set forth herein, the parties hereto agree as follows:

- 1) **Description of the Property** - The Lessee does hereby lease the use of specific areas of the back half on the first floor only of the County owned building, located at 4277 N. St. Rt. 376 NW, McConnelssville, OH 43756 as follows:
- 2) **The Term of the Lease** shall be from January 1, 2009 to December 31, 2009. Either party has the right to at any time during the lease to cancel this lease upon either party giving the other party 60 days written notice of its intention to cancel the lease and at the expiration of the 60 days, will be canceled with no further effect.
- 3) **Rental Amount** - Lessee agrees to pay the Lessor the sum of One Hundred dollars (\$100.00) per month for the use of the space outlined above, which amount may be re-negotiated annually. A letter of amendment signed by both parties may modify the amount to be paid.
- 4) **Lease Expiration** - Lessee agrees that at the expiration of the lease, it shall surrender the premises in good condition, except for normal wear and tear. Lessee agrees to provide routine cleaning to the leased premises on its regular cleaning schedule.
- 5) **Indemnification**- Lessee agrees to save the Lessor harmless during the term of the Lease, when the Lessee is in actual use of the premises from any and all claims of any kind, nature or description resulting from injury to any person or persons or property and agree to promptly defend any actions which may be brought as a result there of at its own cost and expense.

6) **Insurance** - Lessee shall provide written proof of liability insurance coverage indemnifying the County against any claims as a result of Lessee occupying the facility, as currently available and acceptable to the Lessor, with said coverage to remain in effect during the term of said Lease.

7) The parties hereto agree that this lease shall not be assigned or sublet without the express written consent of both parties hereto.

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

**09-357** Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to approve the following breakdown of the line items for the FY10 Community Corrections Grant, as requested by Alma Tennent, Clerk, Office of Probation and Corrections:

Salary	\$17,102.00
PERS	2,394.00
Worker's Comp.	308.00
Medicare	248.00
Gen. Operating Exp.	1,797.50
Program Exp.	353.50
Equipment	<u>0.00</u>
Total	\$22,203.00

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

**09-358** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve a Then and Now resolution in the amount of \$36.75, in order to pay Morgan County Chrysler Dodge Jeep, Inc., as requested by Alma Tennent, Director, Office of Probation and Corrections.

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

**09-359** Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to approve the following line items in the Felony Care and Custody grant for the orderly operation of Juvenile Court, as requested by Mike Totman, Court Administrator & Chief Probation Officer:

		<u>Full Year</u>	<u>Half Year</u>
023-2010-5102.00	Salary	\$61,041.83	\$30,520.92
023-2010-5301.00	Monitoring	2,000.00	1,000.00
023-2010-5302.00	Secure Det.	62,034.00	31,017.00
023-2010-5307.00	Travel	6,550.48	3,275.34
023-2010-5308.00	Drug Test	450.00	225.00
023-2010-5367.00	PERS	12,520.10	6,260.05
023-2010-5368.00	Medicare	936.32	468.16
023-2010-5369.00	Worker's Comp.	984.37	492.19
	Health Ins.	34,000.00	17,000.00

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

09-360 Motion by Mr. Dean Cain and seconded by Mr. Don Reynolds to approve the following invoices:

VENDOR NAME	DEPARTMENT	CODE	FUND	AMOUNT
Morris Hardware	Felony Care & Custody	023	F.C. Custody	\$ 32.83
AEP	Carlos Riecker Courthouse Maintenance & operations	274	CR	\$ 6,126.30
AEP	G & M	001	General/July stmtnt	\$ 2,386.58
AEP	Emergency Management	004	G & M	\$ 29.62
AEP	Insurance/property- building	009	Contracts 3rd pymnt liab	\$ 169.61
Buckeye Joint Asphalt Material	G & M	001	insu.	\$ 15,988.25
Morgan County Commissioners	Emergency Management	004	G & M	\$ 22,429.79
GEI Sanitation	Dog & Kennel	009	other expenses	\$ 1.00
Barrett Brothers	Probate Court	005	D & K	\$ 30.00
Matheney Funeral Home	Soldiers Relief	001	Probate	\$ 156.00
John Kitts	Soldiers Relief	001	General	\$ 300.00
Linda Sheets	Senior Citizens	001	General	\$ 107.80
Morgan County Chrysler Dodge Jeep	Senior Citizens	028	Sr. Citizens	\$ 25.50
Guernsey Co. Probate AT & T	Morgan Co. Transit	113	113	\$ 55.65
	Probate Court	001	Probate	\$ 45.00
	Morgan Co. Transit	113	113	\$ 217.95
Brenda Armstrong Miller-Huck Funeral Home	Morgan Co. Job & Family Services	006	312-518001, 321-518001, 322-518001	\$ 1,524.03
	Soldiers Relief	001	General	\$ 300.00
		351- 351- 0351-		
Morgan County Job & Family Services	Morgan Co. Job & Family Services Probate Court	530100	899-518001	\$ 16,866.00
GBS	Computers	339	Probate	\$ 3,045.00
American Light	Carlos Riecker	274	CR	\$ 61.24
			845-- 515003,899- 518001	
Milestones Muskingum Valley Chapter	Children's Service Morgan Co. Health Dept	050	518001	\$ 2,409.00
		063	E-12	\$ 25.00
Judge Crow	Probate Court	001	expense-foreign judge	\$ 40.23
			expense-foreign	
Judge Crow	Juvenile	001	judge	\$ 85.86
Debbie Valentine Treasurer of State of OH	Senior Citizens	028	Senior Citizens	\$ 50.80
Muskingum County Juvenile Detention Ctr	G & M	004	G & M	\$ 150.00
Greuey's Fuel & Farm Supply	Felony Care & Custody	023	F.C. Custody	\$ 1,810.00
	Morgan Co. Transit	113	113	\$ 4,094.71

Susan Alderman	Senior Citizens	028	Senior Citizens	\$	24.80
Lisa Croston	Morgan Co. Job & Family Services	006	321-518001	\$	1,520.45
Janet Kincaid	Morgan Co. Job & Family Services	006	321-518001, 312-518001	\$	1,448.00
Perry Co. MRDD	Health/Help Me Grow	073	HMG	\$	341.25
VISA	Morgan Co. Transit	113	113	\$	37.64
VISA	TANF Grant Writer/AD	049	049	\$	2,440.80
Roy Harrison Murray Treasurer of State of OH	Soldiers Relief Bio-terrorism/health dept	001 068	General	\$	450.00
Shelly Material	G & M	004	bio-equip G & M	\$	960.00 5,131.77
Karen Moody	Morgan Co. Job & Family Services	006	321-518001	\$	2,044.40
Karen Moody	Morgan Co. Job & Family Services	006	340-518001	\$	75.00
Mary Miller	Morgan Co. Job & Family Services	006	312-518001, 321-518001	\$	3,441.05
Laura Viney	Morgan Co. Job & Family Services Courthouse Maintenance & operations	006 001	321-518001 General	\$	625.98 34.00
Terminix	Carlos Riecker	274	CR	\$	52.00
Hall Signs	G & M	004	G & M	\$	699.59
Jackie Cunningham	Children's Service	050	845-515003	\$	3,420.80
Burt Buildings	G & M	004	G & M Und. Gen #040	\$	57.74
First American	Undivided General Tax Morgan Co. Job & Family Services	304 006	tax refund	\$	334.39
Nina Mayle	Morgan Co. Health Dept	063	E-12	\$	1,906.41 55.00
Bonda Ewart	Morgan Co. Job & Family Services	006	322-518001	\$	613.94
Circle of Friends	Morgan Co. Job & Family Services	006	312-518001, 321-518001	\$	5,984.85
Stay N Play	Morgan Co. Job & Family Services	006	321-518001	\$	310.60
Rose Mary Welsh Treasurer of State of OH	G & M	004	G & M	\$	480.00
Treasurer of State of OH	Morgan Co. Sheriff Emergency	001	contract services	\$	900.00
Treasurer of State of OH	Management	009	other expenses	\$	60.00
House of Samuel	Children's Service	050	822-515003	\$	350.00
House of Samuel	Children's Service Bio-terrorism/health dept	050 068	845-515003	\$	3,534.00
Nextel	Emergency Management	009	Bio-other	\$	102.21
Nextel	Morgan Co. Job & Family Services	009	contracts	\$	42.72
Phyllis Cain	Morgan Co. Job & Family Services	006	321-518001	\$	206.02
Imagination Station	Morgan Co. Job & Family Services	006	321-518001, 322-518001	\$	5,173.48

Staples Credit Plan	Grant Administration	099	099	\$	22.09
Staples Credit Plan	Morgan Co. Sheriff	001	Supplies	\$	596.14
Navistar Leasing	G & M	004	G & M	\$	38,882.65
Marietta Office Supply	Bio-terrorism/health dept	068	Bio-supplies	\$	593.69
Kathy Sidwell	Morgan Co. Job & Family Services	006	321-518001	\$	113.00
ComDoc, Inc	Clerk of Courts	336	Clerk of courts	\$	124.00
Aetna	Computerization Morgan Co.	073	HMG-insurance	\$	1,542.30
Aetna	Health/Help Me Grow Morgan Co. Health Dept	063	Insurance	\$	2,076.25
Owl's Acre Montessori	Morgan Co. Job & Family Services	006	321-518001	\$	1,069.40
		350-0350-			
Southern St. Community College	WIA DW Stimulus	530300	WS9-529204	\$	3,995.00
		350-0350-	IS9-529204,		
		0350-	Zs9-529204,		
The Callos Companies	WIA DW Stimulus	530200	OS9-529204,	\$	31,565.10
		350-0350-	YS9-529204		
		0350-			
The Callos Companies	WIA DW Stimulus	530100	AS9-529204	\$	946.05
		349-0349-			
		0349-	IP8-529204,		
The Callos Companies	WIA	30200	OP8-529204	\$	17,320.92
Bloom Twp. Etal	Township	702	Twp, gasoline exc tax	\$	68,941.88
TOTAL				\$	289,211.11

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

**09-361** 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,**

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**Dean Cain, President**

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**Don Reynolds, Vice-President**

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**Mike Reed, Member**

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**Andrea Plummer, Clerk**