

**MORGAN COUNTY COMMISSIONERS  
RIECKER BUILDING**

The Board of the Morgan County Commissioners met in their offices on Monday, August 23, 2010 with the following members present:

Mike Reed, 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 August 16, 2010 meeting were read and approved.

**10-335** Motion by Mr. Mike Reed and seconded by Mr. Don Reynolds to approve the minutes from August 16, 2010.

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

Becky Thompson, Dog Warden, reported traveling 161.3 miles responding to dog calls. Mrs. Thompson stated 2 dogs were impounded, 8 dogs were taken by S.P.O.T., and 2 dogs were redeemed.

Mark Howdyshell, Prosecutor, discussed the lawsuit by the Board of Elections against the County Commissioners and encouraged the Board of Commissioners to work on a settlement before the Board of Elections payroll line item goes negative. Commissioner Reed informed Mark they made an offer to the Board of Elections and are hoping to hear back from their attorney today. It was also mentioned that the county is short \$33,000 for their liability insurance. Mark acknowledged he is working on the proposed lease agreement for hunting for the property behind the County Highway Department. Prosecutor Howdyshell recognized his office received a mini-grant and staff will be working 5 days per week throughout the rest of the year.

Steve Hook, Engineer, asked if Commissioners had anything for him. Commissioners do not have anything at this time.

Vicki Quesinberry, Director, Job and Family Services, submitted a request for leave and the IV-D Contract between the Morgan County Child Support Enforcement Agency and the Morgan County Sheriff.

**10-336** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve the following:

The Board of Morgan County Commissioners do hereby resolve that: Pursuant to Title IV-D of the Social Security Act, Section 3125.13 and 3125.14 of the Ohio Revised Code and rule 5101:12-10-45 and its supplemental rules of the Ohio Administrative Code promulgated by the Ohio Department of Job and Family Services, the Morgan County CSEA is authorized to contract with public or private agencies for the purchase of services. This particular resolution will allow for contract services (service of process and location investigations) with the Morgan County Sheriff's Office.

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

**10-337 Motion** by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve a transfer of funds in the amount of \$500.00 from 001-1501-5330.00 Application Fees and place into 001-1501-5329.00 Recoupment Fees, as requested by Katy Chapin, Chief Deputy Auditor.

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

Shannon Wells, Morgan County Commissioners' Development Office, submitted a Release of Mortgage for Virginia Gorby for 1996 CHIP program. In 1996 there was no recapture mechanism of 15% for the CHIP program. A discussion was held concerning the McConnelville Streamlining Project: Shannon stated Lee Conkle, L-Con Engineers, recommended the project be awarded to Zembra Bros, Inc. Shannon mentioned she is still waiting on specs from Engineer Hook for the Buttermilk Hill FY 09 Community Development Block grant project. Shannon reported that persons receiving food stamps will have to work them off throughout the rest of the year.

**10-338 Motion** by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve the following as submitted by Shannon Wells, Morgan County Commissioners' Development Office:

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 Federal Transit Laws, as codified, 49 USC Section 5311, Financial Assistance for other than urbanized areas and funds available from the Ohio Public Transportation Grant Program and executing a contract with the Ohio Department of Transportation upon grant proposal acceptance.

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 proposer, 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 proposal for assistance under 49 USC Section 5311 the proposer give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Proposer 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 Proposer)

1. That the President is authorized to execute and submit (a) proposal(s) on behalf of the Morgan County Commissioners with the Ohio Department of Transportation to aid in the financing of capital and operating assistance projects pursuant to 49 USC Section 5311 and the Ohio Public Transportation Grant Program.

2. The President is authorized to execute and file with such proposal 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 President is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with the proposal for the program of projects submitted to FTA.

4. That the 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 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 operating and capital assistance projects.

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

**10-339** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to un- table the bids received for Streamlining Water Distribution Improvements, Community Development Block Grant Program FY2008 Distress, from Zemba Bros Inc. in the amount of \$418,670.69 and TAM Construction Inc. in the amount of \$484,500.00.

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

**10-340** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to award the McConnellsville Streamlining Water Distribution Improvements, Community Development Block Grant Program FY2008 Distress project to Zemba Bros Inc. in the amount of \$418,670.69, as recommended by Lee Conkle, L-Con Engineers.

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

Larry Albert discussed dog owner releases that were not posted at the Dog Pound.

Bob First, Buckeye Hills RC&D, and Amy Grove, OSU Extension Office, met with Commissioners. Bob mentioned he is working with Amy for the Master Gardener's Community Garden project. Bob stated a Grant Writer training will be held in Athens later this fall and will be posted in the local paper. Mr. First questioned the couple hundred acres that were donated by Mr. Hess to the county and the Village of McConnellsville; Bob offered assistance. Commissioner Reed stated he believes that they have 5 years to develop the land for a recreation area or the land will be diverted back to Mr. Hess, but is unsure of all the restrictions.

Della Bratton telephoned Commissioners and discussed continuous levies for Mary Hammond.

Ken Reed, Gary Wright and Rhonda McManis, Vinton County, Shannon Wells and Traci Baker, Morgan County Commissioners' Development office, discussed Morgan County's CHIP Grant. Shannon declared home repair will be done on a first come first serve basis and the order of rehabilitation will be based on a scoring system. Ken went over Vinton County's scoring system and mentioned it can be tweaked for what works best for Morgan County. Commissioner Reed questioned who determines how much of the grant money goes to home repair and rehabilitation. Shannon stated it based on what the county applied for; \$320,000 will be used for rehabilitation and \$120,000 will be used for home repair. Shannon acknowledged a press release will be placed in the Morgan County Herald and they will have a certified contractors training soon. Ken informed the Commissioners the contractors will not get paid until the work is completed. It was mentioned there is no statute that requires them to test for asbestos in an isolated residential house. A home manufactured before 1978 is assumed to have lead based paint used on it and if

children are living in the household they are tested as well. Shannon stated the first homes will be done in the first part of 2011.

**10-341** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to approve a supplemental appropriation in the amount of \$4181.73 into salary for the VAWA 2009-AR-VA2-1293 Appropriations, as requested by Mary Tom, Prosecuting Attorney's Office.

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

**10-342** Motion by Mr. Don Reynolds and seconded by Mr. Mike Reed to adjourn the meeting at 4:00 PM

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

**Commissioners,**

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**Mike Reed, President**

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**Don Reynolds, Vice-President**

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**Dean Cain, Member**

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**Andrea Plummer, Clerk**