

**MORGAN COUNTY COMMISSIONERS
RIECKER BUILDING**

The Board of Morgan County Commissioners met in their offices Monday, May 14, 2018.
The meeting was called to order at 8:30am with the pledge of allegiance to the flag.

Mike Reed, President
Adam Shriver, Vice-President
Tim Vanhorn, Member

18-181- Motion by Mr. Reed and seconded by Mr. Shriver to approve the minutes of May 7, 2018.
Mr. Reed yea Mr. Shriver yea Mr. Vanhorn yea Motion Carried

Steve Hook, Engineer

-Discussed road issues.

-The road grader has been out on Bailey Ridge Road and Bald Eagle Road and the roads are a lot better.

18-182- Motion by Mr. Vanhorn and seconded by Mr. Shriver approve the following:

Whereas, the Morgan County Engineer's Office, McConnelsville Oh (hereinafter referred to as the (Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual winter road salt bid (018-19)in accordance with the Ohio Revised Code 5513.01 (B) and hereby agrees to all the following terms and conditions in its participation of the ODOT winter road salt contract.

- a) The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon the award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b) The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c) The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses or other damages arising out of the Political Subdivision participation in the winter road salt contract; and
- d) The Political Subdivision hereby requests through the participation agreement a total of 100tons of Sodium Chloride (Road Salt) of which the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e) The Political Subdivision hereby agrees to purchase a minimum of 90% of its above requested salt quantities from its awarded salt supplier during the contract's effective period of September 1, 2018 through April 30, 2019; and
- f) The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and
- g) The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Thursday, June 1, 2018. This written, emailed request

to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: contracts.purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

Now Therefore, be it ordained by the following authorized person(s) that this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT winter salt contract.

Mr. Reed ye a Mr. Shriver ye a Mr. Vanhorn ye a Motion Carried

18-183- Motion by Mr. Shriver and Mr. Vanhorn to approve the following:

SECTION I – Project Description

WHEREAS, the (LPA/STATE) has determined the need for the described project:

Replacement of a single span steel beam bridge over Buck Run of the west branch of Wolf Creek on MRG CR 35-S 4.79 (SFN 5837251). Work includes the elimination of the nearby Y intersection. Total length of work is approximately 0.10 miles.

NOW THEREFORE, be it ordained by the **County Board of Commissioners** of **Morgan** County, Ohio.

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project and shall enter into a LPA Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project.

The County does hereby propose to assume and contribute the entire cost and expenses of the improvement, less the amount of Federal Aid Funds set aside by the Director of Transportation for financing this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation, and further, the County agrees to bear one hundred percent (100%) of the cost of the following items:

- 1) *Rights-of-Way*
- 2) *All cost for added construction items generating extra work contracts under Ohio laws, unless performance is approved by the State of Ohio and Federal Highway Administration before work is authorized.*

The LPA further agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

PID No.: 97090

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

The LPA agrees that if Federal Funds are used to pay the cost of any consultant contract, the LPA shall comply with 23 CFR 172 in the selection of its consultant and administration of the consultant contract. Further the LPA agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The LPA agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

SECTION IV Authority to Sign

The LPA hereby authorizes **County Engineer** of said **Morgan County** to enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

Upon request of ODOT, the **County Engineer** is also empowered to execute any appropriate documents to affect the assignment of all rights, title, and interests of the **County Board of Commissioners** to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

SECTION V- Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFE 645 and the ODOT Utilities Manual.

SECTION VI – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal Law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

PID No.: 97090

SECTION VII-Emergency measure

The **Resolution 18-183** is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately

upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Mr. Reed yea Mr. Shriver yea Mr. Vanhorn yea Motion Carried

Heidi Burns, Job & Family Services

-Mandated Share \$3,540.34

-Kaci Jago 8/21in Athens SEORTIC-Adoption Assistance Training and Placement Strategies

18-184- Motion by Mr. Vanhorn and seconded by Mr. Shriver to reappoint Sammy Fisher to the Workforce Investment Board for two years July 1,2018 through June 30, 2020.

Mr. Reed yea Mr. Shriver yea Mr. Vanhorn yea Motion Carried

John Wilt, EMA

- Review and Revision of County EOP (Emergency Operations Plan) continues.
 - Continuing to work on inventory of grant purchases.
 - Working on purging old files, per advice from Monitoring visit.
 - Worked with Center Twp., Deerfield Twp., Homer Twp., Marion Twp., and Meigsville Twp. regarding Public Assistance Damage Assessments. Joint Preliminary Damage Assessment was held Wednesday, May 2nd, at EMA Offices beginning at 1:00 pm and wrapping up at 5:00 p.m..
 - Continued working on the final details for the May 23 HazMat exercise. Tabletop will be at 1:00 p.m. on May 23, in the EMA Offices.
 - LEPC Meeting is this Wednesday, May 16, 12:00 p.m., at the EMA Offices.
 - Southeast Region Meeting Emergency Manager's meeting in Logan on Tuesday.
 - Working with Shannon Wells to get County Hazard Mitigation Plan updated. Also working with RCAP to get updated information.
 - Public Utilities Commission of Ohio has expressed interest in office space within EMA offices for compliance officer. The space is a 120 Square foot office that is currently not in use. It would include use of common areas- restroom, break room, meeting room, etc.
 - Building at 60 S. Fourth still has multiple issues - no lighting out front, broken windows, missing and stained ceiling tiles, roof leaks, window leaks, back door hinges rusted off, no smoke detectors.
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Pat Grannon, Concerned Citizen

-Wanted to get a copy of the letter the dog warden, Becky Thompson, wrote concerning dogs on Ms. Grannon's property. The commissioners provided her with a copy.

Shannon Wells, Development Office

-Federal Emergency Management Agency (FEMA) pre-application submitted May 11, 2018.

-Had meeting concerning Opera House. Waiting to draw funds for RVC and Asbestos test.

18-185- Motion by Mr. Shriver and Mr. Vanhorn to approve the following:

The Morgan County Board of Commissioners does hereby resolve to apply to the Ohio Department of Transportation for \$1,247,294.25 in Transportation Alternative Program Funds. The Board of Morgan County Commissioners intends to apply the Ohio Department of Natural Resources, Clean Ohio/Recreational Trails

Program and Community Development Block Grant (CDBG) Neighborhood Revitalization for the local match of 5% to cover construction costs and engineering and design fees.

Additionally, the Board of Morgan County Commissioners understands our responsibility and authority over the administration of these funds and do hereby authorize Michael Reed, President, to sign all documents.

Mr. Reed yeas Mr. Shriver yeas Mr. Vanhorn yeas Motion Carried

-TIGER-Cradlepoints still being installed. New bus stop service reports. The Transit Loop has made 145 trips inside the town and 24 trips outside the town. Joseph Michael Farley was recently hired as a driver for Transit.

-There will be a meeting with AEP to discuss moving poles regarding the Third Street Malta Project.

-The Blue Bell payment was received on May 8, 2018 for the equipment per a deal being reached with the owner.

-Ohio Department of Natural Resources (ODNR) offering a grant. Morgan County is eligible for \$47,000 application that is due on June 1, 2018 for possible tennis court a shelter renovation.

-Miba is currently waiting for Mr. Jeff Vorhies to submit the Application Regional Commission training pre application.

-Mrs. Wells reached out to three companies in regards to M&M Fire Department turnout gear for the Community Development Block Grant (CDBG) 17. Both companies All American Fire Equip. (Northern Ohio) and Tyler Fire Equip. (New York) did not offer any response. Finley Fire Equip. offered a response of \$14,358.00.

- Mrs. Wells reached out to three companies in regards to Chesterhill Volunteer Fire Dept., CDBG 17 blitz monitor fire system and nozzles. All American Fire Equip. and Tyler Fire Equip. (New York) did not offer any response. Finley Fire Equip. offered a response of \$15,943.00.

18-186- Motion by Mr. Vanhorn and seconded by Mr. Shriver to award Stockport signage to Osburn Associates in the amount of \$4,344.61. (Note: What is left out of the amount of \$4,344.61 (neighborhood revitalization budget) will go toward playground equip.)

Mr. Reed yeas Mr. Shriver yeas Mr. Vanhorn yeas Motion Carried

18-187- Motion by Mr. Shriver and Mr. Vanhorn to award Community Housing Improvement Program (CHIP) for Sharon Davis roof project in Malta Village in the amount of \$12,750.00 to Ervin Petershiem.

Mr. Reed yeas Mr. Shriver yeas Mr. Vanhorn yeas Motion Carried

Becky Thompson, Dog Warden

-Submitted report-filed

Erika Jackson, Dan Bergert, EPA

-Ms. Jackson wanted to introduce Mr. Dan Bergert as the new Morgan County representative. The new geologist, Dave Hunt as well as Rich Fox, Ms. Jackson's manager were also present at the meeting. The EPA Office is stationed in Logan, Ohio.

it was discussed that there was not a notation on a deed recorded in the Recorder's Office stating there is a landfill on property owned by Allen and Randy Adkins. The commissioners decided they should get in touch with Prosecutor Howdysshell to discuss the issue.

- Discussion held on the tank that belongs to the commissioners that is the landfill and not being used.
- Commissioners will meet with property owners in the coming weeks to walk the area and discuss each others obligations to maintaining the site.

Linda Sheets, Senior Center

- Looking for estimates to paint building. Since the building is in a historic area, Ms. Sheets was told by the commissioners she needs to check the codes on what color to paint the building and what color for awning.

*A conference call was held between the commissioners, Mrs. Wells, and Alan Craig. Discussion was held concerning the retaining wall (in great detail,) along with the round a bout and walkway.

Jeff Babcock, IT Administrator

The IT Director and officers at the Common Pleas Court met with the account and project managers from Equivant regarding issues with the CourtView 3 (CV3) installation at the Courthouse. Having used CV3 for several months now, several problems have surfaced that appear – to the IT Director – to be a result of incomplete training. Equivant took notes on issues from Court officers and is working on a plan to address the problems; likely through addition training.

The first Windows 10 Spring Creator’s Updates (1803) hit computers on the County network this week. The upgrade does not take as long to complete as previous Windows 10 Feature Updates, so the IT Director’s office will force the upgrade on computers that use CourtView 3 (CV3). CV3 has some functional problems with the version of Internet Explorer used on Windows 10 Fall Creator’s Update (1709). According to Equivant, the company that supports CV3, these problems will be remedied under the Windows 10 Spring Creator’s Update.

A new camera was placed over the Riecker Building back door and aimed at the dumpster with the goal of discovering who has been dumping illegally in the Riecker Building’s dumpster. The footage will be shared with local law enforcement. Illegal dumping at the Riecker Building has caused the dumpster to be emptied more frequently at greater expense to the County.

TPI, and their hardware installers Velociti, have been working at Public Transit to install the CradlePoint routers in the buses and vans. All SIM cards from Verizon and AT&T were procured prior to installation. There were some initial problems setting up web portal access that stemmed from an existing e-mail issue between HostGator and Roadrunner. However, the software was set up and the installation is underway.

18-188- Motion by Mr. Shriver and Mr. Vanhorn to sell the equipment held by the commissioners at the Blue Bell to John Walter Finley in the amount of \$4,000.00.
Mr. Reed yea, Mr. Shriver yea Mr. Vanhorn yea, Motion Carried

TRANSFERS, THEN & NOWS, & SUPPLEMENTAL APPROPRIATIONS

NONE

18-189- Motion by Mr. Shriver and seconded by Mr. Vanhorn to approve payment of bills. *See attached*
Mr. Reed yea, Mr. Shriver yea Mr. Vanhorn yea, Motion Carried

18-190- Motion by Mr. Vanhorn and seconded by Mr. Shriver to adjourn the commissioners meeting at 4:00pm.
Mr. Reed yea Mr. Shriver yea Mr. Vanhorn yea Motion Carried

Mike Reed, President

Adam Shriver, Vice-President

Tim Vanhorn , Member

Sheila Welch, Clerk
