

**MORGAN COUNTY COMMISSIONERS
RIECKER BUILDING**

The Board of Morgan County Commissioners met in their offices Monday, June 3, 2019.
The meeting was called to order at 8:30am with the pledge of allegiance to the flag.

Adam Shriver, President
Mike Reed, Absent
Tom Bragg, Member

19-209- Motion by Mr. Shriver and seconded by Mr. Bragg to approve the minutes of May 28, 2019.
Mr. Shriver yea Mr. Reed absent Mr. Bragg yea Motion Carried

(***Please Note:** An error was made in 19-148. The resolution should read : award all the installation of six (6) private water lines in Bristol and **Meigsville NOT Maysville.**)

Steve Hook, Engineer

10-210- Motion by Mr. Bragg and seconded by Mr. Shriver approve the following:

Ordinance/Resolution#: 19:210

PID No:98783

County/Route/Section : MRG CR 74E1.77

Agreement No:33684

The following is a/an Resolution#19-210 enacted by the Board of County Commissioners of Morgan County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION 1-Project Description

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

Bridge replacement project on MRG CR E1.77, SFN 5832152 (Gruey Road). Work includes a new 24' box beam, approach work and abutments. Begin work 0.02 miles South of State 37. Funded through the County Engineers Association of Ohio (CEAO) program.

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

SECTION II-Consent Statement

Being in the public interest, the LPA give 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 of development and construction of the above described project and shall enter into a LPA Federal ODOT Let 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 expense 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 costs 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.

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 23CRF 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 confirm 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 authorizes the 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 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 Board of County 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 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 CFR 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 if 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 the public highway purposes.

SECTION VII-Emergency Measure

The Resolution #19-210 is hereby declared to be emergency measure to expedite the highway project and 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. Shriver yea Mr. Reed absent Mr. Bragg yea Motion Carried

*Engineer Hook and the commissioners discussed the condition of the roads.

Vicki Quesinberry, JFS

-2020/2021 Biennial Subgrant Agreement with ODJFS and ODM.
- Mandated Share, June \$3,488.67

Mark Howdyshell, Prosecutor

-Discussed the situation involving the coroner position. Mr. Howdyshell's recommendation is pass/modify a resolution noting that Dr. David Parrett be appointed "acting corner" due to the law not allowing to set a contract with him. Commissioners noted they did this on May 28th and made it effective April 27th 2019.
-The commissioners invited Mr. Howdyshell to the Land Bank presentation that will be held on June 10th beginning at 2:00pm on the first floor of the Reicker Building-Rm.135.

Shannon Wells, Development Office

- Second public hearing for CDBG 2019 Community Development Program. Chesterhill-fire truck, community center, walking path and sidewalks, McConnelsville-waterline, alleys, storm/sewer separation, sidewalks, parks
 - Handicapped Assessable Door Project Completed at the Health Dept.
 - Part-Time dispatcher ad for Transit will run for two week in the Herald. Mechanic may be able to begin working with other county agencies soon.
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*Commissioners Communicated w/Becky Thompson, Dog Warden concerning a child dog bite. The dog has been quarantined. Mrs. Thompson was asked to reach out to the parents as soon as possible.

Jamie Niceswanger, Concerned Citizen

- The parent of the child that got bit came in to discuss the matter. She was upset because the dog had not yet been put down. She also noted that she would like to see paperwork on the incident. Paperwork was provided of the dog bite via email.

Becky Thompson, Dog Warden

Dog report-filed

*The commissioners left the office at 11:30am and attended a Southern Solid Waste Management meeting in Caldwell, Ohio. They returned to the office at 2:30pm.

Jeff Babcock, IT Administrator

-A recent core software update to the firewalls used by the County, which provides additional security features by default, appears to be using more system resources than expected; possibly requiring scheduled reboots of the updated firewalls. It is likely that a near-future update will address the issue of memory usage on these firewalls.

The IT Director has seen a rise in malware reports online over the past couple weeks. There has been a few instances of malware reported on the County's network. Research is ongoing to create a malware lab for the County in order to determine how the common strains of malware infect computers on the County's network and to test the effectiveness of mitigating actions.

TRANSFERS, THEN & NOWS, SUPPLEMENTAL APPROPRIATIONS & UTILITY APPLICATIONS

none

19-211- Motion by Mr. Shriver and seconded by Mr. Bragg to approve payment of bills. *See attached*
Mr. Shriver yea Mr. Reed absent, Mr. Bragg yea, Motion Carried

19-212-Motion by Mr. Bragg and seconded by Mr. Shriver to adjourn commissioners meeting at 4:00pm.
Mr. Shriver yea Mr. Reed absent, Mr. Bragg yea, Motion Carried

Adam Shriver, President

Mike Reed, Vice-President

Tom Bragg , Member

Sheila Welch, Clerk
