

REGULAR SESSION APRIL 17, 2024

This day the Board of Morrow County Commissioners met in their office at 80 North Walnut St., Ste. A, Mt. Gilead, Ohio with the following members present: Mr. Mason, Mr. Siegfried, Mr. Abraham

County Staff: Collin Sanders, Board of DD and Jamie Brucker, Director of Operations

Public in attendance:

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Mason who then proceeded with the business at hand. The following matters came before the Board for their consideration and approval.

**IN THE MATTER OF
APPROVAL OF THE MINUTES
OF REGULAR SESSION OF APRIL 15, 2024: 24-R-283**

Mr. Siegfried made a motion to approve the minutes of regular session of April 15, 2024, as recorded in the Commissioners Journal # 51.

Mr. Mason duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

**IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 24-R-284**

Mr. Mason made a motion to approve payment of bills numbered 1 through 53 submitted by the Morrow County Auditor's office.

Mr. Abraham duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

**IN THE MATTER OF
PAY-INS: 24-R-285**

The following pay-ins were made to Conni McChesney, Morrow County Auditor:

Receipt Batch #4263	Payments received from Chesterville customers for sewer fund 5159	\$300.00
	Payments received from Johnsville customers for sewer fund 5100	\$263.50
	Payments received from Ketterman customers for sewer fund 5121	\$240.00
	Payments received from Somoco customers for sewer fund 5110	\$60.00
Receipt Batch #4266	Payments received from Chesterville customers for sewer fund 5159	\$126.00
	Payments received from Johnsville customers for sewer fund 5100	\$62.50
	Payments received from Ketterman customers for sewer fund 5121	\$55.84

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – FUND 4777
(IT): 24-A-045**

Mr. Mason made a motion to appropriate from the unappropriated certified monies to the following account to pay the Meraki renewal:

4777-7010-530319	IT Professional Services	\$180.63
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Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – BOARD OF DD FUND
4122 ARPA GRANT: 24-A-046**

At the request of Collin Sanders, Board of DD, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following account **pending Budget Commission certification:**

4122-0500-550700	Capital Outlay	\$115,500.00
4122-0500-550750	Motor Vehicles	\$46,500.00
4122-0500-550740	Equipment	\$165,000.00
4122-0500-530335	Program Services	\$15,000.00

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

**IN THE MATTER OF
TRANSFER OF FUNDS (CASH) – DEBT PAYMENTS: 24-T-033**

Mr. Siegfried made a motion to approve the following transfer of funds (cash) for interest debt payments due June 1, 2024:

From 1000-0120-590910 Debt – Transfer Out to 3178-1090-490931 Transfer In Consolidated Debt in the amount of \$33,031.75

From 2072-0172-590910 Transfer Out (CSB) to 3178-1090-490931 Transfer In Consolidated Debt in the amount of \$21,550.00

Mr. Mason duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

**IN THE MATTER OF
APPROVAL OF ADVERTISEMENT FOR BIDS – 2024 PAVING BID PACKAGE FOR THE
MORROW COUNTY ENGINEER: 24-R-286**

Mr. Abraham made a motion to approve the following Advertisement For Bids for the 2024 Morrow County Paving Bid Package for the Morrow County Engineer:

NOTICE:

ADVERTISEMENT FOR BIDS

Notice is hereby given that the Board of Commissioners, Morrow County, Ohio, will receive sealed bids in their office at 80 N. Walnut St #A, Mount Gilead, Ohio, 43338 until 9:30 a.m. (EST) May 8, 2024 for furnishing the following:

Improving various County roads by paving with 448 Type I hot-mix asphalt. A sealed envelope containing the bid must be addressed to the Board of Morrow County Commissioners, 80 N. Walnut St #A, Mount Gilead, Ohio, 43338 and clearly marked on the outside “2024 Morrow County Paving Bid Package”.

Each bid shall be accompanied by a bid guaranty bond conforming to Section 153.571 of the Ohio Revised Code. Immediately after the bid closing deadline previously noted, all bids received will be publicly opened and read aloud. No non-conforming bids will be considered. The Board of County Commissioners reserves the right to reject any and all bids and to waive any informalities in the bidding as may, in their judgment, serve the best interest of Morrow County.

This project must comply with prevailing wage requirements of Sections 4115.03 to 4115.16 of the O.R.C. with Equal Employment Opportunity Requirements of Chapter 123 of the Administrative Code, and with MBE Provisions of Section 164.07 (A) of the Revised Code and Rule 164-1-32 of the Administrative Code.

Copies of the bid specifications must be obtained from the Morrow County Engineer’s Office, 50 E. High Street, Mount Gilead, OH 43338 at no charge, or at the Morrow County Commissioner’s Office.

BY ORDER OF THE MORROW COUNTY COMMISSIONERS
MORROW COUNTY, OHIO

Publish: April 24, 2024 and May 1, 2024

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

IN THE MATTER OF

APPROVAL OF ADVERTISEMENT FOR BIDS – 2024 CHIP SEAL PROGRAM FOR THE MORROW COUNTY ENGINEER: 24-R-287

Mr. Mason made a motion to approve the following Advertisement For Bids for the 2024 Chip Seal Program for the Morrow County Engineer:

NOTICE:

ADVERTISEMENT FOR BIDS

Notice is hereby given that the Board of Commissioners, Morrow County, Ohio, will receive sealed bids in their office at 80 N. Walnut St #A, Mount Gilead, Ohio, 43338 until 9:45 a.m. (EST) May 8, 2024 for furnishing the following:

Improving various County roads by chip sealing. A sealed envelope containing the bid must be addressed to the Board of Morrow County Commissioners, 80 N. Walnut St #A, Mount Gilead, Ohio, 43338 and clearly marked on the outside “Morrow County 2024 Chip Seal Program”.

Each bid shall be accompanied by a bid guaranty bond conforming to Section 153.571 of the Ohio Revised Code. Immediately after the bid closing deadline previously noted, all bids received will be publicly opened and read aloud. No non-conforming bids will be considered. The Board of County Commissioners reserves the right to reject any and all bids and to waive any informalities in the bidding as may, in their judgment, serve the best interest of Morrow County.

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Copies of the bid specifications must be obtained from the Morrow County Engineer’s Office, 50 E. High Street, Mount Gilead, OH 43338 at no charge, or at the Morrow County Commissioner’s Office.

BY ORDER OF THE MORROW COUNTY COMMISSIONERS
MORROW COUNTY, OHIO

Publish: April 24, 2024 and May 1, 2024

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

IN THE MATTER OF APPROVAL FOR CHAIRMAN TO SIGN NOTICE TO PROCEED – S. MARION STREET STORMWATER IMPROVEMENTS: 24-R-288

Mr. Abraham made a motion to approve Chairman Jon Mason to sign Notice to Proceed for project S. Marion Street Stormwater Improvements, all work should be completed by October 31, 2024.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

IN THE MATTER OF APPROVAL OF PAY APPLICATION #10, SIMONSON CONSTRUCTION SERVICES, INC., SOMOCO WWTP & OUTFALL SEWER IMPROVEMENT PROJECT: 24-R-289

Mr. Mason made a motion to approve Pay Application #10, Simonson Construction Services, Inc:

CONTRACTOR’S ESTIMATE
APPLICATION #10

To (Owner): Morrow Co Commissioners

Period to: 3/29/2024

From (Contractor): Simonson Construction Services, Inc.
2112 Troy Road
Ashland, Ohio 44805

Original Contract Sum:	\$3,839,000.00
Change orders	\$ 0.00
Current Contract Price	\$3,839,000.00
Total completed and Stored to Date	\$3,061,204.65
Total retainage	\$ 64,132.98
Total Earned less retainage	\$2,997,071.67
Less previous payments	\$2,679,224.67
Current payment due	\$ 317,847.00

s/Contractor – Simonson Construction 4/3/2024
 s/Engineer – Steven Wonderly, Kleinfelder 4/12/2024
 s/Jamie Brucker 4/16/2024

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

**IN THE MATTER OF
 APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – OHIO BUILDS
 GRANT FUND 5113: 24-A-047**

Mr. Abraham made a motion to appropriate from the unappropriated certified monies to the following account:

5113-5113-550730	Improvement of Sites (Somoco sewer)	\$290,245.71
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Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

**IN THE MATTER OF
 APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – AMERICAN RESCUE
 FUND 4121: 24-A-048**

Mr. Siegfried made a motion to appropriate from the unappropriated certified monies to the following account:

4121-0101-550730	Improvement of Sites (Somoco sewer)	\$27,601.29
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Mr. Abraham duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

**IN THE MATTER OF
 APPROVAL TO RECESS SESSION: 24-R-290**

Mr. Mason made a motion to recess session at 9:13 a.m.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

**IN THE MATTER OF
 APPROVAL TO RETURN TO REGULAR SESSION: 24-R-291**

Mr. Mason made a motion to return to regular session at 1:16 p.m.

Mr. Abraham duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

**IN THE MATTER OF
 APPROVAL TO ENTER INTO EXECUTIVE SESSION: 24-R-292**

Mr. Mason made a motion to enter into Executive Session with Sundie Brown, Job and Family Services Director at 1:16 p.m. per ORC 121.22(G)(1): To consider discipline of public employee. Jamie Brucker, Director of Operations will also be in attendance.

Mr. Abraham duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 24-R-293**

Mr. Mason made a motion to return to regular session at 1:45 p.m.

Mr. Abraham duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

**IN THE MATTER OF
RESOLUTION APPROVING DISCIPLINARY ACTION BY THE BOARD (JOB AND
FAMILY SERVICES): 24-R-294**

WHEREAS, the Morrow County Board of Commissioners has been advised of allegations of misconduct committed by employee Chris Jones of the Morrow County Department of Job and Family Services; and

WHEREAS, the Morrow County Board of Commissioners and the Morrow County Department of Job and Family Services Director Sundie Brown have considered the facts surrounding the allegations of misconduct, and concur that such allegations have been substantiated; and

WHEREAS, in her capacity as co-appointing authority, Sundie is authorized to discipline Chris Jones;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Morrow County, Ohio, Mr. Abraham made a motion that employee Chris Jones be issued a five (5) day working suspension.

Mr. Mason duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

Adopted at a regularly scheduled meeting of the Board of County Commissioners of Morrow County, Ohio, this 17th day of April, 2024.

**IN THE MATTER OF
APPROVAL TO RECESS SESSION: 24-R-295**

Mr. Mason made a motion to recess session at 1:47 p.m.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 24-R-296**

Mr. Mason made a motion to return to regular session at 2:01 p.m.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., "yea" .., Mr. Siegfried..., "yea".., Mr. Mason..., "yea"

**IN THE MATTER OF
APPROVAL OF MASTER AGREEMENT TO BY AND BETWEEN MORROW COUNTY
COMMISSIONERS, OHIO AND DYNEGY ENERGY SERVICES (EAST), LLC TO
PROVIDE ELECTRIC GENERATION SUPPLY AND RELATED SERVICES AND
APPROVAL FOR CHAIRMAN TO SIGN: 24-R-297**

Mr. Siegfried made a motion to approve the Master Agreement to provide Electric Generation Supply and Related Services by and between Morrow County Commissioners, Ohio and Dynegy Energy Services (East), LLC DBA Dynegy Energy Services, LLC and approval for Chairman Jon Mason to sign.

**MASTER AGREEMENT
TO PROVIDE ELECTRIC GENERATION SUPPLY AND RELATED SERVICES
BY AND BETWEEN
MORROW COUNTY COMMISSIONERS, OHIO
AND
DYNEGY ENERGY SERVICES (EAST), LLC
D/B/A DYNEGY ENERGY SERVICES, LLC**

THIS AGREEMENT (“Agreement”) is made this 17th day of April 2024, by and between Morrow County Commissioners, Ohio including the Unincorporated Areas of Gilead Township and Washington Township (“County”) and Dynegy Energy Services (East), LLC d/b/a Dynegy Energy Services, LLC, (“DESE”) acting by and through properly authorized officials (hereinafter the “County” and DESE may from time to time be referred to as a “Party” and together, as the “Parties”).

3.1 This Agreement and DESE’s obligations under this Agreement shall commence on the **July 2024 meter read date** (the “Effective Date”) and shall terminate on the later of the **July 2025 meter read date** or the date of commencement of another agreement related to aggregation Administrative Services by and between the County and another such administrator, unless the Agreement is extended for an additional term(s) by mutual written agreement of the County and DESE.

**A complete copy of this agreement will be on file with the Morrow County Commissioners’ office

Mr. Mason duly seconded this motion.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

There being no further matters to bring before the board, a motion to adjourn was made by Mr. Mason and duly seconded by Mr. Siegfried.

Roll Call Vote: .., Mr. Abraham..., “yea” .., Mr. Siegfried..., “yea”.., Mr. Mason..., “yea”

We hereby certify the foregoing to be true and correct.

CHAIRMAN

CLERK

ASSISTANT CLERK

MORROW COUNTY COMMISSIONERS