
REGULAR SESSION FEBRUARY 23, 2022

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. Abraham, Mr. Whiston and Mr. Siegfried.

Public in attendance: Andy Ware (Development)

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Siegfried, 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 FEBRUARY 16, 2022: 22-R-150**

Mr. Whiston made a motion to approve the minutes of regular session of February 16, 2022, as recorded in the Commissioners Journal # 49.

Mr. Siegfried duly seconded this motion

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

**IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 22-R-151**

Mr. Siegfried made a motion to approve payment of bills numbered 1 through 130 submitted by the Morrow County Auditor's office.

Mr. Abraham duly seconded this motion

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

**IN THE MATTER OF
PAY-INS: 22-R-152**

The following pay-ins were made to Patricia K. Davies, Morrow County Auditor:

Receipt Batch #2424 Payments received from Chesterville customers for sewer fund 5159 \$126.00
Payments received from Johnsville customers for sewer fund 5100 \$207.55

Receipt Batch #2424 Payments received from Chesterville customers for sewer fund 5159 \$305.00
Payments received from Johnsville customers for sewer fund 5100 \$409.95
Payments received from Ketterman customers for sewer fund 5121 \$336.00
Payments received from Somoco customers for sewer fund 5110 \$172.83

Receipt #220457 payment received from Sims Bros, Inc. for Misc. Scrap Metal fund 1000-1070-480830 \$113.75.

Receipt #220459 payment from Brandy Conant for Sale of Filing Cabinet Res #22-R-143 fund 1000-1090-480804 \$30.00.

Receipt Batch #2429 Payments received from Chesterville customers for sewer fund 5159 \$1,609.94
Payments received from Johnsville customers for sewer fund 5100 \$625.80
Payments received from Ketterman customers for sewer fund 5121 \$56.00
Payments received from Somoco customers for sewer fund 5110 \$2,262.94

Receipt Batch #2434 Payments received from Chesterville customers for sewer fund 5159 \$569.08
Payments received from Johnsville customers for sewer fund 5100 \$577.00
Payments received from Ketterman customers for sewer fund 5121 \$285.60
Payments received from Somoco customers for sewer fund 5110 \$152.27

Receipt #220486 Payment received from Inmate Calling Solutions for December 2021 phone commissary Sheriff portion 2901-1020-420204 \$2,363.00

Payment received from Inmate Calling Solutions for December 2021 phone commissary General Fund portion 1000-1020-420204 \$417.00

Receipt #220492 Payment received from Businessolver for COBRA payment 7222-7777-740100 \$1,780.61

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND, IT:
22-A-024**

Mr. Abraham made a motion to appropriate from the unappropriated certified monies to the following accounts for summer intern in the IT department:

1000-7007-510130	Employee Wages	\$3,000.00
1000-7007-510211	OPERS	\$420.00
1000-7007-510213	Medicare	\$44.00

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – AUDITOR’S FUND
2706 REAL ESTATE: 22-A-025**

At the request of Patricia Davies, Auditor, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following account:

2706-7006-530340	Communication/Printing/Advertising	\$2,000.00
------------------	------------------------------------	------------

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – JOB AND FAMILY
FUND 2152 WIOA: 22-A-026**

At the request of Sundie Brown, Director, a motion was made by Mr. Whiston to appropriate from the unappropriated certified monies to the following account:

2152-1105-530340	WIOA Reed Act Communications/Printing/Advertising	\$10,000.00
------------------	---	-------------

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF
TRANSFER OF FUNDS – PROSECUTORS FUND 2447 DRETAC: 22-T-017**

At the request of Thomas Smith, Prosecutor, a motion was made by Mr. Abraham to approve the following transfer of funds:

**Reason – to pay open and outstanding invoices

From 2447-4402-510120 Employee Wages to 2447-4402-530345 Legal Advertising in the amount of \$202.50

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
TRANSFER OF FUNDS – JOB AND FAMILY FUND 2152 WIOA: 22-T-018**

At the request of Sundie Brown, Director, a motion was made by Mr. Whiston to approve the following transfer of funds:

** Reason – need appropriation for new Business Resource Network funding to pay for planned printed materials and advertising expenses.

From 2152-1105-550740 WIOA Reed Act Equipment/Computers/Furniture to 2152-1105-530340 WIOA Reed Act Communications/Printing/Advertising in the amount of \$5,000.00

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL FOR MORROW COUNTY ENGINEER TO ADVERTISE FOR BIDS –
MORROW COUNTY MATERIAL BIDS: 22-R-153**

Mr. Whiston made a motion to approve the Morrow County Engineer to advertise bids for 2022 Morrow County Material Bids as presented:

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) March 16, 2022 at which time they will be publicly opened and read aloud, for the project known as “2022 Morrow County Material Bids”.

The proposals must be made on the forms provided in the Contract Documents or a copy thereof and shall contain the full name and address of the bidder. All Bids shall be sealed and plainly marked “SEALED BID FOR 2022 Morrow County Material Bids”.

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.

The prices of this contract shall be in effect from the date of award to December 31, 2022. The Board of Commissioners reserves the right to make a non-exclusive award and to issue purchase orders on an as needed basis.

Contract prices shall also be made available for cooperative purchasing by all townships within Morrow County.

No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Morrow County Board of Commissioners in the best interest of the County. The Board reserves the right to reject any or all bids.

**BY ORDER OF THE MORROW COUNTY COMMISSIONERS
MORROW COUNTY, OHIO**

Publish: March 2 & March 9, 2022

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL FOR MORROW COUNTY ENGINEER TO ADVERTISE FOR BIDS –
MORROW COUNTY ENGINEER 2022 ROADSIDE MOWING PROGRAM: 22-R-154**

Mr. Abraham made a motion to approve the Morrow County Engineer to advertise bids for Morrow County Engineer 2022 Roadside Mowing Program as presented:

**NOTICE TO
BIDDERS**

Sealed bids for the **Morrow County Engineer 2022 Roadside Mowing Program** will be accepted by the Board of Morrow County Commissioners until the **9:45 A.M., Wednesday, March 16, 2022.**

On the March 16, 2022, the Board of Morrow County Commissioners shall open the bids at the Morrow County Administration Building, 50 E. High Street, Mount Gilead, OH 43338.

Complete specifications, including contract and proposal forms and full information for bidders may be obtained from the Morrow County Engineer's Office.

Sealed envelopes containing bids must be addressed to the Board of Morrow County Commissioners, 50 E. High Street, Mount Gilead, OH 43338 and endorsed on the outside of the envelope, "**Morrow County Engineer 2022 Roadside Mowing Program**".

If the bid is in excess of fifty thousand dollars (\$50,000.00) a Bid Surety in the form of a bond or certified check, cashier's check, or money order on a solvent bank in the amount of five percent (5%) of the total bid shall accompany each bid pursuant to Section 307.88 of the Ohio Revised Code. Official checks and Company checks are not acceptable forms of Bid Surety.

A contract, if let, will be awarded to the bidder submitting the lowest and best bid. If, in the opinion of the Board, the acceptance of the lowest bid is not in the best interest of all concerned the Board may accept another proposal so opened or reject all proposals and advertise for other bids. The Board reserves the right to waive any informalities or irregularities in the bids received.

MORROW COUNTY BOARD OF COMMISSIONERS

Advertise: March 2 & 9, 2022

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL FOR MORROW COUNTY ENGINEER TO ADVERTISE FOR BIDS – MRW-
CR11-2.86 (DESIGN BUILD BRIDGE REPLACEMENTS OVER WHETSTONE CREEK AND
BIG RUN): 22-R-155**

Mr. Siegfried made a motion to approve the Morrow County Engineer to advertise bids for MRW-CR11-2.86 (Design Bridge Replacements Over Whetstone Creek and Big Run) as presented:

NOTICE TO BIDDERS

Sealed bids for MRW-CR11-2.86 (Design Build Bridge Replacements Over Whetstone Creek and Big Run), Morrow County, Ohio will be received by the office of the County Commissioner's, 80 North Walnut Street, Suite A, Mt. Gilead, Ohio, 43338 until 10:00 a.m., local time, March 23, 2022, and then at said office publicly opened and read aloud.

The Information for Bidders, Form of Bid, Form of Contract, Plan, Specifications, and Forms of Bid Bond, Performance and Payment Bond, and other contract documents may be examined at the following:

Office of the Morrow County Commissioner's, 80 North Walnut Street, Suite A, Mt. Gilead, Ohio 43338.

Copies may be obtained at the office of the Morrow County Commissioners, 80 North Walnut Street, Mt. Gilead, Ohio 43338 upon payment of \$35.00 for each set. Checks shall be made payable to Morrow County Engineer and all documents become the property of the prospective bidder, with no portion of the payment being refunded.

The Morrow County Commissioners will not accept any/or consider any bid as an official bid unless said bidder has picked up and paid for a complete bid package from Morrow County Commissioners. In order to bid this project you must be a plan holder of record with Morrow County.

The owner reserves the right to waive any informalities. Contract will be awarded based on the lowest and best bid. The Morrow County Commissioners may reject any or all bids on any basis and without disclosure of reason. The failure to make such disclosure shall not result in accrual of any right, claim or cause of action by any unsuccessful bidder against the Morrow County Commissioners.

Each bidder must deposit with his bid, security in the amount, form and subject to the conditions provided in the Information for Bidders.

Each bidder is required to furnish with its proposal, a Bid Guaranty and Contract Bond in accordance with Section 153.54 of the Ohio Revised Code. Bid security furnished in Bond form, shall be issued by a Surety Company or Corporation licensed in the State of Ohio to provide said Surety.

Each proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity and be prequalified with the Ohio Department of Transportation.

Contractor compliance with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972, and Governor's Executive Order 84-9 shall be required.

“DOMESTIC STEEL USE REQUIREMENTS AS SPECIFIED IN SECTION 153.011 OF THE REVISED CODE APPLY TO THIS PROJECT. COPIES OF SECTION 153.011 OF THE REVISED CODE CAN BE OBTAINED FROM ANY OF THE OFFICES OF THE DEPARTMENT OF ADMINISTRATIVE SERVICES.”

A non mandatory Pre-Bid Meeting is scheduled for March 14, 2022 at 10:00 A.M. in the Community Room at Morrow County Jobs and Family Services, 619 West Marion Street, Mt. Gilead, Ohio 43338.

Bidders must comply with the prevailing wage scale for all Federal-Aid Projects as determined by the United States Secretary of Labor. **The DBE goal for this project is 10%.**

MORROW COUNTY COMMISSIONERS

Advertise: March 2, 9, 16, 2022

Mr. Abraham duly seconded this motion.

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

IN THE MATTER OF APPROVAL TO RECESS SESSION: 22-R-156

Mr. Siegfried made a motion to recess session at 9:11 a.m.

Mr. Abraham duly seconded this motion.

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

IN THE MATTER OF APPROVAL TO RETURN TO REGULAR SESSION: 22-R-157

Mr. Siegfried made a motion to return to regular session at 1:56 p.m.

Mr. Whiston duly seconded this motion.

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

IN THE MATTER OF APPROVAL OF LINCOLN AVENUE CDBG AGREEMENT BETWEEN THE VILLAGE OF MOUNT GILEAD AND THE MORROW COUNTY COMMISSIONERS: 22-R-158

Mr. Whiston made a motion to approve the following agreement:

**LINCOLN AVENUE CDBG AGREEMENT
BETWEEN THE VILLAGE OF MOUNT GILEAD AND THE MORROW
COUNTY COMMISSIONERS**

This is an agreement entered into between the Commissioners of Morrow County, Ohio hereinafter referred to as "Commissioners", and Village of Mount Gilead hereinafter referred to as "Village".

WHEREAS, the **Commissioners received** a \$172,000 Community Development Block Grant (CDBG) for the resurfacing of Lincoln Avenue; and

WHEREAS, the **State of Ohio requires that County Commissioners administer CDBG contracts on behalf of Ohio villages; and**

WHEREAS, the Village is responsible for all costs associated with this project above and beyond dollar amount of the CBG grant; and

WHEREAS, on December 20, 2021, the Morrow County Commissioners bid the Lincoln Avenue project and received two bids; and

WHEREAS, on December 27, 2021, the Morrow County Commissioners awarded this project to Dirt Dawg Excavating LLC in the amount of \$382,871.00; and

WHEREAS, though the Village has control over the scope of the project and is responsible for all cost expenditures over \$172,000, the contract is with the Commissioners and thus they must make the payment on the invoices to the contractor.

In consideration of the following mutual promises and undertakings, the Commissioners and the Village agree as follows:

1. The Village shall deposit with the Commissioners the financial balance of the contract of an amount of \$210,871.00 for the construction of the Lincoln Avenue project within thirty (30) days of the execution of this agreement.
2. The Commissioners shall make payment on properly approved invoices to Dirt Dawg LLC for the Lincoln Avenue project. The Village will confirm to the Commissioners that the work has been completed and approved for payment.
3. The Commissioners will provide a copy of the invoice and a copy of the payment check to the Village for their record keeping.
4. Any change orders approved will be approved by the Village and copy of such change orders given to the Commissioners for their record keeping.
5. At the end of the project on final approval of the last invoice the Village will make payment to Commissioners for any contract changes above the original contract amount, and/or the Commissioners will refund the Village for any deduct change orders decreasing the original contract amount.
6. Final transfer of money for the project between the parties will be completed within thirty (30) days of the approval of the last invoice.

Each party has read this document and this agreement constitutes their complete and full understanding of the same.

This Contract shall commence on the 23rd day of February, 2022 and continue until final payment to the contractor closes out the project.

IN WITNESS WHEREOF, the parties have hereunto set their hands.

VILLAGE OF MOUNT GILEAD
s/Derek K. Allen, Village Administrator

BOARD OF MORROW COUNTY COMMISSIONERS
s/Tom Whiston
s/Tim Abraham
s/Timothy Siegfried

APPROVED AS TO FORM:
s/Matthew Griffith, Solicitor

APPROVED AS TO FORM:
s/Tom Smith, Morrow County Prosecuting Attorney

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL OF CASH ADVANCE FROM GENERAL FUND TO
JOHNSVILLE/PERRY SEWER DISTRICT FUND: 22-R-159**

WHEREAS, Johnsville/Perry sewer district has a loan payment due in June to USDA and has had an unexpected generator repair expense; and

WHEREAS, a request is being made to transfer \$14,000 in cash from the General Fund to Johnsville/Perry Sewer District Fund 5100 with the agreement that this will be paid back before December 31, 2022 dependent on the cash balance.

THEREFORE, Mr. Whiston made a motion to approve the cash advance from the General Fund to Johnsville/Perry Fund in the amount of \$14,000 to be paid back by December 31, 2022 dependent upon the cash balance.

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL
FUND: 22-A-027**

Mr. Siegfried made a motion to appropriate from the unappropriated certified monies to the following account to process cash advance to Johnsville sewer:

1000-0101-590910	Transfer Out	\$14,000.00
------------------	--------------	-------------

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF
TRANSFER OF FUNDS (CASH) GENERAL FUND TO JOHNSVILLE FUND
5100: 22-T-019**

Mr. Abraham made a motion to approve the following transfer of funds for cash advance:

From 1000-0101-590910 General Fund Transfer Out to 5100-1090-490931 Johnsville Transfer In in the amount of \$14,000.00

Mr. Whiston duly seconded this motion.

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

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

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

We hereby certify the foregoing to be true and correct.

CHAIRMAN

CLERK

ASSISTANT CLERK

MORROW COUNTY COMMISSIONERS