

**REGULAR SESSION MARCH 18, 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 and Mr. Abraham.

County Staff: Jamie Brucker, Director of Operations and Brent Russell, Planning and Zoning Director

Public in attendance: Joe Carroll, Airport

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 MARCH 13, 2024: 24-R-204**

Mr. Siegfried made a motion to approve the minutes of regular session of March 13, 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-205**

Mr. Mason made a motion to approve payment of bills numbered 1 through 94 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-206**

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

Receipt Batch #4179 Payments received from Chesterville customers for sewer fund 5159 \$37.50  
Payments received from Johnsville customers for sewer fund 5100 \$62.50  
Payments received from Ketterman customers for sewer fund 5121 \$66.00

Receipt# 240857 Payment from HMW Logistics for Community Reinvestment Area annual fee 2043-1030-430302 \$2,500.00

Receipt Batch #4182 Payments received from Chesterville customers for sewer fund 5159 \$60.00  
Payments received from Ketterman customers for sewer fund 5121 \$60.00  
Payments received from Somoco customers for sewer fund 5110 \$60.00

Receipt# 240867 Payment from Sims Bros for scrap metal (Engineer) 2202-1080-480830 \$2,045.58

Receipt Batch #4184 Payments received from Chesterville customers for sewer fund 5159 \$150.00  
Payments received from Johnsville customers for sewer fund 5100 \$439.25

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – RECYCLING FUND  
2006: 24-A-033**

At the request of Kristin Ruth, Recycling & Litter Prevention, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following account for OEPA 2024 grant match:

2006-2008-530340	Communications/Printing/Advertising	\$827.00
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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  
TRANSFER OF FUNDS – RECYCLING FUND 2006: 24-T-023**

At the request of Kristin Ruth, Recycling & Litter Prevention, a motion was made by Mr. Siegfried to approve the following transfer of funds:

\*\*Reason – for OEPA 2024 Grant Match

From 2006-2006-520350 Professional Organization Dues and Fees to 2006-2008-520350 Professional Organization Dues and Fees in the amount of \$57.50

From 2006-2006-540490 OTHER – Supplies and Materials to 2006-2008-540400 Supplies and Materials in the amount of \$300.00

From 2006-2006-540400 Supplies and Materials to 2006-2008-540400 Supplies and Materials in the amount of \$228.00

From 2006-2008-530322 Garbage and Trash Removal to 2006-2008-530340 Communications/Printing/Advertising in the amount of \$760.00

From 2006-2006-530340 Communications/Printing/Advertising to 2006-2008-530340 Communications/Printing/Advertising in the amount of \$1,000.00

From 2006-2006-530344 Printing to 2006-2008-530340 Communications/Printing/Advertising in the amount of \$500.00

Mr. Mason duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO AWARD BID FOR S. MARION STREET STORMWATER  
IMPROVEMENTS (FY2022 CDGB ALLOCATION GRANT): 24-R-207**

**WHEREAS**, on February 5, 2024 at 10:00 a.m., the Morrow County Commissioners received and opened bids for the S. Marion Street Stormwater Improvements project (CDBG); and

**WHEREAS**, the following bids was received:

Mid-Ohio Land Worx, LLC	\$165,793.00
Advanced Excavating & Demolition LLC	\$178,963.00

**WHEREAS**, it is the recommendation of David Bridenstein with OHM Advisors that the bid be awarded to Mid-Ohio Land Worx, LLC as the lowest and best bid;

**THEREFORE**, Mr. Siegfried made a motion, upon the recommendation of OHM Advisors, to award the S. Marion Street Stormwater Improvements CDBG project to Mid-Ohio Land Worx, LLC in the amount of \$165,793.00.

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF AGREEMENT BETWEEN THE MORROW COUNTY BOARD OF  
COMMISSIONERS AND MID-OHIO LAND WORX, LLC FOR THE S. MARION STREET  
STORMWATER IMPROVEMENTS PROJECT AND APPROVAL FOR THE CHAIRMAN TO  
SIGN: 24-R-208**

Mr. Abraham made a motion to approve the following agreement between The Morrow County Board of Commissioners and Mid-Ohio Land Worx and approval for Chairman Jon Mason to sign:

**AGREEMENT**

This Agreement entered into by and between the Morrow County Board of Commissioners, a municipal corporation, located in Morrow County, Ohio, hereinafter referred to at times as “Owner” and Mid-Ohio Land Worx, LLC hereinafter referred to at all times as “Contractor”.

**WITNESSETH**

WHEREAS, the Clerk of the Owner, duly authorized by Council of the Morrow County Board of Commissioners, Ohio, advertised for bids for the **Rebid-S. Marion Street Stormwater Improvements** in accordance with the plans and specifications for said work, prepared by OHM Advisors, and on file in the office of the Clerk; and

WHEREAS, certain bids were received by the Clerk pursuant to the aforesaid authority of Morrow County Board of Commissioners, Ohio, for the aforesaid purpose, and the Owner has determined that the bid by Mid-Ohio Land Worx, LLC was the lowest and best bid submitted therefore; and

WHEREAS, it is the mutual desire of the parties to consummate the improvement pursuant to the plans and specifications prepared by OHM Advisors, and on file in the office of the Clerk, the advertisement for bids and/or the proposal, as well as the bid and/or proposal submitted by Mid-Ohio Land Worx, LLC for said improvement, therefore.

In consideration of the premises, the covenants and promises of the parties hereto which are set forth herein, said parties have agreed and do hereby agree as follows:

1. The Contractor agrees to complete the **Rebid-S. Marion Street Stormwater Improvements** in the Morrow County Board of Commissioners, Ohio in accordance with the plans and specifications prepared OHM Advisors and on file in the office of the Clerk, the advertisement for bids for said improvements as well as the bid and/or proposal of the Contractor submitted for the improvement.
2. The Owner agrees to pay to the Contractor for the said work in the amount of \$165,793.00 in accordance with the terms and conditions specified in the bid or proposal of the Contractor submitted to the Owner.
3. It is further mutually agreed that the plans and specifications prepared OHM Advisors, and on file in the office of the Clerk, the advertisement for bids, the bid and/or proposal of the Contractor submitted for the **Rebid – S. Marion Street Stormwater Improvements** for the Morrow County Board of Commissioners, Ohio, the instructions to bidders, the affidavit, performance bond, the Contractor’s certificate of having Workman’s Compensation insurance with the State of Ohio, the Contractor’s proof of property damage and liability insurance in a suitable amount are incorporated, and by reference hereto, made a part of this agreement as though fully rewritten herein.
4. It is further mutually agreed by and between the parties hereto that no escrow account for the **Rebid – S. Marion Street Stormwater Improvements** in the Morrow County Board of Commissioners, Ohio, will be established pursuant to Section 153.13, 153.14, and 153.63 of the Ohio Revised Code nor shall any interest be paid on any retainage.

IN WITNESS WHEREOF, the Morrow County Board of Commissioners, and Mid-Ohio Land Worx, LLC have hereunto set their hands and seal this 18<sup>th</sup> day of March 2024.

WITNESSETH: Morrow County Board of Commissioners  
s/Jon Mason, Commissioner  
s/Cheryl Heacock, Clerk

WITNESSETH: s/The CONTRACTOR

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO REAPPOINT DAVID GENTILE TO MORROW COUNTY REGIONAL  
PLANNING COMMISSION: 24-R-209**

WHEREAS, the term for David Gentile on the Morrow County Regional Planning Commission will expire on March 25, 2024; and

WHEREAS, Brent Russell, Director of Planning & Zoning recommends the reappointment of David to serve another term;

THEREFORE, Mr. Mason made a motion to approve the reappointment of David Gentile effective March 26, 2024 through March 25, 2026.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF APPOINTMENTS TO REGION 18 OPIATE BOARD FOR MORROW  
COUNTY: 24-R- Tabled per Commissioner Abraham**

**IN THE MATTER OF  
APPROVAL TO RECESS SESSION: 24-R-210**

Mr. Mason made a motion to recess session at 9:07 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-211**

Mr. Mason made a motion to return to regular session at 3:13 p.m.

Mr. Siegfried duly seconded this motion.

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

Commissioner Mason would like to take the above Resolution off the table and amend as so:

**IN THE MATTER OF  
APPROVAL OF APPOINTMENT TO REGION 18 OPIATE BOARD FOR MORROW  
COUNTY: 24-R-212**

Mr. Mason made a motion to approve the appointment of Tim Abraham (County representative) to the Region 18 Opiate Board for Morrow County.

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL TO ATTEND TRAINING – FLOODPLAIN DEVELOPMENT: 24-R-213**

**WHEREAS**, Brent Russell, Director of Planning and Zoning has requested for Shelley Sparks, Zoning Clerk to attend the following training:

FEMA L-273 Managing Floodplain Development  
May 7, 2024 – May 10, 2024  
Brooklyn, Ohio 44144

No cost for course, but would like to request the expenses of lodging, meals and mileage be paid from zoning office funds.

Mr. Siegfried made a motion to approve Shelley Sparks attending the aforementioned training and expenses paid from zoning office funds.

Mr. Abraham 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. Abraham.

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

We hereby certify the foregoing to be true and correct.

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CHAIRMAN

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CLERK

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ASSISTANT CLERK

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MORROW COUNTY COMMISSIONERS