

**REGULAR SESSION MARCH 2, 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: Donna Carver, Emily Leonard, Dixie Shinaberry (Recorder), Cheryl Sumner, Bill Griffith, Dr. Trago, Don Mann, Warren Davis and 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 28, 2022: 22-R-173**

Mr. Whiston made a motion to approve the minutes of regular session of February 28, 2022, as recorded in the Commissioners Journal # 49.

Mr. Abraham 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-174**

Mr. Siegfried made a motion to approve payment of bills numbered 1 through 72 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-175**

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

Receipt# 220533 Payment from Morrow County Services for Older Citizens for March insurance premium payment 7222-777-740100 \$3,608.48

Receipt Batch # 2446 Payments received from Chesterville customers for sewer fund 5159 \$3,289.45  
 Payments received from Johnsville customers for sewer fund 5100 \$480.00  
 Payments received from Ketterman customers for sewer fund 5121 \$293.26  
 Payments received from Somoco customers for sewer fund 5110 \$2,319.44

Receipt Batch #2448 Payments received from Chesterville customers for sewer fund 5159 \$369.40  
 Payments received from Johnsville customers for sewer fund 5100 \$125.00  
 Payments received from Ketterman customers for sewer fund 5121 \$56.00  
 Payments received from Somoco customers for sewer fund 5110 \$1,792.67

Receipt# 220548 Payment received from Beech Hollow Grain Farms for 2022 County Home Farm land rent 1000-1070-470802 \$11,730.00

Receipt# 220549 Payment from Fishburn Services for salt brine fee 1000-1030-430330 \$50.00

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – RECORDER FUND  
2370 SPECIAL REVENUE RECORDER FEES: 22-A-030**

At the request of Dixie Shinaberry, Morrow County Recorder, a motion was made by Mr. Whiston to appropriate from the unappropriated certified monies to the following account:

2370-4220-550740	Equipment/computers/furniture	\$600.00
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Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
SURFACE APPLICATION OF BRINE – ESTATE OF WALTER C. FISHBURN: 22-R-176**

The following written plan for application of brine was submitted to the Morrow County Board of Commissioners:

**WRITTEN PLAN FOR THE SURFACE APPLICATION OF BRINE, FOR PURPOSES OF ICE AND DUST CONTROL UPON PRIVATE ROADS OR SIMILAR SURFACES**

TO: Morrow County Commissioners  
80 North Walnut  
Mt. Gilead, Ohio 43338

FROM: Estate of Walter C. Fishburn  
John Keller, Executor  
5012 St. Rt. 229, P.O. Box 278  
Marengo, Ohio 43334

1. The surface application of brine shall be subject to the following standards:
  - A. “Brine” shall mean all saline geological formation water resulting, obtained, or produced in connection with the exploration, drilling, or production of oil or gas.
  - B. Surface application of brine is permitted only for the purposes of dust or ice control.
  - C. Brine shall not be applied:
    1. To a water-saturated surface;
    2. Directly to vegetation near or adjacent to surfaces being treated;
    3. Within twelve feet of structures crossing bodies of water or drainage ditches;
    4. Between sundown and sunrise, except for ice control.
  
2. Sources of brine: Please see attached list of wells for brine sources
  
3. Transporters of brine: Fishburn Services, Inc.  
5012 St. Rt. 2219  
P.O. Box 278  
Marengo, Ohio 43334  
Registration Certificate Number: UIC-3
  
4. Places to which brine will be applied:
 

To private roads or similar surfaces within the property owned by Walter C. Fishburn, 5012 St. Rt. 229, Marengo, Ohio 43334, Morrow County, Bennington Township, for the purpose of dust and ice control.
  
5. Method, rate, and frequency of application:
  - A. The discharge of brine through the spreader bar shall stop when the application stops.
  - B. The applicator vehicle shall be moving at least five miles per hour at all times while the brine is being applied.
  - C. The maximum spreader bar nozzle opening shall be three-quarters of an inch in diameter.
  - D. The maximum uniform application rate of brine shall be three thousand gallons per mile on a twelve foot wide road, or three gallons per sixty square feet on unpaved lots.
  - E. The applicator vehicle discharge valve shall be closed between the brine collection point and the specific surfaces that have been approved for brine application.

- F. Any valves that provide for tank drainage other than through the spreader bar shall be closed during the brine application and transport.
- G. The angle of discharge from the applicator vehicle spreader bar shall not be greater than sixty degrees from the perpendicular to the unpaved surface.
- H. Only the last twenty-five percent of an applicator vehicle's contents shall be allowed to have a pressure greater than atmospheric pressure; therefore, the first seventy-five percent of the applicator vehicle's contents shall be discharged under atmospheric pressure.
- I. Frequency of application: Dependent upon weather conditions, estimated application would be; light to no rainfall surface application once every 10 days, medium rainfall surface application once every two weeks, over-all average application would be twice a month.

6. Other terms and conditions: None.

Submitted by: s/John Keller, Executor

Date: 2/25/22

**IN THE MATTER OF  
PUBLIC HEARING TO DISCUSS THE FEASIBILITY OF SURFACE APPLICATION OF  
BRINE FOR THE PURPOSE OF DUST CONTROL – ESTATE OF WALTER C. FISHBURN:  
22-R-177**

**WHEREAS**, John Keller, Executor for the Estate of Walter C. Fishburn has submitted an application to the Board of Morrow County Commissioners for application of brine for the purpose of dust and ice control on private roads or similar surfaces within the property owned by Walter C. Fishburn, 5012 St. Rt. 229, Marengo, Ohio 43334, Morrow County.

**THEREFORE**, Mr. Abraham made a motion to hold a public hearing and advertise as follows:

**PUBLIC NOTICE**

Notice is hereby given that a Public Hearing will be held to discuss the feasibility of applying brine to private roads and similar surfaces within the property owned by the estate of Walter C. Fishburn 5012 St. Rt. 229, Marengo, Ohio 43334. The hearing will be held on March 14, 2022, in the hearing room of the Morrow County Commissioners, 80 North Walnut Street, Mt. Gilead, Ohio 43338 at 9:45 a.m.

**BY ORDER OF THE MORROW COUNTY COMMISSIONERS**

Advertise: March 9, 2022, Morrow County Sentinel and [www.morrowcountyohio.gov](http://www.morrowcountyohio.gov)

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL FOR THE MORROW COUNTY ENGINEER TO ADVERTISE FOR BIDS – 2022  
MORROW COUNTY NORTH PAVING BID PACKAGE: 22-R-178**

Mr. Whiston made a motion to approve the following advertisement for bids:

**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 23, 2022 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 "2022 Morrow County North 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 Morrow 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: March 9 & March 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 FOR THE MORROW COUNTY ENGINEER TO ADVERTISE FOR BIDS – 2022  
MORROW COUNTY SOUTH PAVING BID PACKAGE: 22-R-179**

Mr. Siegfried made a motion to approve the following advertisement for bids:

**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) March 23, 2022 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 "2022 Morrow County South 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: March 9 & March 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-180**

Mr. Whiston made a motion to recess session at 9:19 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-181**

Mr. Whiston made a motion to return to regular session at 9:32 a.m.

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF  
BID OPENING – SECURITY CAMERA SYSTEM FOR THE MORROW COUNTY  
COURTHOUSE: 22-R-182**

**WHEREAS**, on January 19, 2022, the Morrow County Commissioners approved requesting proposals for a Security Camera System for the Morrow County Courthouse with amendments to this resolution on January 24, 2022 and February 7, 2022; and

**WHEREAS**, a bid opening is being held this day at 9:30 a.m.; and

**WHEREAS**, the following bids were submitted:

Johnson Control	\$137,930.00
Cable Communications	\$ 57,483.28
Central OH Security	\$ 46,751.07
Integrated Protection Services	\$ 52,707.80

**THEREFORE**, Mr. Whiston made a motion to approve holding the bids for review and recommendation.

Mr. Siegfried 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-183**

Mr. Siegfried made a motion to recess session at 9:36 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-184**

Mr. Siegfried made a motion to return to regular session at 2:40 p.m.

Mr. Abraham 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 #2: 22-R-185**

Mr. Siegfried made a motion to approve payment of bills numbered 1 through 2 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  
TRANSFER OF FUNDS – FUND 2042 BLOCK GRANT: 22-T-022**

Mr. Whiston made a motion to approve the following transfer of funds:

\*\*Reason – for Lincoln Ave CDBG project

From 2042-0042-530362 Proj 3 to 2042-0042-530363 Proj 4 (Lincoln Ave) in the amount of \$150,000.00

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF  
APPROVAL OF PROPOSAL – NEW DOORWAY AT TREASURER’S OFFICE AT  
MORROW COUNTY COURTHOUSE: 22-R-186**

**WHEREAS**, 2 proposals were received regarding work to cut in a new door opening at the Morrow County Courthouse (Treasurer’s area) as follows:

Adena Corporation SPG	\$26,242.00
Midstate Contractors, Inc.	\$26,500.00

**THEREFORE**, Mr. Siegfried made a motion to accept and award the bid proposal to Adena Corporation in the amount of \$26,242.00.

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.

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CHAIRMAN

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CLERK

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ASSISTANT CLERK

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MORROW COUNTY COMMISSIONERS