

REGULAR SESSION MARCH 8, 2021

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. Siegfried and Mr. Whiston.

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. Whiston, 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 3, 2021: 21-R-154**

Mr. Abraham made a motion to approve the minutes of regular session of March 3, 2021, as recorded in the Commissioners Journal # 49.

Mr. Siegfried duly seconded this motion

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

**IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 21-R-155**

Mr. Siegfried made a motion to approve payment of bills numbered 1 through 79 submitted by the Morrow County Auditor's office.

Mr. Abraham duly seconded this motion

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

**IN THE MATTER OF
PAY-INS: 21-R-156**

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

- Receipt Batch #1592 Payments received from Chesterville customers for sewer fund 5159 \$1,409.76
- Payments received from Johnsville customers for sewer fund 5100 \$1,052.20
- Payments received from Ketterman customers for sewer fund 5121 \$228.94
- Payments received from Somoco customers for sewer fund 5110 \$141.09
- Receipt Batch #1602 Payments received from Chesterville customers for sewer fund 5159 \$841.87
- Payments received from Johnsville customers for sewer fund 5100 \$461.90
- Payments received from Ketterman customers for sewer fund 5121 \$173.10
- Payments received from Somoco customers for sewer fund 5110 \$708.12
- Pay-in #210676 Payment received from AVI FoodSystems for Nov 2020 vending machines sales commission 1000-1090-480808 \$28.40
- Pay-in #210677 Payment received from Job & Family Services for Jan/Feb/Mar 2021 lease payments 2072-1070-470802 \$62,235.24
- Pay-in #210678 Payment received from Inmate Calling Solutions for Dec 2020 phone commissary commission 1000-1020-420204 General fund portion \$387.22 2901-1020-420204 Sheriff fund portion \$2,194.28

**IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – DOG AND KENNEL,
FUND 2005: 21-A-029**

At the request of Paula Mackey, Assistant Clerk, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following account for facility repairs and maintenance:

2005-0105-530323	Facility Repairs & Maintenance	\$1,000.00
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Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL OF MORROW COUNTY JOB & FAMILY SERVICES’ PREVENTION,
RETENTION AND CONTINGENCY PLAN: 21-R-157**

WHEREAS, Sundie Brown, Director of Morrow County Job and Family Services (MCJFS) has submitted to the Board of Morrow County Commissioners an amendment to the Prevention, Retention and Contingency (PRC) Plan to be effective March 8, 2021;

WHEREAS, MCJFS has complied with Chapter 5108 of the Revised Code in amending the PRC Plan;

THEREFORE, Mr. Abraham made a motion to approve the PRC Plan, effective March 8, 2021 as submitted by Sundie Brown and certify that MCJFS has completed with Chapter 5108 of the Revised Code in amending the PRC Plan.

Mr. Whiston duly seconded this motion.

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

**IN THE MATTER OF
SURFACE APPLICATION OF BRINE – WALTER C. FISHBURN, JR: 21-R-158**

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: Walter C. Fishburn, Jr.
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/Walter C. Fishburn

Date: 3/3/21

**IN THE MATTER OF
PUBLIC HEARING TO DISCUSS THE FEASIBILITY OF SURFACE APPLICATION OF
BRINE FOR THE PURPOSE OF DUST CONTROL – WALTER C. FISHBURN, JR.: 21-R-159**

WHEREAS, Walter C. Fishburn, Jr. 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, Jr., 5012 St. Rt. 229, Marengo, Ohio 43334, Morrow County.

THEREFORE, Mr. Siegfried 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 Walter C. Fishburn, Jr., 5012 St. Rt. 229, Marengo, Ohio 43334. The hearing will be held on March 29, 2021, in the hearing room of the Morrow County Commissioners, 80 North Walnut Street, Mt. Gilead, Ohio 43338 at 9:30 a.m.

BY ORDER OF THE MORROW COUNTY COMMISSIONERS

Advertise: March 17, 2021, Morrow County Sentinel and www.morrowcountyohio.gov

Mr. Abraham duly seconded this motion.

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

**IN THE MATTER OF
SURFACE APPLICATION OF BRINE – CAMPGROUND MANAGEMENT INC., DBA
CARDINAL CENTER: 21-R-160**

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: Campground Management Inc.
 DbA Cardinal Center
 616 St. Rt. 61, P.O. Box 247
 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 Campground Management Inc., dba Cardinal Center, at 616 St. Rt. 61, Marengo, Ohio 43334, Morrow County, Bennington and Peru Townships, 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/Walter C. Fishburn, Owner

Date: 3/3/21

**IN THE MATTER OF
 PUBLIC HEARING TO DISCUSS THE FEASIBILITY OF SURFACE APPLICATION OF
 BRINE FOR THE PURPOSE OF DUST CONTROL – CAMPGROUND MANAGEMENT INC.
 DBA CARDINAL CENTER: 21-R-161**

WHEREAS, Walter C. Fishburn, Jr. 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 Campground Management Inc. dba Cardinal Center, 616 State Route 61, Marengo, Ohio 43334, Morrow County.

THEREFORE, Mr. Whiston 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 Campground Management Inc., dba Cardinal Center, 616 State Route 61, Marengo, Ohio 43334. The hearing will be held on March 29, 2021, 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 17, 2021, Morrow County Sentinel and www.morrowcountyohio.gov

Mr. Siegfried duly seconded this motion.

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

**IN THE MATTER OF
APPROVAL TO RECESS SESSION: 21-R-162**

Mr. Whiston 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. Whiston.., “yea”

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 21-R-163**

Mr. Whiston made a motion to return to regular session at 3:28 p.m.

Mr. Siegfried duly seconded this motion.

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

We hereby certify the foregoing to be true and correct.

CHAIRMAN

CLERK

ASSISTANT CLERK

MORROW COUNTY COMMISSIONERS