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**REGULAR SESSION APRIL 15, 2020**

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. Davis and Mr. Whiston.

Mr. Castle via phone

Public in attendance: Mike Goff (Treasurer), Alberta Stojkovic (Sentinel), Andy Ware (Development), Bart Dennison (Engineer) and Brian Seybert (Engineer).

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Davis, 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 13, 2020: 20-R-312**

Mr. Davis made a motion to approve the minutes of regular session of April 13, 2020, as recorded in the Commissioners Journal # 48.

Mr. Whiston duly seconded this motion

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle..., "yea"

**IN THE MATTER OF  
APPROVAL OF BILLS FOR PAYMENT: 20-R-313**

Mr. Whiston made a motion to approve payment of bills numbered 1 through 59 submitted by the Morrow County Auditor's office.

Mr. Davis duly seconded this motion

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle..., abstain

**IN THE MATTER OF  
PAY-INS: 20-R-314**

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

Pay-in #201141 Payment received from Johnsville customers for sewer fund 5100 \$177.00  
Pay-in #201143 Payment received from SoMoCo customers for sewer fund 5110 \$103.92  
Pay-in #201145 Payment received from Chesterville customers for sewer fund 5159 \$240.00  
Pay-in #201155 Payment received from Chesterville customers for sewer fund 5159 \$447.56  
Pay-in #201156 Payment received from Johnsville customers for sewer fund 5100 \$59.00  
Pay-in #201157 Payment received from Ketterman customers for sewer fund 5121 \$51.68

**IN THE MATTER OF  
TRANSFER OF FUNDS – PROSECUTOR'S FUND 2447: 20-T-019**

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

\*\*to reimburse FOJ for payment of legal advertising

From 2447-4402-510120 Employee Wages to 2447-4402-530345 Legal Advertising in the amount of \$5,000.00

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "yea" ...,Mr. Davis..., "yea" .., Mr. Castle..., "yea"

**IN THE MATTER OF  
TRANSFER OF FUNDS – ENGINEER'S FUND 2202: 20-T-020**

At the request of Bart Dennison, Morrow County Engineer, a motion was made by Mr. Whiston to approve the following transfer of funds:

\*\*Reason – we are going to be purchasing GPS software for the Highway Department and the County Trucks

From 2202-2002-530382 Liability Insurance to 2202-2002-550745 Computer Software in the amount of \$5,600.00

\*\*Reason – the account was missed when the budget was prepared last year and no money was appropriated

From 2202-2002-540410 Office Supplies to 2202-2002-540422 Uniforms in the amount of \$7,000.00

\*\*Reason – we advertised several projects all at once and the amount currently in this account will not cover the total of bill that we have received

From 2202-2002-540410 Office Supplies to 2202-2002-530345 Legal Advertising in the amount of \$3,500.00

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF REAPPOINTMENT OF DAVID GENTILE TO MORROW COUNTY REGIONAL PLANNING COMMISSION: **TABLED****

**IN THE MATTER OF APPROVAL FOR COUNTY AUDITOR TO SET-UP NEW FUND ACCOUNT FOR COMMON PLEAS REMOTE TECHNOLOGY GRANT: 20-R-315**

**WHEREAS**, Morrow County Court of Common Pleas is requesting the Auditor to set-up a new fund account for both expenditures and revenue related to a new 2020 Remote Technology Grant with fund number 2613;

**THEREFORE**, Mr. Whiston made a motion granting approval for Patricia Davies, Morrow County Auditor, to establish a new fund as requested by the Morrow County Court of Common Pleas.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF APPROVAL OF ROAD USAGE AGREEMENT WITH OHIO POWER COMPANY (AKA AEP) FOR THE MORROW COUNTY ENGINEER: 20-R-316**

Mr. Davis made a motion to approve the following Morrow County, Ohio Road Usage Agreement between The Morrow County Board of Commissioners and South Bloomfield Township, Chester Township, Harmony Township, Lincoln Township, Westfield Township, Cardington Township (“County”) acting by and through The Morrow County Engineer and Ohio Power Company (“AEP”).

**MORROW COUNTY, OHIO  
ROAD USAGE AGREEMENT**

This agreement is made and entered into as of this 15<sup>th</sup> day of April, 2020 by and between The Morrow County Board of Commissioners and South Bloomfield Township, Chester Township, Harmony Township, Lincoln Township, Westfield Township, Cardington Township (“County”) acting by and through The Morrow County Engineer and Ohio Power Company (“AEP”).

**RECITALS:**

**WHEREAS**, AEP is an Ohio Public Utility, duly authorized to conduct business and duly registered in the State of Ohio; and

**WHEREAS**, AEP will rebuild a transmission line within Morrow County, Ohio, The West Mount Vernon-South Kenton Project (“Project”); and

**WHEREAS**, in the prosecution of the Project, AEP and its contractors and assigns will require and must obtain from the County special hauling permits for overweight vehicles intended to be operated on Morrow County roads; and

**WHEREAS**, in the prosecution of the project, AEP and its contractors and assigns will acquire and must obtain from the County required permits for work performed within the Morrow County road rights-of-way; and

**WHEREAS**, the County requires AEP, as a condition of the issuance of such special hauling permits and utility or access permits, to enter into this agreement to compensate for or to repair damage caused to roadways by travel under the permits.

**NOW, THEREFORE**, for and in consideration of the mutual covenants and agreements hereinafter set forth and for other good and valuable consideration hereby acknowledged, it is agreed as follows:

\*\*A complete copy of this Usage Agreement will be on file with the Morrow County Commissioners office.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” ..., Mr. Castle.., “yea”

**IN THE MATTER OF  
APPROVAL FOR COUNTY ENGINEER TO PARTICIPATE IN THE STATE PURCHASING  
PROGRAM FOR 2020-2021 FOR ROAD SALT: 20-R-317**

Mr. Davis made a motion to approve the following Resolution and to appoint the Morrow County Engineer agent in this proposal and to submit a request for 1,500 tons of salt:

**RESOLUTION AUTHORIZING PARTICIPATION  
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2020**

**WHEREAS**, the (Morrow County Commissioners, Morrow County Highway Department, Morrow County, Ohio) (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon of award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision herby acknowledges that upon the Director of ODOT’s signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the road salt contract; and
- d. The Political Subdivision’s electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically **submitted** salt quantities from its awarded salt supplier during the contract’s effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and

g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 24 by 12:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: [Contracts.Purchasing@dot.ohio.gov](mailto:Contracts.Purchasing@dot.ohio.gov) by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision’s participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision’s participation agreement and/or a Political Subdivision’s request to rescind its participation agreement.

**NOW, THEREFORE**, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

s/Tom E. Whiston 4-15-2020  
 s/Warren E. Davis  
 s/ Burgess W. Castle

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF  
 APPROVAL TO RECESS SESSION: 20-R-318**

Mr. Davis made a motion to recess session at 9:32 a.m.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF  
 APPROVAL TO RETURN TO REGULAR SESSION: 20-R-319**

Mr. Davis made a motion to return to regular session at 10:26 a.m.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF  
 APPROVAL TO AWARD CONTRACT FOR MORROW COUNTY 2020 NORTH  
 PAVING BID PACKAGE: 20-R-320**

**WHEREAS**, on March 18, 2020, a bid opening was held for the Morrow County 2020 North Paving Package for the Morrow County Engineer; and

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

Mid-Ohio Paving	\$973,158.45
Kokosing Construction Company	\$977,853.97
Shelly & Sands – Mansfield	\$1,068,012.85

**THEREFORE**, Bart Dennison, Morrow County Engineer, is recommending that Mid-Ohio Paving be awarded the paving bid for Morrow County 2020 North Paving Bid Package in the amount of \$973,158.45.

Mr. Davis made a motion to award the Morrow County 2020 North Paving Bid Package to Mid-Ohio Paving.

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF  
APPROVAL TO AWARD CONTRACT FOR MORROW COUNTY 2020 SOUTH  
PAVING BID PACKAGE: 20-R-321**

**WHEREAS**, on March 18, 2020, a bid opening was held for the Morrow County 2020 South Paving Package for the Morrow County Engineer; and

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

Kokosing Construction Company	\$836,409.32
Mid-Ohio Paving	\$889,797.98
Smalls Asphalt Paving, Inc.	\$965,986.15
Shelly & Sands – Mansfield	\$985,802.85

**THEREFORE**, Bart Dennison, Morrow County Engineer, is recommending that Kokosing Construction Company be awarded the paving bid for Morrow County 2020 South Paving Bid Package in the amount of \$836,409.32.

Mr. Castle made a motion to award the Morrow County 2020 South Paving Bid Package to Kokosing Construction Company.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

**IN THE MATTER OF  
APPROVAL TO AWARD CONTRACT FOR BRIDGE REHABILITATION PROJECT  
KNOWN AS MRW-CR23-6.71: 20-R-322**

**WHEREAS**, on April 8, 2020, a bid opening was held for the Bridge Rehabilitation Project known as MRW-CR23-6.71 for the Morrow County Engineer; and

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

The Crawford Construction Company, Inc.	\$217,940.00
Adena Corporation	\$255,109.76

**THEREFORE**, Bart Dennison, Morrow County Engineer, is recommending that Crawford Construction Company be awarded the bid for the Bridge Rehabilitation project in the amount of \$217,940.00.

Mr. Whiston made a motion to award the contract for Bridge Rehabilitation Project known as MRW-CR23-6.71 to The Crawford Construction Company, Inc.

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

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

Roll Call Vote: ...,Mr. Whiston..., “yea” ...,Mr. Davis..., “yea” .., Mr. Castle.., “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