

**COMMISSIONERS JOURNAL NO. 40 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD DECEMBER 13, 1999**

**THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY MET IN REGULAR SESSION ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT:**

Present: James Ward, Deborah Martin, Donald Wuertz

**8:00 AM Duncan Whitney, Delaware County Prosecutor**

**9:30 AM Decision on Annexation of 87.677 acres from Berkshire Township to Village of Galena**

**10:00 AM Bid Opening for Various Materials for Year 2000**

**RESOLUTION NO. 99-1018**

**IN THE MATTER OF APPROVING RESOLUTIONS AND MINUTES FROM REGULAR MEETING HELD DECEMBER 6, 1999:**

It was moved by Mrs. Martin, seconded by Mr. Ward to dispense with the reading of the minutes and resolutions of the regular meeting held December 6, 1999, and to approve resolutions and minutes as submitted.

Vote on Motion            Mr. Ward            Aye            Mrs. Martin            Aye            Mr. Wuertz            Aye

**PUBLIC COMMENT**

Mr. Tom Allen, 610 Executive Boulevard, spoke in favor of continuing Delaware Recyclers.

**RESOLUTION NO. 99-1019**

**IN THE MATTER OF APPROVING FOR PAYMENT WARRANTS NUMBERED 258827 THROUGH 259299:**

It was moved by Mr. Ward, seconded by Mrs. Martin to approve for payment warrants 258827 through 259299 on file in the office of the Delaware County Commissioners.

Vote on Motion            Mrs. Martin            Aye            Mr. Wuertz            Aye            Mr. Ward            Aye

**RESOLUTION NO. 99-1020**

**IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following:

Human Services is requesting that Rosemary Halterman attend the Understanding Borderline Personality Training at Columbus on February 22, 2000, in the amount of \$15.00.

Human Services is requesting that Rosemary Halterman attend the Paternal Deprivation Training at Columbus on March 29, 2000, in the amount of \$15.00.

Data Center is requesting that Jerry Walraven attend the Cisco Training Course at Columbus on January 17 through January 21, 2000, in the amount of \$1,995.00.

Human Services is requesting that Marie Ellinger attend the Children Services Training at Columbus on February 4, 17,18 and 22, 2000, in the amount of \$148.80.

Human Services is requesting that Barbara Minnick attend the RMS Training at Columbus on December 15, 1999, in the amount of \$15.00.

Intensive Supervision is requesting that Kara Clark attend the Firearms Qualification Training at Butler County Peace Officer Academy on January 3 through January 14, 2000, in the amount of \$600.00.

Commissioners requesting that Dave Cannon replace Letha George to attend Public Records Survival Seminar at Sharonville, Ohio on December 15, 1999. No additional charge for the substitution.

Vote on Motion            Mr. Wuertz            Aye            Mr. Ward            Aye            Mrs. Martin            Aye

**RESOLUTION NO. 99-1021**

**IN THE MATTER OF APPROVING TRANSFER OF FUNDS, APPROPRIATIONS, AND SUPPLEMENTAL APPROPRIATIONS:**

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It was moved by Mr. Ward, seconded by Mrs. Martin to approve the following:

**SUPPLEMENTAL  
APPROPRIATIONS**

FUND NUMBER:	FUND NAME:	AMOUNT:
075-0920-020	Data Center	\$ 6,800.00
001-3110-020	Municipal Court	\$ 20,000.00

**TRANSFER OF APPROPRIATION**

FROM:	TO:	AMOUNT:
001-0120-035 General - Contingency	001-0120-047 General - Transfers	\$ 6,800.00
001-0200-020 Veteran's Services - Srvs & Chrgs	001-0200-015 Veteran's Services - Mat & Sup	\$ 1,500.00
001-2710-015 Probate Court - Mat & Sup	001-2710-020 Probate Court - Srvs & Chrgs	\$ 800.00

**TRANSFER OF FUNDS**

FROM:	TO:	AMOUNT:
001-0120-047	075-0920-087	\$ 6,800.00

Vote on Motion            Mrs. Martin    Aye    Mr. Wuertz    Aye    Mr. Ward    Aye

**RESOLUTION NO. 99-1022**

**IN THE MATTER OF A NEW LIQUOR LICENSE REQUEST FROM RJS VENTURES, INC. TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following resolution.

Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Orange Township Trustees that RJS Ventures, Inc., has requested for a D1 permit located at N E corner of High Street and Meadow Park Avenue Unit 1, Lewis Center, Ohio and

Whereas, the Orange Township Trustees have stated they have no objection, the Delaware County Sheriff has responded--no known reason for a hearing to be requested, and the Delaware County Commissioners have received no objections.

Therefore Be it Resolved, The Clerk of the Board shall complete the necessary forms and notify the Ohio Division of Liquor Control that no objections are made and no hearing is requested by this Board of County Commissioners.

Vote on Motion            Mr. Wuertz    Aye    Mr. Ward    Aye    Mrs. Martin    Aye

**RESOLUTION NO. 99-1023**

**IN THE MATTER OF A NEW LIQUOR LICENSE REQUEST FROM RJS VENTURES, INC. TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following resolution.

Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Orange Township Trustees that RJS Ventures, Inc., has requested for a D5 permit located at N E corner of High Street and Meadow Park Avenue Unit 2, Lewis Center, Ohio and

Whereas, the Orange Township Trustees have stated they have no objection, the Delaware County Sheriff has responded--no known reason for a hearing to be requested, and the Delaware County Commissioners have received no objections.

Therefore Be it Resolved, The Clerk of the Board shall complete the necessary forms and notify the Ohio Division of Liquor Control that no objections are made and no hearing is requested by this Board of County Commissioners.

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Vote on Motion Mr. Ward Aye Mrs. Martin Aye Mr. Wuertz Aye

RESOLUTION NO. 99-1024

IN THE MATTER OF APPROVING PLATS FOR WALKER WOOD, SECTION 7, PART 1 AND TALL OAKS II SUBDIVISION:

It was moved by Mr. Ward, seconded by Mrs. Martin to approve the following:

Walker Wood, Section 7, Part 1

Situated in the State of Ohio, County of Delaware, Township of Orange, and in Farm Lot 23, Quarter Township 4, Township 3, Range 18, United State Military Lands, containing 16.656 acres of land, more or less, said 16.656 acres being comprised of a part of each of those tracts of land conveyed to PLANNED COMMUNITIES, INC. by deed of record in Deed Book 618, Page 365, Deed Book 618, Page 768, Deed Book 618, Page 308, Deed Book 627, Page 749 and Deed Book 613, Page 564 and Deed Book 627, Page 749, all being records of the Recorder's Office, Delaware County, Ohio. Lot fee in the amount of \$102.00.

Tall Oaks II Subdivision

Situated in the Township of Liberty, County of Delaware and State of Ohio, Located in Farm Lot 18, Section 3, Township 4, Range 19, United States Military Lands, known as being a Subdivision of 12.407 acres, being out of an original 81.578 acre tract as conveyed to Bruce Davidson in Deed Book 465, Page 35, all references are to the Recorder's Office, Delaware County, Ohio. Lot fee in the amount of \$9.00.

Vote on Motion Mr. Wuertz Aye Mr. Ward Aye Mrs. Martin Aye

RESOLUTION NO. 99-1025

IN THE MATTER OF ACCEPTING MAINTENANCE BOND FOR WALKER WOOD, SECTION 7, PART 1; WALKER WOOD, SECTIONS 8 AND 11 AND BIG BEAR FARMS, SECTION 9:

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following.

Walker Wood, Section 7, Part 1

The roadway construction of the above referenced project has been completed and as the result of a recent field review, the County Engineer has determined that minor remedial work will be required during the year 2000 construction season.

In accordance with the Subdivider's Agreement, we recommend that the maintenance bond be set at \$51,200.00 for the duration of the one year maintenance period. A Letter of Credit in that amount has been submitted.

Walker Wood, Sections 8 and 11

The roadway construction of the above referenced project has been completed and as the result of a recent field review, the County Engineer has determined that minor remedial work will be required during the year 2000 construction season.

In accordance with the Subdivider's Agreement, we recommend that the maintenance bond be set at \$74,600.00 for the duration of the one year maintenance period. A Bond in that amount has been submitted.

Big Bear Farms, Section 9

The roadway construction of the above referenced project has been completed and as the result of a recent field review, the County Engineer has determined that minor remedial work will be required during the year 2000 construction season.

In accordance with the Subdivider's Agreement, we recommend that the maintenance bond be set at \$99,662.90 for the duration of the one year maintenance period. An Amendment decreasing the Letter of Credit currently in place as construction surety is submitted.

Vote on Motion Mr. Ward Aye Mrs. Martin Aye Mr. Wuertz Aye

RESOLUTION NO. 99-1026

IN THE MATTER OF APPROVING RIGHT OF WAY WORK PERMIT SUMMARY SHEET:

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It was moved by Mr. Ward, seconded by Mrs. Martin to approve the following:

<i>Permit #</i>	<i>Applicant</i>	<i>Location</i>	<i>Type of Work</i>
2329	Columbia Gas	Champions Drive	Install gas main
2339	General Telephone	Horseshoe Road	Place telephone cable
2349	Delco Water	McCurdy Road	Install waterline
2350	Columbia Gas	Big Walnut Road	Install gas main

Vote on Motion                      Mrs. Martin              Aye              Mr. Wuertz              Aye              Mr. Ward              Aye

**RESOLUTION NO. 99-1027**

**IN THE MATTER OF APPROVING THE CHANGE ORDER FOR LOAD LIMIT ON BRIDGE NUMBER 86-01.80 ( BAKER ROAD):**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following:

**Structure File No:** 2131900    **Bridge No:** 86-01.80    **Road:** Baker

**Current Appraisal:** 5A              **Date:** November 29, 1999

**Currently Posted:** No

**New Posted Weight Limit:** 25 Tons

**Proposed By:** J. Elliot

**Judgment :** Severe Deterioration of Fascia Beams

**Ordered By:** Clyde Seidle Jr. , Chief Deputy County Engineer

**Nearest Road:** Jumper              **Distance:** 0.36 Miles

Whereas, It has been ascertained by the County Engineer that the above described bridge is by reason of damage, deterioration or original design, not able to safely bear full legal load as established by the Ohio Revised Code chapters 5577 and 5591, and

Whereas, The above described bridge has been posted at the tonnage labeled “new posted weight limit” for one day or more as required by ORC Section 5591.42.

Now Therefore, Be It Resolved by the Board of Commissioners of Delaware County, Ohio that:

By virtue of Section 5591, Revised Code of Ohio, the legal load limit of the above described bridge is hereby reduced as shown.

Vote on Motion                      Mr. Ward                      Aye              Mrs. Martin              Aye              Mr. Wuertz              Aye

**RESOLUTION NO. 99-1028**

**IN THE MATTER OF APPROVING REVISIONS TO DELAWARE COUNTY’S MANUAL FOR ISSUANCE OF SPECIAL HAUL PERMITS:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the revisions as follows:

**II. SCOPE AND APPLICATION ( Page 2)**

**B. TYPE OF SPECIAL HAULING PERMITS**

**4. POSTED ROAD (SHP-1PR)**

Posted Road permit allows the holder to deliver/transport: aggregate, concrete, asphalt, building supplies, refuse, construction equipment and/or any construction-related material to a job-site or lot, only if located on a county or township road that has been posted “40% REDUCTION” in Delaware County. ORIGINAL permit must be in vehicle at all times accompanied by the county-issued sticker. The sticker is to be adhered to the driver’s side window and visible at all times. A Posted Road permit DOES NOT ALLOW the use of any other POSTED ROAD as through road to desired destination or the crossing of any bridges that are posted at a lesser allowable tonnage then the weight of the permitted vehicle described on the permit. Permit holder must travel roads that NOT POSTED, when possible, to reach the desired destination.

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Any POSTED ROAD permit holder who violates any provision of the permit shall be subject to having the POSTED ROAD permit revoked and may be required to obtain an individual trip permit for each movement of the vehicle and load(s) for the duration of the posted road season.

**IV FEES (Page 11)**

**B. PERMIT FEES**

Fee for Special Hauling Permits shall be as follows:

- 1. Basic Fees**
  - \$10 Basic Trip
  - \$10 Basic Trip and Return
  - \$75 Annual (Jan. 1-Dec. 31)
  - \$150 Posted Road (Feb 1- June 1)
  
- 2. Extra Fees**
  - \$10 Additional equipment added to existing Annual (per request)
  - \$25 Overweight
  - \$25 Over 12'-6" width
  - \$25 Over 14'-6" height
  - \$100 Pack of ten (10) SHP-1C coupons (required with original purchase of Annual permit). Unused coupons shall be returned at the end of each year and will be credited to the purchase of new coupons.

Vote on Motion                      Mrs. Martin            Aye            Mr. Wuertz            Aye            Mr. Ward            Aye

**RESOLUTION NO. 99-1029**

**IN THE MATTER OF APPROVING THE MODIFIED CONTRACT FOR OLIVE GREEN ROAD BRIDGE:**

It was moved by Mr. Ward, seconded by Mrs. Martin to approve the modified contract for Olive Green Road Bridge:

A contract modification increase to the original contract for this project in the amount of \$83,329.19.

Original Contract Amount:    \$374,159.90  
 Requested Increase            \$ 83,329.19  
 Revised Contract Total        \$457,489.09

(Original Contract in Journal No. 39 ,Page 935)

Vote on Motion                      Mr. Wuertz            Aye            Mr. Ward            Aye            Mrs. Martin            Aye

**RESOLUTION NO. 99-1030**

**IN THE MATTER OF APPROVING A SERVICE AGREEMENT WITH B & C COMMUNICATIONS, INC., FOR NORMAL MAINTENANCE AND REPAIR OF ALL RADIO EQUIPMENT AT 911 CENTER AND TOWER SITES:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the service agreement with B & C as follows:

B & C Communication, Inc	Delaware County 911
1330-R Stimmel Road	10 Court Street
Columbus, Ohio 43223	Delaware, Ohio 43015
614-276-5552	Start Date: October 15, 1999

QTY	DESCRIPTION MAKE AND MODEL	SERVICE STATION	UNIT RATE	EXTENDED
1	MODU COMM console including four operator positions and excluding hi-tech board replacement or repair. Labor and trouble shooting to the hi-tech board will be supplied by B & C Communications, Inc. under this service agreement.	911 Center		\$647.00
1	Spectra 800 MHz desktop consolette with tone remote control Model: L35ZXM5174AM	911 Center		\$28.00

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	S/N: 518AXL0041			
2	Desktrac 8 channel VHF base station with tone remote control L146 option Model: L43SUM70D0BN S/N: 154SXL0210, 0211	911 Center (remoted from equipment room)	\$20.00	\$40.00
1	MSF limited 100 watt VHF Repeater Model: C63RLB7106BT S/N: 684CXK0014	Radnor Tac Control		\$42.50
1	Radius VHF (M43LRC600D2AA) S/N: 778TRW5634 Liberty Township	911 Center		\$6.50
2	TDN-8301 Tone Remote Adapter S/N: 192CRY0510 Liberty Twp. white radio rack-Powell high band	911 Center	\$5.00	\$10.00
1	GE Phoenix Base Station County Fire # 2	911 Center		\$6.50
4	GE MVS Control Station S/N: 7776229 Hickory Knolls 7792858 S. O. # 2 ? Tri Tac Courthouse Attic ? Genoa Twp.	911 Center 911 Center Courthouse Attic	\$6.50	\$26.00
1	GE MVP low bank Monitor Receiver	911 Center Rack	N/C	
1	GE Master II (DC76RA566A) 100 Watt 154.190 Eventual TAC Repeater S/N: 837659		N/C	Uncertain future Unplugged
1	Motorola Desktrac (L24SUM70D0) Primary Simocast Control S/N: 154SSX0261	911 Center		\$20.00
1	NPN Voter Assembly	911 Center		\$20.00
1	Radilus Receiver (DO4LRA7PA5K) Receive side of Radnor, UHF S/N: 778TSS7442	911 Center		\$6.50
1	Astro-Tac receiver (T5589A) S?N: 677CWF0009)	911 Center		\$13.00
1	Nucleus paging Tx (T5577A) S/N: 711EWG232T	911 Center		\$42.50
2	Radius GM300 (M04GMC29C3AA) S/N: 159TWA3153 159TVUD624		\$6.50	\$13.00
1	Astro-Tac Receiver (T5589A) S/N: 677CWF0012)	Radnor		\$13.00
1	Nucleus Paging Tx (T5577A) S/N: 711EWS239J)	Radnor		\$42.50
1	Radius GM300 (M04GMC29C3) S/N: 159TWA3150	Radnor		\$6.50
1	Astro-Tac Receiver (T5589A) S/N: 677CWF0011	Sprint		\$13.00
1	Nucleus Paging Tx (T5577A) S/N: 711EWG232W	Spirit		\$42.50
1	Radius GM300 (M04GMC29C3AA) S/N: 159TVUD627	Spirit		\$6.50
1	Astro-Tac Receiver (T5589) S/N: 677CWF0010	Powell		\$13.00
1	Nucleus Paging Tx (T5577A) S/N: 711EWG232V	Powell		\$42.50
1	Radius GM300 (M04GMC29C3AA) S/N: 159TVUD626	Powell		6.50
1	GE Base-EMA (D076RAS566A) S/N: 8875658 FRQ 155.280	Delaware S. O.		\$20.00
1	GE Base-Fire (535100TFSBA) S/N: 7931067 FRQ 33.86	Delaware S. O.		\$20.00
3	HT1000 Portables (H01KDC9AA3BN) County VHF-Emergency backup S/N: 402AWEC261 402AWEC274 402AWEC277	911 Center	\$8.00	\$24.00
1	Mactrac 800 MHz Conventional base (Tx to	Courthouse Attic		\$20.00

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	Powell PD) Model: D45MWA5GB7AK S/N: 438VT8;710 (CK)			
1	L1548 Remote Adapter w/Astron power supply and Newmar (ABC-12-8) battery revert	Courthouse Attic		\$11.00
1	Desktrac (UHF -45 watt) base Model: L54SUM70D0BN S/N: 154SZGOB93	Sunbury EOC Center		Warranty
4	SM120 (VHF) Control Station Model: M33DGC20C2 S/N: 682FZC3960 682FZC3962 682FZC3999 682FZC4008	Sunbury EOC		Warranty
1	MCS 2000 800 Mhz Smartnet trunked base (Tx to Delaware City) Model: M01UGM6PW6BN S/N: 722AZG1877	Sunbury EOC Center		Warranty
1	MTR 2000 Ashley Tac 4 VHF Repeater Model: T5766A S/N: 474CZK0087	Ashley Fire Dept		Warranty
1	Maxtrac high band base (Tx to Powell PD) Model: D43 MJA7DA5CK (CK) S/N: 428ATW3066 (CK)	911 Center		\$20.00
	This service agreement will be a lump sum and billed on an annual invoice in the amount of \$14,670.00			
		<b>Monthly Total</b>		\$1222.50
		<b>Annual Total</b>		\$14,670.00
All Equipment is 24 hour service. Console and equipment excludes Hi-tech board repair or replacement.				

Vote on Motion                      Mrs. Martin              Aye              Mr. Wuertz              Aye              Mr. Ward              Aye

**RESOLUTION NO. 99-1031**

**IN THE MATTER OF APPROVING PERSONNEL ACTIONS:**

It was moved by Mr. Ward, seconded by Mrs. Martin to approve of the following:

Sarah Hoffer has accepted our offer of employment as Social Services Worker III for Human Services; effective date of hire is January 5, 2000.

Robert Harvey has resigned his temporary position as Income Maintenance Worker III for Human Services; effective date of resignation is December 3, 1999.

Patricia Steele has resigned her position as Fiscal Supervisor / Office Manager for Human Services; effective date of resignation is December 3, 1999.

Vote on Motion                      Mr. Wuertz              Aye              Mr. Ward              Aye              Mrs. Martin              Aye

**RESOLUTION NO. 99-1032**

**IN THE MATTER OF APPOINTING CRAIG MCGUIRE, GARY KREUCHAUF, JOHN DEMPSEY AND KAREN FITZPATRICK AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS' REPRESENTATIVES TO THE DELAWARE COUNTY HUMAN SERVICES PLANNING COMMITTEE:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the appointments:

Whereas,              The Board of Commissioners of Delaware County is responsible to make appointments from the public to various boards, councils and committees, and

Whereas,              the Board of Commissioners of Delaware County shall appoint individual(s) to the Delaware county Human services Planning Commission for unspecified term, beginning Tuesday, January 4, 2000, and

Therefore,              be it resolved that the Board of Commissioners at Delaware County, State of Ohio, appoint Craig McGuire, Gary Kreuchauf, John Dempsey and Karen Fitzpatrick to the Delaware County Hyman Services Planning Commission.

Vote on Motion                      Mr. Ward              Aye              Mrs. Martin              Aye              Mr. Wuertz              Aye

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**RESOLUTION NO. 99-1033**

**IN THE MATTER OF ACCEPTING THE BID AND AWARDING CONTRACT TO JO-HAR  
LAWNSCAPE FOR SNOW REMOVAL FOR DELAWARE COUNTY:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following:

Whereas, Delaware County received only one bid for snow removal for Delaware County on November 11, 1999, and

Whereas, after carefully reviewing the bid received, the bid submitted by Jo-Har Lawn Scape has been determined to be the lowest and best bid for snow removal;

Now Therefore Be It Resolved, that the board of Commissioners of Delaware County, State of Ohio, approve and accept the bid submitted by Jo-Har Lawn Scape and award contract for snow removal for Delaware County.

The Undersigned Bidder Jo-Har Lawn Scape DBA Gibson the Florist, Inc. having carefully inspected the Public Notice and instructions to Bidders proposes to provide Delaware County Snow Removal at the unit price indicated, and in accordance with these bid documents.

The following Documents are attached to this Form of Bid.

The full name of every person or company interested in the bid.

Bid bond, certified check or money order in the amount of \$100.00 made payable to Delaware County.

Non-Collusion Affidavit

Delinquent Real Estate and Personal Property Tax Affidavit.

Bids will be opened and publicly read on: **Monday, November 11, 1999 at 10 am.** No bids will be received, opened or considered after this time.

**1. SNOW REMOVAL** Bids are to include all driveways and parking spaces at the following locations;

- |  |                         |
|--|-------------------------|
| 1. Delaware County Courthouse                              | 91 N. Sandusky St.      |
| 2. The Old Jail  | 20 W. Central Ave.      |
| 3. Commissioners' Office / Health Dept. parking lot        | 101-115 N. Sandusky St. |
| 4. Parking Lot off of n. Franklin, behind Personnel Office | 22 Court St.            |
| 5. Adult Probation / Public Defender Office                | 137 N. Sandusky St.     |
| 6. Human Services / CSEA                                   | 149 N. Sandusky St.     |
| 7. Juvenile Court, Central Ave. Entrance-Parking Spaces    |                         |
| 8. Alley between GTE and Bennett-Brown Funeral Home        |                         |
| 9. Detective Office ( Law Property)                        | 1251 US 23 North        |
| 10. Maintenance Facility / Service Center                  | 1405 US 23 North        |
| 11. EMS Station #1 Delaware                                | 909 US 23 North         |
| 12. EMS Station #2 Sunbury                                 | 283 W. Granville St.    |
| 13. EMS Station #3 Lewis Center                            | 626 Third St.           |
| 14. EMS Station #5 Ashley                                  | 245 W. High St.         |
| 15. Sheriff's Office / Jail                                | 844 US 42 North         |
| 16. Dog Shelter*   | 4781 County Home Rd     |

• *Includes driveway from County Home Road back to shelter but not around former County Home.*

Total for the above listed locations: \$645.00

**2. ICE MELTING AGENTS:** list cost and / or rates for application of ice melting compounds.

- |                        |                  |
|------------------------|------------------|
| Rock Salt              | \$14.50/cwt.     |
| Calcium Chloride       | \$36.00/cwt.     |
| Equipment and Operator | \$47.50/hour     |
| Other: Skid loader     | \$55.00 per hour |
| Dump truck             | \$45.00 per hour |

**3. EQUIPMENT** List number and types of equipment and number of employees that will be used to perform proposed bid.

5- F150 Ford Pick-Up Trucks



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- 2- F250 Ford Pick-Up Trucks
- 1- F350 Ford Dump Truck
- 3- Commercial Salt Spreader
- 15 Employees
- All vehicles radio equipped

Vote on Motion                      Mr. Wuertz              Aye              Mr. Ward              Aye              Mrs. Martin              Aye

**RESOLUTION NO. 99-1034**

**IN THE MATTER OF APPROVING CONTRACT WITH GTE FOR CALL TRUNKS FOR THE NEW TELEPHONE SYSTEM:**

It was moved by Mr. Ward, seconded by Mrs. Martin to approve the following:

Delaware County Offices	GTE North Incorporated
101 North Sandusky Street	100 Executive Drive
Delaware, Ohio 43015	Marion, Ohio 43302
	Helpline Number 800-555-6635
Contact: Jon Melvin	Contact: Jill Bertsch
Billing Telephone Numbers (740) 368-1800	

Service name: Delaware County

Summary of Terms or Volume (Details Listed Below) 60 Months

Summary of charges – NRC/MRC (Details Listed Below) Installation \$3,444.25/Monthly \$3,729.20

Our objective is to provide you excellent service. We value you as a customer and invite you to call any of your GTE team members should you have a question or a requirement for further information or support.

As we discussed, each service identified above is governed by the prices, terms, and conditions in the applicable GTE tariff. The changes specified above do not include any applicable local, state, or federal fees, taxes, required be aware that because you have agreed to prices based on a term or volume commitment., additional charges will apply if this service is cancelled prior to 12, 2004 or if the volume commitment is not fulfilled.

We look forward to our continued relationship and working with you to provide the communication services necessary for our success.

<b>Detail Estimate of Customer's Charges</b>							
Estimate of Purchase and Pricing Choices							
IOSC	Item Description	Term or Volume	Unit Pricing		Total		
			Installation	Monthly	Installation	Monthly	
81490	PRI Facility	4	450.00	170.00	1800.00	680.00	
17172	PRI Access	4	400.00	340.00	1600.00	1360.00	
74300	Interstate Access	4		41.05		164.20	
30032	Line Port Change	4		10.00		40.00	
17174	Voice B channels flat rate	92		15.00		1380.00	
02542	Service Order Charge	1	39.05		39.05		
69984	Premise Visit	1	9.20		9.20		
18785	DID Group of 100 tns	7		15.00		105.00	
<b>Total Estimated Cost</b>						\$3,448.25	\$3,729.20

Vote on Motion                      Mr. Ward              Aye              Mrs. Martin              Aye              Mr. Wuertz              Aye

**RESOLUTION NO. 99-1035**

**IN THE MATTER OF SANITARY SEWER PLANS APPROVAL IN HARVEST WIND, SECTION 1, PHASE 6; HIGHLAND LAKES EAST, SECTION 11, PHASES 3,4 AND 5:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve sanitary sewer plans for Harvest Wind, Section 1, Phase 6 and Highland Lakes East, Section 11, Phases 3, 4, & 5 for submittal to the Ohio EPA for their approval as per recommendation of the County Sanitary Engineer.

Vote on Motion                      Mrs. Martin              Aye              Mr. Wuertz              Aye              Mr. Ward              Aye

**RESOLUTION NO. 99-1036**

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**IN THE MATTER OF APPROVING SANITARY SUBDIVIDER'S AGREEMENT FOR WILSHIRE ESTATES, SECTION 3, PHASES 1 & 2:**

It was moved by Mr. Ward, seconded by Mrs. Martin to accept the following Sanitary Subdividers Agreement:

**Wilshire Estates, Section 3, Phases 1 & 2**

This agreement executed on this 30th day of November, 1999, by and between CENTEX HOMES SUBDIVIDER, as evidenced by the WILSHIRE ESTATES, SECTION 3, PHASES 1 AND 2 Subdivision Plat filed with the Delaware County Recorder, Delaware County, Ohio and the BOARD OF COUNTY COMMISSIONERS of Delaware County, Ohio is governed by the following considerations and conditions, to wit:

The SUBDIVIDER shall upon executing this AGREEMENT, pay to the DELAWARE COUNTY SANITARY ENGINEER \$88,500.00 representing the payment of fifty percent (50%) of the capacity charges then in effect, for each single family residential connection, for 30 equivalent single family residential connections. The remaining capacity charge shall be fifty percent (50%) of the rate currently in effect at the time connection is made and shall be paid for each single family residential connection upon application to the DELAWARE COUNTY SANITARY ENGINEER for a tap permit to connect the single family residence to the sanitary sewer. Ownership of more than one (1) lot will not cause aggregation of the payments.

Said SUBDIVIDER is to construct, install or otherwise make all public improvements shown and set forth to be done and performed in compliance with the approved engineering drawings and specifications, all of which are a part of this AGREEMENT; said SUBDIVIDER is to execute Bond, certified check, irrevocable letter of credit, or other approved financial warranties equal to the cost of construction (\$84,950.00) which is acceptable to the COUNTY COMMISSIONERS to insure faithful performance of this AGREEMENT and the completion of all improvements in accordance with the Subdivision Regulations of Delaware County, Ohio. The SUBDIVIDER shall pay the entire cost and expense of said improvements.

The SUBDIVIDER shall indemnify and save harmless the County, Townships and/or Villages and all of their officials, employees and agents for all claims, suits, actions and proceedings which may originate from or on account of any death, injuries or damages to persons or property received or sustained as a consequence of any action, or omissions of any contractor or sub-contractor or from any material, method or explosive used in said work or by or on account of any accident caused by negligence or any other act or omission of any contractor or his agents or employees.

All public improvement construction shall be performed within one (1) year from the date of the approval of said SUBDIVIDER by THE COUNTY COMMISSIONERS but extension of time may be granted if approved by the COUNTY COMMISSIONERS.

The SUBDIVIDER shall have a competent representative who is familiar with the project on site during construction. The representative shall be capable of reading the plans and specifications and shall have authority to execute the plans and specifications and alterations required by the COUNTY. The representative shall be replaced by the Subdivider, when in the opinion of the COUNTY, his performance is deemed inadequate.

The SUBDIVIDER further agrees that any violations of or noncompliance with any of the provisions and stipulations of this AGREEMENT shall constitute a breach of contract, and the County shall have the right to stop work forthwith and act against the performance surety for the purpose of proper completion of the public improvements within this Subdivision.

**SANITARY SEWER CONSTRUCTION**

It is further agreed that upon execution of the Agreement, the SUBDIVIDER shall deposit, with the DELAWARE COUNTY SANITARY ENGINEER the sum of \$5,950.00 estimated to be necessary to pay the cost of inspection by the DELAWARE COUNTY SANITARY ENGINEER. The DELAWARE COUNTY SANITARY ENGINEER shall in his sole discretion inspect, as necessary, the IMPROVEMENTS being installed or constructed by the SUBDIVIDER and shall keep accurate records of the time spent by his employees and agents in such inspections for which the SANITARY ENGINEER shall be reimbursed from charges against said deposit. At such time as said fund, as result of charges against the same at the rate of :

INSPECTOR \$40.00  
CAMERA TRUCK \$150.00

per hour for time spent by said SANITARY ENGINEER or his staff has been depleted to a level of less than \$1,000.00, the SUBDIVIDER shall make an additional deposit of \$1,000.00 to said fund. On completion of all IMPROVEMENTS provided herein and acceptance of same by the COUNTY, any unused portions of the inspection fund shall be repaid to the SUBDIVIDER less an amount equal to \$0.50 per foot of sewer which will be deducted to cover the one year reinspection.

The SUBDIVIDER for a period of five (5) year after acceptance of the IMPROVEMENTS by the COUNTY,

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shall be responsible for defective materials and or workmanship. All warranties for equipment installed as part of the IMPROVEMENTS shall be the same as new equipment warranties and shall be assigned to the COUNTY upon acceptance of the IMPROVEMENTS.

The subdivider shall provide to the COUNTY all necessary easements or right of ways required to complete the IMPROVEMENTS all of which shall be obtained at the expense of the SUBDIVIDER.

The COUNTY shall upon certification in writing from the DELAWARE COUNTY SANITARY ENGINEER that all construction is complete according to the plans and specifications by Resolution accept the IMPROVEMENTS described herein and accept and assume operations and maintenance of the same.

ALL CONSTRUCTION UNDER COUNTY JURISDICTION

The SUBDIVIDER shall within thirty (30) days following completion of construction, and prior to final acceptance, furnish to DELAWARE COUNTY as required, "as built" drawings on the IMPROVEMENTS which plans shall become the property of the COUNTY and shall remain in the office of the DELAWARE COUNTY SANITARY ENGINEER and DELAWARE COUNTY ENGINEER. The drawings shall be on reproducible Mylar and 3.5@ or 5.25@ Diskettes in either Autocade DWG files or DXF files.

The SUBDIVIDER shall within thirty (30) days of completion of construction, furnish to the COUNTY an itemized statement showing the cost of IMPROVEMENTS and an affidavit that all material and labor costs have been paid. The SUBDIVIDER shall indemnify and hold harmless the COUNTY from expenses or claims for labor or materials incident to said construction of the IMPROVEMENTS.

The SUBDIVIDER shall within thirty (30) days following completion of construction, and prior to final acceptance, furnish to the DELAWARE COUNTY SANITARY ENGINEER a five (5) year maintenance Bond or other approved financial warranties, equal to ten percent (10%) of the construction cost.

The SUBDIVIDER shall during the construction and maintenance periods, comply with all rules and regulations and conform to all procedures established by the COUNTY regarding submission of shop drawings, construction schedules, operation of facilities and other matters incident hereto.

The SUBDIVIDER shall obtain all other necessary utility services incident to the construction of said IMPROVEMENTS AND FOR THEIR CONTINUED OPERATION. The SUBDIVIDER shall be responsible for all utility charges and installation costs. The utility user charges shall be paid by the SUBDIVIDER and maintained in continuous use throughout the construction and testing phases until accepted for operation and maintenance by the COUNTY.

Should the SUBDIVIDER become unable to carry out the provisions of this AGREEMENT, the SUBDIVIDER' s heirs, successors or assigns shall complete and comply with all applicable terms, conditions, provisions, and requirements of this AGREEMENT.

IN CONSIDERATION WHEREOF, the DELAWARE COUNTY BOARD OF COMMISSIONERS hereby grants the SUBDIVIDER or his agent the right and privilege to make the IMPROVEMENTS stipulated herein and as shown on the approved plans.

Vote on Motion                      Mr. Ward                      Aye                      Mrs. Martin                      Aye                      Mr. Wuertz                      Aye

**RESOLUTION NO. 99-1037**

**IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS IN MEDALLION ESTATES, SECTION 9 AND THE VILLAGES AT ALUM CREEK, SECTION 4:**

It was moved by Mrs. Martin, seconded by Mr. Ward to accept the sanitary sewers for ownership, operation, and maintenance by Delaware County as follows:

Medallion Estates, Section 9	827 feet of 8 inch sewer	5 manholes
The Village of Alum Creek, Section 4	3,346 feet of 8 inch sewer 248 feet of 10 inch sewer 774 feet of 12 inch sewer	24 manholes

Vote on Motion                      Mrs. Martin                      Aye                      Mr. Wuertz                      Aye                      Mr. Ward                      Aye

**RESOLUTION NO. 99-1038**

**IN THE MATTER OF ADOPTING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND LOCAL 3072 AND AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, OHIO COUNCIL 8 AFL-**

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**CIO:**

It was moved by Mr. Ward, seconded by Mrs. Martin to adopt the following:

WHEREAS, for the past several years, the employees of the Olentangy Environmental Control Center have been organized as a bargaining unit, and

WHEREAS, the collective bargaining agreement between the bargaining unit and the Delaware County Commissioners expired on August 31, 1999, and

WHEREAS, negotiations between the County Commissioners and members of the bargaining unit have resulted in a new collective bargaining agreement, and

WHEREAS, said collective bargaining agreement is a three year agreement, effective September 1, 1999 and expiring August 31, 2002,

NOW THEREFORE BE IT RESOLVED, that the Board of County Commissioners of Delaware County adopts the Collective Bargaining Agreement between the Delaware County Commissioners and Local 3072 and American Federation of State, County and Municipal Employees, Ohio Council 8 AFL-CIO.

Vote on Motion                      Mr. Wuertz              Aye              Mr. Ward              Aye              Mrs. Martin              Aye

**RESOLUTION NO. 99-1039**

**IN THE MATTER OF APPROVAL OF CHANGE ORDER NO. 1 OF ACWRF EFFLUENT LINE:**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the change order:

Item No.	Description of Changes-Quantities, Units, Unit Prices, Changes in Completion Schedule, Etc.	Decrease In Contract Price	Increase In Contract Price
	All labor, materials, tools and equipment including overhead and profit for the following:		
1	Delete allowance for work of Section 02810	\$20,000.00	
2	Delete field office and equipment of Section 01590-2.1.	\$ 5,000.00	
3	Delete replacement of access drive as shown on sheet No. 6A.	\$19,330.00	
4	Adjustment of unit price quantities for actual amount installed versus original estimated quantities.	\$43,620.00	
5	Additional aggregate base material for Leisure Path between Station 12+00 and Station 13+50		\$ 1,616.00
6	Additional of select granular material for Leisure Path at Station 10+00		\$ 2,175.00
7	Additional aggregate base material for Leisure Path at Station 9+50		\$ 1,550.00
8	Grading of 5% slope for Leisure Path from Station 13+00 to Station 14+00		\$14,000.00
	Total Decrease	\$87,9750.00	
	Total Increase		\$19,341.00
	Net Change in Contract Price	\$68,609.00	

Bid Proposal \$1,079,460.00 Amount of Previous Change Orders \$0.00.  
The sum of \$ 68,609.00 is hereby deducted from the Total Contract Price.  
The time provided for completion in the contract is unchanged.

Vote on Motion                      Mrs. Martin              Aye              Mr. Wuertz              Aye              Mr. Ward              Aye

**RESOLUTION NO. 99-1040**

**IN THE MATTER OF APPROVING SPECIFICATIONS AND SETTING BID OPENING DATE FOR TRANSPORTATION SERVICES FOR THE DEPARTMENT OF HUMAN SERVICES:**

It was moved by Mr. Martin, seconded by Mr. Ward to approve specification and set bid opening date for transportation services as follows:

Whereas, the Delaware County Department of Human Services is required, pursuant to various program Requirements, to provide transportation services to certain clients for transport to medical, employment and training, and social services appointments: and,

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Whereas the annual cost of these services and other requirements exceed thresholds established in 7 CFR Part 277.14, 45CFR Part 74, and ORC Sections 307.87 and 307.90 and are, therefore, subject to public bidding requirements;

Now Therefore, Be It Resolved that the Board, hereby, authorizes and directs that notice of an Invitation to Bid for transportation services for the Department of Human Services be published as required by law with a deadline for receipt of bids of December 23, 1999, until 12:00 noon;

Be It Further Resolved that bids received by the deadline will be opened at the offices of the Board, 101 North Sandusky Street, Delaware, Ohio, in regular session of the Board on December 27, 1999, at 10:00 AM.

Vote on Motion                      Mr. Wuertz              Aye              Mr. Ward              Aye              Mrs. Martin              Aye

**Rhonda Leasure, Department of Human Services – Introduction of George Faithful, OBES**

**Tim Boland, Director of Economic Development – Presentation –Business Emergency Response Team Program**

**9:30 AM - DECISION ON ANNEXATION OF 87.677 ACRES OF LAND IN BERKSHIRE TOWNSHIP TO VILLAGE OF GALENA:**

9:31 – Mrs. Martin read statement.      Mr. Wuertz read statement              Mr. Ward read statement

**RESOLUTION NO. 99-1041**

**ORDER OF COMMISSIONERS FOR ANNEXATION OF 87.677 ACRES OF LAND FROM BERKSHIRE TOWNSHIP TO VILLAGE OF GALENA:**

It was moved by Mrs. Martin, seconded by Mr. Wuertz to approve the following resolution:

The Commissioners of Delaware County, Ohio having on the 13th day of December, 1999, heard the petition of the majority of landowners in the area described to obtain Annexation of territory described in the petition to the Village of Galena, and having in open meeting heard all the persons desiring to be heard for or against the granting of said petition had having considered any affidavits presented with reference thereto and being fully advised in the premises do find that:

1. The petition contains all matters required by Sections 709.02 of the Ohio Revised Code;
2. Notice has been published as required by the Ohio Revised Code Section 709.03 and 709.031 and Ordinance has been adopted by and submitted by the Village of Galena as required by Section 709.031(B) of the Revised Code;
3. The persons whose names are subscribed to the petition are the real owners of real estate in the territory described in the petition and as of the time the petition was filed with this Board of County Commissioners the number of valid signatures on the petition constitute a majority of the owners of real estate in the territory proposed to be annexed.
4. The territory included in the annexation petition is not unreasonably large;
5. The plat of the territory to be annexed is accurate, and
6. The general good of the territory sought to be annexed will be served if the annexation petition is granted, and

It is hereby ordered that the prayer of said petition be granted and that the territory described in said petition be annexed, signed by a majority in accordance with law, and that a certified transcript, signed by a majority of this Board, of all orders and proceedings of said Board relative to said petition and the hearing thereon, together with said petition and the maps attached hereto, and all papers on file relating to said matter, be delivered to the Clerk of the Village of Galena, Ohio.

Dated this 13<sup>h</sup> day of December, 1999.

Vote on Motion                      Mrs. Martin              Aye              Mr. Wuertz              Aye              Mr. Ward              Nay

**RESOLUTION NO. 99- 1042**

**IN THE MATTER OF APPROVING THE YEAR 2000 APPROPRIATIONS:**

It was moved by Mrs. Martin , seconded by Mr. Ward to approve the Year 2000 appropriations as outlined on

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the following pages:

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Vote on Motion            Mr. Wuertz        Aye    Mr. Ward            Aye    Mrs. Martin        Aye

**RESOLUTION NO. 99-1043**

It was moved by Mrs. Martin, seconded by Mr. Ward to approve of the following:

In Public Comment Mr. Rex Welker asked that the parking of vehicles along the south alley of the Human Services Building be addressed.

Mrs. Martin moved to have the "no parking" signs brought up to code requirements and a request be sent to the City of Delaware to enforce the no parking restrictions. Mr. Ward seconded the motion.

Vote on Motion            Mr. Ward            Aye    Mrs. Martin        Aye    Mr. Wuertz        Aye

There being no further business, the meeting adjourned.

\_\_\_\_\_  
Deborah Martin

\_\_\_\_\_  
James D. Ward

\_\_\_\_\_  
Donald Wuertz

\_\_\_\_\_  
Letha George, Clerk to the Commissioners