

COMMISSIONERS JOURNAL NO. 43- DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD DECEMBER 16, 2002

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

Present: Donald Wuertz (Absent), Deborah Martin, James D. Ward

RESOLUTION NO. 02-1579

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT OF EMPLOYEES OR PUBLIC OFFICIALS:

It was moved by Mr. Ward, seconded by Mrs. Martin to adjourn into Executive Session at 8:30AM.

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

RESOLUTION NO. 02-1580

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Ward, seconded by Mrs. Martin to adjourn out of Executive Session at 8:45AM.

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

PUBLIC COMMENT

Jim Ward; Retirement recognitions for John R. McDavid (Township Trustee) and Thomas W. Brooks (Engineer’s Office Employee).

RESOLUTION NO. 02-1581

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1213:

It was moved by Mr. Ward, seconded by Mrs. Martin to approve payment of warrants in batch numbers CMAPR1213 and Purchase Orders and Vouchers as listed below:

PO's				
	Vendor	Description	Account Number	Amount
<b>Increases</b>				
	DATA	Client Resid Travel EMT	22411601-5355	\$ 20,000.00
	Robertson Construction	New Bldg/Scioto EMS	40211406-541041002	\$ 16,577.50
	INCA Enterprises Inc.	New Bldg Const/Harlem EMS	40211407-541041002	\$ 5,615.00
	Kindercare, Neverland	Child Care	22411606-5348	\$ 21,705.00
	Children's World	Child Care	22411606-5348	\$ 6,721.00
	Today's Learning Child	Child Care	22411606-5348	\$ 6,318.90
	Children's World Westerview Dr	Child Care	22411606-5348	\$ 7,362.00
	US Postal Services	County Postage	10011105-5331	\$ 7,500.00
	BP Products N. America Inc.	Gas/Fuel	10011106-522822801	\$ 9,000.00
	Children's World	Child Care	22411606-5348	\$ 9,500.00
	Learning Center of Westerview	Child Care	22411606-5348	\$ 5,000.00
	Today's Learning Child	Child Care	22411606-5348	\$ 11,000.00
	Boys Village	Residential Treatment	22511607-534234215	\$ 15,200.00
	Buckeye Boys Ranch	Residential Treatment	22511607-534234215	\$ 11,100.00
	Presbyterian Child Welfare Agency	Residential Treatment	22511607-534234215	\$ 40,000.00
	Children's world	Child Care	22411606-5348	\$ 8,500.00
	Kindercare, Neverland	Child Care	22411606-5348	\$ 27,000.00
	Child Care Unlimited	Child Care	22411606-5348	\$ 13,660.00
	Noah's Ark Learning Center	Child Care	22411606-5348	\$ 6,000.00
	Toddler Inn	Child Care	22411606-5348	\$ 17,000.00
	LCC	Child Care	22411606-5348	\$ 23,000.00
<b>Vouchers</b>				
	Romanoff Mechanical	Harlem EMS Station/Plumbing	40211407-541041002	\$ 19,932.00
	Spring Electrical Construction Inc.	Harlem EmMS/Electrical	40211407-541041002	\$ 7,021.19
	RCC Consultants	Radio License App/Additional RF	40211408-5450	\$ 16,253.57

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	Coverage			
Gateway	9 Computers & Accessories	40211408-545045010	\$	16,092.00
Prudential Group Life & Disability	Oct LTD Premium	60211902-537037010	\$	5,251.61
INCA Enterprises Inc.	General Trades/Harlem EMS	40211407-541041002	\$	49,539.51
US Postal Service	County Postage	10011105-5331	\$	7,750.00
Pfeiffer Enterprises Inc.	Gas/Fuel	10011106-522822801	\$	8,152.00

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

RESOLUTION NO. 02-1582

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

Juvenile Court is requesting that Bryon Brown attend a SASSI Training in Troy, Ohio January 17, 2003, at the cost of \$100.00.

Juvenile Court is requesting that Mary Kay Rogers attend a SASSI Training in Troy, Ohio January 17, 2003, at the cost of \$100.00.

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

RESOLUTION NO. 02-1583

IN THE MATTER OF APPROVING TUITION ASSISTANCE REQUEST:

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

Johanne S. Dickhof            1 Class    \$575.40

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

RESOLUTION NO. 02-1584

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR THE SHERIFF’S OFFICE:

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

TRANSFER OF APPROPRIATION

FROM:	TO:	AMOUNT:
10031301-500	10031301-540	\$            25,000.00
General Fund/Sheriff - Salaries	General Fund/Sheriff - Equip	

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

RESOLUTION NO. 02-1585

IN THE MATTER OF APPROVING PLATS FOR GRAND OAK SECTION 2 PHASE A AND THE CAMBRIDGE SUBDIVISION AND DITCH MAINTENANCE PETITION FOR THE CAMBRIDGE SUBDIVISION:

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

Grand Oak Section 2 Phase A

Situated In The State Of Ohio, County Of Delaware And Containing 14.344 Acres Of Land, More Or Less, Sid 14.344 Acres Being In The Township Of Genoa And In Farm Lot B, Quarter Township 2, Township 3, Range 17, United States Military Lands, Said 14.344 Acres Also Being Part Of That Tract Of Land Conveyed To Centex Homes By Deed Of Record In Official Record 92, Page 1349, And Part Of That Tract Of Land Conveyed To Webb Ventures V, Ltd. By Deed Of Record In Official Record 82, Page 907, Recorder’s Office, Delaware County, Ohio Cost \$39.00.

Cambridge Subdivision

Situated In The State Of Ohio, County Of Delaware, Township Of Genoa, Section 3, Township 3, Range 17, United States Military Lands, And Being A 28.1021 Acre Tract Out Of A 28.6535 Acre Tract Described In

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Official Record Volume 0028, Page 1031, All References To The Records Office, Delaware County, Ohio. Cost \$180.00.

Ditch Maintenance Petition-Cambridge Subdivision

We the undersigned owners of 21.119 acres in Genoa Township, Delaware County, Ohio propose to create a subdivision known as **Cambridge Subdivision** as evidenced by the attached subdivision plat (Exhibit “A” which is available at the County Engineer’s Office). This plat has been approved and signed by the Delaware County Regional Planning Commission and the Delaware County Engineer. Drainage improvements related to this subdivision have been constructed (or are bonded and will be constructed within a period of one year as evidenced by the Subdivider’s agreement Exhibit “B” available at the County Engineer’s Office). In accordance with Section 6137 of the Ohio Revised Code, we (I) hereby request that the improvements delineated on Exhibit “C” (available at the County Engineer’s Office), be accepted as part of the County Ditch Maintenance Program and that an annual maintenance assessment be collected with the Real Estate Taxes for each lot in the subject subdivision to cover the cost of current and future maintenance of the improvements.

We (I) represent 100% of the property owners to be assessed for maintenance related to this drainage improvement.

We (I) hereby waive our rights to a public viewing and hearing and ask that your board approve this action in conjunction with the approval of the **Cambridge Subdivision**.

The cost of the drainage improvements is \$209,845.00 and a detailed cost estimate is available at the County Engineer’s office in Exhibit “D”. The drainage improvements are being constructed for the benefit of the lots being created in this subdivision. Sixty (60) lots are created in this plat and each lot receives an equal share of the benefit (cost) of the project. The basis for calculating the assessment for each lot is therefore, \$3,497.42 per lot. An annual maintenance fee equal to 2% of this basis \$69.95 will be collected for each lot. I understand that the basis for calculating the maintenance assessment will be reviewed and possibly revised every 6 years. The first year’s assessment for all of the lots in the amount of \$4,19690 has been paid to Delaware County.

Easements to provide for the maintenance of the improvements have been provided on the plat.

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

RESOLUTION NO. 02-1586

IN THE MATTER OF ACCEPTING ROADS AND APPROVING RECOMMEND SPEED LIMITS  
FOR SCIOTO RESERVE SECTION 2, PHASE 4:

It was moved by Mr. Ward, seconded by Mrs. Martin to release bonds and letters of credit and accept roads within the following:

Scioto Reserve Section 2, Phase 4

The roadways to be accepted are as follows:

- An addition of 0.26 mile to **Township Road Number 967, Glenmore Drive**
- **Meyers Cove Court**, to be known as **Township Road Number 1323**

The Engineer also recommends that 25 mile per hour speed limits be established throughout the project.

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

RESOLUTION NO. 02-1587

IN THE MATTER OF ESTABLISHING STOP CONDITIONS FOR SCIOTO RESERVE SECTION 2,  
PHASE 4:

It was moved by Mr. Ward, seconded by Mrs. Martin to establish stop conditions:

Stop Conditions –Scioto Reserve Section 2, Phase 4

- On Township Road Number 1323, Meyers Cove Court, at its east intersection with Township Road Number 967, Glenmore Drive

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

RESOLUTION NO. 02-1588

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IN THE MATTER OF ACCEPTING MAINTENANCE BOND FOR EAGLE TRACE SECTION 3,  
PHASE B:

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

Eagle Trace Section 3, Phase B

The roadway construction has been completed for the referenced subdivision and, as the results of The Engineer’s recent field review, he has determined that minor remedial work will be required during the 2003 construction season.

In accordance with the Subdivider’s Agreement, he recommends that the maintenance bond be set at **\$27,197** for the duration of the one year maintenance period. A Bond in that amount is currently in place. He also request approval to return the cash bond being held as construction surety to the developer, Centex Homes.

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

RESOLUTION NO. 02-1589

IN THE MATTER OF ACCEPTING PERFORMANCE CONSTRUCTION BONDS FOR GRAND  
OAK SECTION 2, PHASE A:

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

Grand Oak Section 2, Phase A

The construction of the above referenced project was started without bonding, thereby not allowing the developer to file the plat. They are now at a point where they would like to file the plat. The Engineer has, therefore, estimated the remaining construction costs to be **\$70,500**, and two bonds totaling that amount are attached to cover the bonding of this project.

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

RESOLUTION NO. 02 -1590

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

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

Permit #	Applicant	Location	Type of Work
U02193	Columbus Southern Power	Orange Road	Bore road
U02194	Verizon	S. Old State Road	Place cable
U02195	Verizon	E. Orange Road	Place cable
U02196	Verizon	Lewis Center Road	Place cable
U02197	Verizon	Bale Kenyon Road	Place cable
U02198	Verizon	Degood Road	Replace/relocate existing cable

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

RESOLUTION NO. 02-1591

IN THE MATTER OF APPROVING A CONTRACT WITH WD PARTNERS FOR THE PROJECT  
KNOW AS STOCKWELL ROAD BRIDGE REPLACEMENT:

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

CONTRACT

**AGREEMENT**, made and entered into this 16<sup>th</sup> day of December, 2002 by and between the **Delaware County Commissioners**, Delaware County, Ohio, and hereinafter designated as **FIRST PARTY**, and **WD Partners**, hereinafter designated as **SECOND PARTY**.

**WITNESSETH**, that said **SECOND PARTY**, for and in consideration of a lump sum fee amount of **\$128,746.00**, (\$127,274.00 lump sum plus \$1,472.00 in “if authorized” items), based on a Proposal for Engineering Services dated November 8, 2002, and Cost Proposal dated November 26, 2002, to be paid as hereinafter specified, hereby agrees to furnish unto said **FIRST PARTY**, professional design services including preparation of construction contract plans and related engineering services as specified in the Proposal submitted by the **SECOND PARTY** for the project know as **Stockwell Road Bridge Replacement**, Delaware County, Ohio. Compensation is to be paid on a monthly basis as the estimated percentage of total work completed. Said

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estimated completion percentage shall be submitted by the Second Party and approved by the Delaware County Engineer.

**SAID SECOND PARTY** further agrees to perform the said work promptly, in a skillfully and competent manner in accordance with the normally accepted standards applicable to this work, and under the direction of the Delaware County Engineer. Work is to be completed on or before **June 13, 2003**.

**THE SECOND PARTY** hereby agrees to hold **Delaware County** free and harmless from any and all claims for loss, damages, injury, liability, costs, expenses, judgments or decrees, resulting from any negligent acts or omissions of the **SECOND PARTY**, its employees, agents, subcontractors, and their employees and agents’ subcontractors and their employees agents but only to the extent that the same is actually covered and paid under the foregoing policies of the insurance.

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

**RESOLUTION NO. 02-1592**

**IN THE MATTER OF SETTING BID OPENING DATE AND TIME FOR CORRUGATED POLYETHYLENE TUBING & PIPE MATERIALS:**

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

Sealed bids will be received for **Corrugated Polyethylene Tubing & Pipe Materials (including smooth lined pipe)** in accordance with the Ohio Department of Transportation Material Specifications, 2002 edition, by the Delaware County Commissioners **at the office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015 until 10:15 a.m. on Monday, January 6, 2003**, at which time said bids will be opened. Bids will be awarded at the discretion of the County Commissioners and each bidder will be notified accordingly.

Copies of the General Specifications may be obtained at the Delaware County Engineer’s Office, 50 Channing Street, Delaware, Ohio 43015. Bids will be received on a unit price per foot basis for each item, FOB job site in Delaware County. The County reserves the right to make non-exclusive bid awards for materials to be used by the Delaware County Engineer throughout the year of 2003.

**Prices on all materials shall also be extended to the 18 Townships within Delaware County, the Delaware County Preservations Parks District and the Delaware County Agricultural Society.**

Bids will be submitted in a sealed envelope and marked “**Sealed Bid for Corrugated Polyethylene Tubing & Pipe Materials**”. Said bids shall be addressed to the Delaware County Commissioners, c/o the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015.

This Invitation to Bid is hereby made a part of the Specifications. The Delaware County Commissioners reserve the right to reject any and/or all bids.

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

**RESOLUTION NO. 02-1593**

**IN THE MATTER OF APPROVING ESTIMATE AND PLAN FOR DEGOOD ROAD OVER MOORS RUN BRIDGE PROJECT:**

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

**Description-Degood Road Over Moors Run Bridge Project**

This Project Includes The Replacement Of A Narrow And Structurally Deficient Concrete Slab Bridge On Degood Road Over Moors Run. Project Has Minor Approach Work, Including Pavement Replacement With 25 Feet Of Structure, Minor Shoulder And Ditch Work And Installation Of Guardrail. The Total Project Length Is 50 Feet (0.01 Miles).

The engineer’s estimate for the project is \$82,300.00

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

**RESOLUTION NO. 02-1594**

**IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR DITCH MAINTENANCE FUNDS:**

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

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SUPPLEMENTAL APPROPRIATIONS

FUND NUMBER:	FUND NAME:	AMOUNT:
21911401-530	Ditch Maintenance	\$ 30,000.00

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

RESOLUTION NO. 02-1595

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Rochelle Horsley has resigned her position as a Telecommunication Operator with the 911 Center; Effective date December 11, 2002.

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

RESOLUTION NO. 02-1596

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR WEDGEWOOD PLACE SECTION 2; GOLF VILLAGE SECTION 3 PHASE 2 AND HARVEST WIND SECTION 7 PHASE 2 PART 1:

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

Wedgewood Place, Section 2	1,087 feet of 8 inch sewer	6 manholes
Golf Village Section 3 Phase 2	612 feet of 8 inch sewer	4 manholes
	335 feet of 10inch sewer	6 manholes
Harvest Wind Section 7 Phase 2 Part 1	1291 feet of 8 inch sewer	6 manholes

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

RESOLUTION NO. 02-1597

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR THE OLENTANGY ENVIRONMENTAL CONTROL CENTER:

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

TRANSFER OF APPROPRIATION

FROM:	TO:	AMOUNT:
65211905-530	65211905-520	\$ 28,000.00
Region 1A - Srvs & Chrgs	Region 1A - Mat & Sup	

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

RESOLUTION NO. 02-1598

IN THE MATTER OF APPROVING THE CONTRACTS BETWEEN THE DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND CHILD CARE PROVIDERS MELISSA LEITER, DUBLIN CHILDREN’S CENTER AND TRI-RIVERS CAY CARE CENTER:

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

Child Care		Basic Rates Full Time (25 Hrs. or More)	Part Time Rates	Adjustment to Basic Rates
Melissa Leiter 433 Ash Rd. Marysville, Ohio 43040	Infant Toddler Preschool Schoolage	\$ 2.75 \$ 2.75 \$ 2.50 \$ 2.50		None

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Dublin Children’s Center 4333 Tuller Rd. Suite G Dublin, Ohio 43017	Infant Toddler Preschool Schoolage Before or After	\$ 152.00 \$ 131.00 \$ 114.00 \$ 103.00 \$ 50.00	\$ 102.00 \$ 88.00 \$ 76.00 \$ 69.00 \$ 50.00	\$25.00 Registration
Tri-Rivers Day Care Center 2222 Marion/Mount Gilead Marion, Ohio 43302	Infant Toddler Preschool	\$ 130.00 \$123.00 \$108.00	\$ 87.10 \$ 82.00 \$ 72.00	\$25.00 Registration

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

RESOLUTION NO. 02-1599

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS AND TRANSFER OF FUNDS FOR JOB AND FAMILY SERVICES:

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

SUPPLEMENTAL APPROPRIATIONS

FUND NUMBER:	FUND NAME:	AMOUNT:
22411606-530	JFS/Social Services - Srvs & Chrgs	\$ 101,000.00
22511607 -530	Children’s Services - Srvs & Chrgs	\$ 72,000.00

TRANSFER OF FUNDS

FROM:	TO:	AMOUNT:
10011102-5801	22411601-4601	\$ 113,000.00
General Fund/Commissioners - Transfers	JFS/Income Maint - Transfer-in	
10011102-5801	22511607-4601	\$ 137,000.00
General Fund/Commissioners - Transfers	Children’s Services - Transfer-in	

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

RESOLUTION NO. 02-1600

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR EMERGENCY SERVICES:

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

TRANSFER OF APPROPRIATION

FROM:	TO:	AMOUNT:
21511310-520	21511310-530	\$ 250.00
WMD - Mat & Sup	WMD - Srvs & Chrgs	

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

RESOLUTION NO. 02-1601

IN THE MATTER OF APPROVING CHANGE ORDER FOR BID PACKAGE 7 (SIMCO ELECTRIC) FOR ALTERATIONS TO 109 NORTH SANDUSKY STREET DELAWARE COUNTY, OHIO:

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

Simco Electric

Original Contract	\$ 60,610.00
Change Order #1 BP 7	\$ 5,111.00
Revised Contract Amount	\$ 65,721.00

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

Diamond McPhearsons And Bill Burns -Columbus Chamber of Commerce

Bill Habig and Kimberly Gibson-Regional Growth Strategy Update

Affordable Housing Market Study-Presentation

There being no further business the meeting adjourned.

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Deborah B. Martin

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James D. Ward

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Donald E. Wuertz

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Letha George, Clerk to the Commissioners