

COMMISSIONERS JOURNAL NO. 43- DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD NOVEMBER 4, 2002

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

Present: Donald Wuertz, Deborah Martin, James D. Ward

7:30 PM Reconvening The Public Hearing For Consideration Of A Ditch Petition (Jones-Timms #516) Filed By Cecil Robinson And Others

PUBLIC COMMENT

-Pat Browne and Steven Smith; Comments on Alternate Truck Route Discussion.
-Mayor Weatherby And Sunbury Village Council canceled their request to appear before the Board at 3:00pm November 4, 2002.

RESOLUTION NO. 02-1386

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR111:

It was moved by Mrs. Martin, seconded by Mr. Ward to approve payment of warrants in batch numbers CMAPR111 and Purchase Orders and Vouchers as listed below:

PO's						
Vendor		Description	Account Number	Amount		
Delaware County Commissioners ME Companies		Cent Sup Services/Sanitary Engineer	65211905-5380	\$	146,428.00	
		Appraisal & Easement Negotiation	65511918-5301	\$	5,000.00	
		Appraisal Svcs/Perry Taggart	65511918-5301	\$	40,000.00	
Increase						
ME Companies		Sewer Inspection Services	65111904-5301	\$	22,002.76	
Vouchers						
Robertson Construction Services, Inc.		General Trades/Porter/Kingston Const.	40211405-541041002	\$	7,066.28	
		Mechanical/Carnegie	40411410-541041003	\$	13,131.52	
Ro-Dan						
Watson Furniture		9-1-1 Center	40211408-545045005	\$	13,148.00	
AEP		Electric Services	65211905-533833802	\$	26,657.49	
AEP		Electric Services	65211905-533833802	\$	8,315.84	
U.S. Filter		Bioxide for Pump Stations	65211905-5290	\$	5,899.25	
John Eramo & Sons Excavating		Replace Sanitary Manhole	65211905-538038040	\$	5,065.00	
Vote on Motion	Mrs. Martin	Aye	Mr. Wuertz	Aye	Mr. Ward	Aye

RESOLUTION NO. 02 -1387

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Environmental Services Department is requesting that Rich Felton attend a SEOWEA Section Meeting in Delaware, Ohio November 7, 2002, at the cost of \$25.00.

The Environmental Services Department is requesting that Kevin Brutchey attend a SEOWEA Section Meeting in Delaware, Ohio November 7, 2002, at the cost of \$25.00.

The Environmental Services Department is requesting that Robert Evans attend a SEOWEA Section Meeting in Delaware, Ohio November 7, 2002, at the cost of \$25.00.

The Environmental Services Department is requesting that John Feightner attend a SEOWEA Section Meeting in Delaware, Ohio November 7, 2002, at the cost of \$25.00.

The Environmental Services Department is requesting that Tom Compton attend a SEOWEA Section Meeting in Delaware, Ohio November 7, 2002, at the cost of \$25.00.

The Environmental Services Department is requesting that Dale Davis attend a SEOWEA Section Meeting in Delaware, Ohio November 7, 2002, at the cost of \$25.00.

The Economic Development Department is requesting that Tim Boland and Dottie Brown attend a 2002 Regional

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Development Forum in Columbus, Ohio November 19, 2002, at the cost of \$90.00.

The Engineering Department is requesting that Ryan Mraz, Dick Burnett and Dan Jennings attend a Minimizing The Impact Of Utilities On Street And Right-Of-Ways in LasVegas, Nevada December 9 and 10, 2002, at the cost of \$3,899.00.

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

RESOLUTION NO. 02-1388

A RESOLUTION RE-AUTHORIZING THE USE OF DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) TO ASSIST IN FUNDING THE VILLAGE OF ASHLEY DOWNTOWN STREETScape IMPROVEMENTS PROJECT:

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

WHEREAS, the Ohio Department of Development provides financial assistance to Delaware County under the Community Development Block Grant (CDBG) Program; and

WHEREAS, Delaware County has established a Revolving loan Fund (RLF) capitalized with the payback from CDBG loans to local businesses; and

WHEREAS, the CDBG/RLF funds may be utilized to assist various projects designed to meet the needs of the community’s low and moderate-income households and the National Objectives established for the CDBG Program, and

WHEREAS, via Resolution 01-704, the Delaware County Commissioners approved an initial \$119,414 RLF infrastructure grant to the Village of Ashley, Ohio to assist in the construction of Downtown Streetscape Improvements, and

WHEREAS, the Village of Ashley has also received \$251,000 in TEA-21 program funding through the Ohio Department of Transportation in order to partially fund the Ashley Downtown Streetscape Project, and

WHEREAS, via Resolution 02-396 the Village of Ashley was granted and additional \$36,635.00 in County Revolving Loan Fund (RLF) funding to acquire additional right-of-way in the Downtown for proper utility placement, and for associated fees relating to this acquisition, totaling \$51,135, in order for the Streetscape Project to proceed with construction. The Village will be providing an additional \$14,500 toward these additional costs.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED, by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the Delaware County Board of Commissioners hereby re-authorizes the use of County RLF funds for an infrastructure grant in the amount of \$156,049 to the Village of Ashley, with \$119,414 allocated for construction of associated Village of Ashley Downtown Streetscape improvements and \$36,635 to be used for the acquisition of additional right-of-way and associated fees to further assist in the construction of the Village of Ashley Downtown Streetscape project.

Section 2. That December 31, 2005 shall hereby be established as the date by which the Ashley Downtown Streetscape project must be completed and by which all RLF grant funds must be expended. If the Ashley Downtown Streetscape project is not completed by this grant completion date, then the Village of Ashley may be required to repay a portion of or all of the RLF infrastructure grant funds expended on the project to the Delaware County Revolving Loan Fund as determined by Delaware County and/or the State of Ohio Department of Development.

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

RESOLUTION NO. 02-1389

IN THE MATTER OF APPROVING PLAT 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

Situated In The State Of Ohio, County Of Delaware, Township Of Genoa And In Farm Lot 3, Quarter Township 4, Township 3, Range 17, United States Military Lands, Containing 9.637 Acres Of Land, More Or Less, Said 9.637 Acres Being All Of That Tract Of Land Conveyed To Centex Homes LLC, By Deed Of Record In Official Record 215, Page 1596, Recorder’s Office, Delaware County, Ohio, Cost \$72.00.

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

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RESOLUTION NO. 02-1390

IN THE MATTER OF ACCEPTING ROADS IN MEADOWS AT CHESHIRE SECTION 3, PART 3;
WINDING CREEK ESTATES SECTION 3; WEDGEWOOD PARK AND CHESHIRE COVE
SECTION 2:

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

Meadows at Cheshire Section 3, Part 3

- An addition of 0.19 mile to Township Road Number 843, Meadowshire Road
- An addition of 0.19 mile to Township Road Number 845, Burnett Drive South
- Lora Circle, to be known as Township Road Number 1295

Winding Creek Estates Section 3

- Clover Plains Drive, to be known as Township Road Number 1296

Wedgewood Park

- Gibson Drive, to be known as Township Road Number 1291
- Creighton Drive, to be known as Township Road Number 1292
- Emerson Drive, to be known as Township Road number 1293
- Tag Drive, to be known as Township Road Number 1294

Cheshire Cove Section 2

- An addition of 0.10 mile to Township Road Number 943, Lincolnshire Drive
- An addition of 0.37 mile to Township Road Number 944, Devonshire Drive
- Blacksmith Court, to be known as Township Road Number 1290

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

RESOLUTION N0. 02-1391

IN THE MATTER OF ESTABLISHING STOP CONDITIONS FOR MEADOWS AT CHESHIRE
SECTION 3, PART 3; WINDING CREEK ESTATES SECTION 3; WEDGEWOOD PARK AND
CHESHIRE COVE SECTION 2:

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

Stop Conditions – Meadows at Cheshire Section 3, Part 3

- On Township Road Number 845, Burnett Drive South, at its intersection with Township Road Number 843, Meadowshire Drive
- On Township Road Number 1295, Lora Court, at its intersection with Township Road Number 845, Burnett Drive South

Stop Conditions – Winding Creek Estates Section 3

- On Township Road Number 1296, Clover Plains Drive, at its intersection with Township Road Number 271, Dale Ford Road

Stop Conditions – Wedgewood Park

- On Township Road Number 1291, Gibson Drive, at its intersection with State Route 750, Powell Road
- On Township Road Number 1291, Gibson Drive, at its north intersection with Township Road Number 1292, Creighton Drive
- On Township Road number 1292, Creighton Drive, at its south intersection with Township Road Number 1291, Gibson Drive
- On Township Road Number 1293, Emerson Drive, at its intersection with Township Road Number 1291, Gibson Drive
- On Township Road Number 1293, Emerson Drive, at its intersection with Township Road Number 1292, Creighton Drive
- On township Road Number 1294, Tag Drive, at its intersection with Township Road Number 1291, Gibson Drive
- On Township Road Number 1294, Tag Drive, at its intersection with Township Road number 1292,

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Creighton Drive

Stop Conditions –Cheshire Cove Section 2

- On Township Road Number 943, Lincolnshire Drive, at its intersection with Township Road Number 944, Devonshire Drive
- On Township Road Number 944, Devonshire Drive, at its intersection with County Road Number 72, Cheshire Road
- On Township Road Number 1290, Blacksmith Court, at its intersection with Township Road Number 943, Lincolnshire Drive

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

RESOLUTION NO. 02-1392

IN THE MATTER OF ACCEPTING PERFORMANCE CONSTRUCTION BONDS EAGLE TRACE SECTION 3, PHASE B:

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

Eagle Trace Section 3, Phase B

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 **\$29,997** and Bonds are currently in place to cover the bonding of this project.

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

RESOLUTION NO. 02 -1393

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
U02179	Verizon	E. Orange Road	Place poles and buried cable
U02180	Del-Co Water	Fontanelle Road	Install bore
U02181	Del-Co Water	Burnt Pond Road	Install bore

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

RESOLUTION NO. 02 -1394

IN THE MATTER OF APPROVING A REVISED BID OPENING DATE OF NOVEMBER 20, 2002 FOR THE MILLS ROAD PROJECT AND THE DONOVAN ROAD PROJECT:

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the revised bid opening date of November 20, 2002 10:00AM for the Mills Road Project and 10:10AM for the Donovan Road Project.

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

RESOLUTION NO. 02-1395

IN THE MATTER OF APPROVING THE PREVENTATIVE MAINTENANCE SERVICE CONTRACT WITH ONLY NEED TO ASK, INC. FOR THE DELAWARE COUNTY SHERIFF’S OFFICE RADIO COMMUNICATIONS:

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

(Copy of contract available in the Commissioners office until no longer of Administrative Value).

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

RESOLUTION NO. 02-1396

IN THE MATTER OF APPROVING THE CONTRACTS BETWEEN THE DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND CHILD CARE PROVIDERS DELAWARE JOINT VOCATIONAL SCHOOL CHILD CARE AND EARLY CHILDHOOD EDUCATION, OSU MARION:

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

Child Care		Basic Rates Full Time (25 Hrs. Or More)	Part Time Rates	Adjustment To Basic Rates
Joint Vocational School Child Care 1610 St. Rte. 521 Delaware, Ohio 43015	Infant Toddler	\$ 95.00 \$ 95.00	\$ 63.65 \$ 63.65	\$25.00 Registration Fee
Early Childhood Education, OSU Marion 1339 Mt. Vernon Ave. Marion, Ohio 43302	Infant Toddler Preschool	\$138.00 \$123.00 \$108.00	\$ 93.00 \$ 82.00 \$ 72.00	\$25.00 Registration Fee

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

* Mrs. Martin is on the Board of OSU Marion

RESOLUTION NO. 02-1397

IN THE MATTER OF APPROVING AN APPLICATION FOR THE VIOLENCE AGAINST WOMEN
ACT GRANT FOR VICTIM’S SERVICES:

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

Violence Against Women Act Grant Application
Dates: April2003-December 2003

Funds: \$45,000.00
 \$15,000.00(Local Match-Partial Salary Of Project Director)
Total \$60,000.00

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

RESOLUTION NO. 02-1398

IN THE MATTER OF APPROVING THE BIDS FOR BID PACKAGE 1 (COUNTRYSIDE
CONSTRUCTION); BID PACKAGE 2 (COUNTRYSIDE CONSTRUCTION); BID PACKAGE 3
(ARCHITECTURAL FLOORS); BID PACKAGE 4 (UTMOST RENOVATIONS); BID PACKAGE 5
(COMFORT EXPRESS); AND BID PACKAGE 7(SIMCO) FOR ALTERATIONS TO 109 NORTH
SANDUSKY STREET DELAWARE COUNTY, OHIO:

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

WHEREAS, Delaware County received bids for Alterations To 109 North Sandusky Street Delaware
County, Ohio on October 25,2002. And;

WHEREAS, after carefully reviewing the bids received, the bids submitted in the following Chart have been
determined to be the lowest and best bids for Alterations To 109 North Sandusky Street
Delaware County, Ohio;

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of Delaware County, State of Ohio,
approve and accept the bids submitted for Alterations To 109 North Sandusky Street Delaware County, Ohio

Description	Company Recommended	Amount of Contract Award including Alternates
Bid Package 1 Demolition, Drywall, Painting & Roofing	Countryside Construction	\$ 159,420.00
Bid Package 2 Doors, Windows, Finish Carpentry & Misc. Accessories	Countryside Construction	\$ 52,855.00

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Bid Package 3 Flooring	Architectural Floors	\$ 13,900.00
Bid Package 4 Masonry	Utmost Renovations	\$ 7,900.00
Bid Package 5 – HVAC	Comfort Express	\$35,855.00
Bid Package 7 – Interior Electrical	Simco	\$60,610.00

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

RESOLUTION NO. 02-1399

IN THE MATTER OF ACCEPTING WARRANTIES, AS-BUILT DRAWINGS, O&M MANUALS, CONTRACTOR AFFIDAVIT, PREVAILING WAGE AFFIDAVIT, PUNCHLIST CERTIFICATION AND PAYING RETAINAGE FOR BID PACKAGE 29 (SUPERIOR ELECTRIC):

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

Superior Electric	\$ 114,639.73
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Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

RESOLUTION NO. 02-1400

IN THE MATTER OF DEFINING THE MAINTENANCE OF PROCEEDINGS OF THE BOARD OF DELAWARE COUNTY COMMISSIONERS:

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

Whereas, on January 6, 1997, the Board of Delaware County Commissioners determined that the official minutes of the Board of Commissioners and referred to as “a book of dialogue of discussions” by the Board shall be the typed minutes by the Clerk of the Board of all regular and Special sessions of the Board of County Commissioners; and

Whereas, it is necessary to amend said determination, by referring to the official minutes as the electronic records of the Board; now therefore, be it resolved, by the Board of County Commissioners, Delaware County, Ohio:

Section 1. That the official records of the proceedings of the Board of Delaware County will be electronic recordings.

Section 2. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 3. This resolution shall be in full force and effect from and immediately upon its adoption and include electronic recording of minutes from October 10, 2002.

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

RESOLUTION NO. 02-1401

7:30PM RECONVENING THE PUBLIC HEARING FOR CONSIDERATION OF A DITCH PETITION (JONES-TIMMS #516) FILED BY CECIL ROBINSON AND OTHERS:

It was moved by Mrs. Martin, seconded by Mr. Ward to open the hearing at 7:30PM.

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

RESOLUTION NO. 02-1402

IN THE MATTER OF CONTINUING THE PUBLIC HEARING FOR CONSIDERATION OF A DITCH PETITION (JONES-TIMMS #516) FILED BY CECIL ROBINSON AND OTHERS:

It was moved by Mr. Ward, seconded by Mrs. Martin to continue the hearing to January 6, 2002 7:30PM.

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

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There being no further business the meeting adjourned.

Deborah B. Martin

James D. Ward

Donald E. Wuertz

Letha George, Clerk to the Commissioners