

COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY  
 MINUTES FROM REGULAR MEETING HELD JANUARY 27, 2003

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

Present: Kris Jordan, Deborah B. Martin, James D. Ward

**RESOLUTION NO. 03-105**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR PENDING LITIGATION:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to adjourn into Executive Session at 8:05AM.

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

**RESOLUTION NO. 03-106**

**IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to adjourn out of Executive Session at 8:30AM.

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

**RESOLUTION NO. 03-107**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF EMPLOYEE COMPENSATION:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to adjourn into Executive Session at 8:35AM.

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

**RESOLUTION NO. 03-108**

**IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to adjourn out of Executive Session at 9:00AM.

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

**PUBLIC COMMENT**

**RESOLUTION NO. 03-109**

**IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD JANUARY 23, 2003 AS CONTAINED IN THE COUNTY'S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to approve the resolutions and records of the proceedings from regular meeting held January 23, 2003 as contained in the county's official electronic recordings of the proceedings.

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

**RESOLUTION NO. 03-110**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR124:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve payment of warrants in batch numbers CMAPR124 and Purchase Orders and Vouchers as listed below:

PO's

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
Clayton IDS ICC.	Mobile EMS Field Data/Genoa	10011303-5335	\$ 7,490.00
Gestalt Assoc. Inc.	Prof. Medical and Dental	22511607-5342	\$ 6,000.00
Treasurer, Del. County	Real Estate Taxes	10011102-5380	\$ 12,000.00
MORPC	Membership	10011102-5308	\$ 33,735.00
Presbyterian Child Welfare	Cluster Services-Treatment	22511608-5342	\$ 10,000.00
House of New Hope INC.	Cluster Services-Treatment	22511608-5342	\$ 20,000.00
Boys Village INC.	Cluster Services-Treatment	22511608-5342	\$ 10,000.00

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Buckeye Ranch INC.	Cluster Services-Treatment	22511608-5342	\$	10,000.00
Symbiont	Cluster Services-Treatment	22511608-5342	\$	10,000.00
City of Delaware	Krogers Water/Sewer	23111709-5365	\$	200,000.00
Ohio Department Of Develop.	APC-Remittance To State	21011115-5365	\$	10,430.00
Del. Co. Economic Develop.	APC-Repayment	21011115-5365	\$	5,167.92
<b>Increase</b>				
Nextel Communications	Cell Phone	22411604-5330	\$	6,100.00
<b>Vouchers</b>				
AEP	Electric 140 N. Sandusky	10011105-533833802	\$	11,361.23
Countryside Construction	Hayes-Repairs	40111402-541041002	\$	6,884.12
Accent Communications	Paging System-Hayes	40411412-541041002	\$	14,984.30
Symbiont	Cluster Rawlins	22511608-534234215	\$	6,975.00
Badger Excavating	Village Ostrander/FY01 Drainage	23111709-536536515	\$	14,342.72
Village Of Galena	FY01 Storm Water Study	23011708-5365	\$	5,000.00
	FY01 Storm Water Study	23111709-5365	\$	9,000.00
Buckeye Ranch INC.	Residential Treatment	22511607-5342	\$	6,065.00
Countryside Construction	Renovation 109	40111402-5410	\$	21,089.85
Countryside Construction	Renovation 109	40111402-5410	\$	9,607.04
Simco	Renovation 109	40111402-5410	\$	13,079.64

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

**RESOLUTION NO. 03-111**

**IN THE MATTER OF APPROVING A NEW LIQUOR LICENSE REQUEST FROM WALKER FARMS FINER MEATS LLC DBA WALKER STATION AND FORWARDING 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. Jordan to approve the following resolution.

Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Concord Township Trustees that Walker Farms Finer Meats LLC DBA Walker Station has requested a new D5 permit located at 5200 US HWY 42 Concord TWP, Delaware, Ohio 43015 and

Whereas, the Concord 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. Jordan        Aye        Mrs. Martin        Aye        Mr. Ward        Aye

**RESOLUTION NO. 03-112**

**IN THE MATTER OF FORWARDING A NEW LIQUOR LICENSE REQUEST FROM DAVINCI PRONTO INC. TO THE OHIO DIVISION OF LIQUOR CONTROL WITH A REQUEST FOR A HEARING:**

It was moved by Mr. Jordan, seconded by Mrs. Martin 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 DaVinci Pronto INC has requested new D1 and D5 permits located at 18 Dillmont Drive Orange TWP, Columbus, Ohio 43235 and

Whereas, the Orange Township Trustees have requested a hearing, the Delaware County Sheriff has responded--no known reason for a hearing to be requested;

Therefore Be it Resolved, The Clerk of the Board shall complete the necessary forms and notify the Ohio Division of Liquor Control that an objection was made and a hearing is requested by this Board of County Commissioners.

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

**RESOLUTION NO. 03 -113**

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

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

The Emergency Services Department is requesting that 20 Paramedics attend a Paramedics Refresher Course February 19 to March 21, 2003 in Delaware, Ohio, at the cost of \$1,194.00.

The Emergency Services Department is requesting that 32 Paramedics attend an Advanced Cardiac Life Support Refresher Course March 17, 2003 in Delaware, Ohio, at the cost of \$1,470.00.

The Emergency Services Department is requesting that 28 Paramedics attend a Pediatric Advanced Life Support Refresher Course February 10 and 14, 2003 in Delaware, Ohio, at the cost of \$3,000.00.

The Economic Development Department is requesting that Tim Boland attend an Economic Development Strategic Planning Course February 24 and 25, 2003 in Columbus, Ohio, at the cost of \$319.00.

The Environmental Services Department is requesting that Janet Fawcett attend a How to Become a Great Communicator Seminar in Columbus, Ohio April 10, 2003, at the cost of \$159.00.

The Environmental Services Department is requesting that William Brutchey attend a Lab Analyst Committee Meeting in Columbus, Ohio February 14, 2003, at the cost of \$25.00.

The Environmental Services Department is requesting that Paul Sandstrom attend a Government Affairs Specialty Workshop in Newark, Ohio February 18, 2003, at the cost of \$100.00.

The Environmental Services Department is requesting that Shawn Sellers attend a Competitive Public Bidding Seminar in Columbus, Ohio February 27, 2003, at the cost of \$299.00.

The Engineer's Office is requesting that Dan Jennings attend an Improving Public Works Construction Inspections Skills course in Orlando, Florida, February 16 to 18, 2003, at the cost of \$1,549.00.

The Engineer's Office is requesting that Keith Smigle attend an Improving Public Works Construction Inspections Skills Course and A Maintaining Asphalt Pavements Course in Orlando, Florida, February 17 to 20, 2003, at the cost of \$2,088.00.

The Facilities Department is requesting that the Service Center and County Garage Mechanic attend a Carquest Technical Institute Training in Johnstown, Ohio, Throughout 2003, at the cost of \$1,199.00.

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

**RESOLUTION NO. 03-114**

**IN THE MATTER OF APPROVING DITCH MAINTENANCE PETITION FOR NORTH ORANGE SECTION 2 PHASE 2:**

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

**Ditch Maintenance Petition- North Orange Section 2 Phase 2**

We the undersigned owners of 26.569 acres in Orange Township, Delaware County, Ohio propose to create a subdivision known as **North Orange Section 2 Phase 2** 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 **North Orange Section 2 Phase 2** Subdivision.

The cost of the drainage improvements is \$128,340.00 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. Fifty-three (53) 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, \$2,421.51 per lot. An annual maintenance fee equal to 2% of this basis \$48.43 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 \$2,566.80 has been paid to Delaware County.

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

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

**RESOLUTION NO. 03-115**

**IN THE MATTER OF APPROVING SUBDIVIDER'S AGREEMENT FOR WEDGEWOOD 2A:**

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

**Wedgewood 2A**

**SUBDIVIDER'S AGREEMENT**

**THIS AGREEMENT** made and entered into this 27<sup>th</sup> day of January 2003, by and between the **COUNTY OF DELAWARE** (acting by and through its **BOARD OF COUNTY COMMISSIONERS**), hereinafter called the **COUNTY**, and **VIRGINIA HOMES**, hereinafter called the **SUBDIVIDER**, as evidenced by the Engineering and Construction Plan entitled "**WEDGEWOOD 2A**" which was approved by the County Engineer, hereinafter called the **PLAN**, is governed by the following considerations, to wit:

1. The **SUBDIVIDER** is to construct, install or otherwise make all of the improvements as shown and set forth to be performed and completed on the **PLAN**, which is a part of this **AGREEMENT**.
2. The **SUBDIVIDER** shall pay the entire cost and expenses of said improvements.
3. The **SUBDIVIDER** shall deposit **ONE THOUSAND DOLLARS** estimated to be necessary to pay the cost of inspection by the **Delaware County Engineer**. When the fund has been depleted to **thirty percent (30%)** of the original amount deposited, the **SUBDIVIDER** shall replenish the account, upon notice by the **Delaware County Engineer**. Upon completion and acceptance of the construction, the remaining amount in the fund shall be returned to the **SUBDIVIDER**.
4. The **SUBDIVIDER** is to complete all construction to the satisfaction of the **COUNTY** as evidenced by an approval letter from the **Delaware County Engineer**.
5. The **SUBDIVIDER** shall hold the **COUNTY** free and harmless from any and all claims for damages of every nature arising or growing out of the construction of the said improvements.
6. The **SUBDIVIDER** shall perform and complete all said improvements prior to **MAY 31, 2003**.
7. The **SUBDIVIDER** will at all times during the construction of said improvements maintain through traffic on the public roadway and keep the same free of unreasonable hazards to the public. Said roadway shall not be closed to traffic except as approved by the **Delaware County Engineer**. Construction signs, barricades and lights shall be placed as needed on the job site in accordance with the **Ohio Department of Transportation "Uniform Traffic Control Devices"** and "**Traffic Control for Construction and Maintenance**".
8. The **SUBDIVIDER** further agrees that any violation of or noncompliance with any of the provisions and stipulations of this **AGREEMENT** shall constitute a breach of contract, and the **Delaware County Engineer** shall have the right to stop work forthwith and use the surety for the completion of the improvement.
9. If the **SUBDIVIDER** should 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**.
10. Upon approval and acceptance of the improvements, the original copy of the **PLAN** shall become the property of the **COUNTY** and shall be filed in the office of the **Delaware County Engineer**.
11. In consideration whereof, the **BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO** hereby grants to the **SUBDIVIDER** or his agent the right and privilege to make the said improvements stipulated herein.

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

**RESOLUTION NO. 03-116**

**IN THE MATTER OF ACCEPTING ROADS AND APPROVING RECOMMENDED SPEED LIMITS FOR CROSS CREEK PHASE 2A:**

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

**Cross Creek Phase 2A**

The roadways to be accepted are as follows:

- An addition of 0.20 mile to **Township Road Number 754, Roespark Boulevard**
- **Jeanne Court**, to be known as **Township Road Number 1327**
- **Roe Drive**, to be known as **Township Road Number 1328**

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

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

**RESOLUTION NO. 03-117**

**IN THE MATTER OF ESTABLISHING STOP CONDITIONS FOR CROSS CREEK PHASE 2A:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to establish stop conditions for the following:

**Stop Conditions – Cross Creek Phase 2A**

- On Township Road Number 1327, Jeanne Court, at its intersection with Township Road Number 754, Roespark Boulevard
- On Township Road Number 1328, Roe Drive, at its intersection with Township Road Number 754, Roespark Boulevard

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

**RESOLUTION NO. 03 -118**

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

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

Permit #	Applicant	Location	Type of Work
U03009	Columbus Southern Power	Rutherford Road	Add conductor

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

**RESOLUTION NO. 03-119**

**IN THE MATTER OF APPROVING THE AGREEMENT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND KEVIN JUSTICE TRUCKING FOR STOCKPILE HAULING, ASPHALT HAULING AND STONE HAULING FOR THE DELAWARE COUNTY ENGINEER FOR 2003:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to approve the agreement.

**CONTRACT**

**AGREEMENT**, made and entered into this 27<sup>th</sup> day of January, 2003 by and between the **DELAWARE COUNTY COMMISSIONERS**, Delaware County, Ohio, and hereinafter designated as **FIRST PARTY**, and **KEVIN JUSTICE TRUCKING**, hereinafter designated as **SECOND PARTY**.

**WITNESSETH**, that said **SECOND PARTY**, for and in consideration of the sum as stated in Bidder's **Bid Blank**, to be paid as hereinafter specified, hereby agrees to furnish unto said **FIRST PARTY** all the necessary labor and equipment required to complete the project known as **STOCKPILE HAULING, ASPHALT HAULING AND STONE HAULING FOR THE DELAWARE COUNTY ENGINEER FOR 2003**, General Specification and Invitation to Bid for same hereto attached, which General Specifications and Invitation to Bid are hereby declared a part of this **Contract**.

**SAID SECOND PARTY** further agrees to furnish said equipment and to do the work and labor promptly, in a good, substantial and workmanship manner, under the direction of the **County Engineer**.

**THE SECOND PARTY** hereby agrees to hold the **County** free and harmless from any and all claims for damages, costs, expenses, judgements or decrees, resulting from any operations of said **SECOND PARTY**, his subcontractors, agents or employees.

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

**RESOLUTION NO. 03-120**

**IN THE MATTER OF APPROVING THE AGREEMENT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND HENDERSON TRUCKING FOR STOCKPILE HAULING, ASPHALT HAULING AND STONE HAULING FOR THE DELAWARE COUNTY ENGINEER FOR 2003:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the agreement.

**CONTRACT**

**AGREEMENT**, made and entered into this 27<sup>th</sup> day of January, 2003 by and between the **DELAWARE**

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COUNTY COMMISSIONERS, Delaware County, Ohio, and hereinafter designated as **FIRST PARTY**, and **HENDERSON TRUCKING**, hereinafter designated as **SECOND PARTY**.

WITNESSETH, that said **SECOND PARTY**, for and in consideration of the sum as stated in Bidder's **Bid Blank**, to be paid as hereinafter specified, hereby agrees to furnish unto said **FIRST PARTY** all the necessary labor and equipment required to complete the project known as **STOCKPILE HAULING, ASPHALT HAULING AND STONE HAULING FOR THE DELAWARE COUNTY ENGINEER FOR 2003**, General Specification and Invitation to Bid for same hereto attached, which General Specifications and Invitation to Bid are hereby declared a part of this **Contract**.

SAID **SECOND PARTY** further agrees to furnish said equipment and to do the work and labor promptly, in a good, substantial and workmanship manner, under the direction of the **County Engineer**.

THE **SECOND PARTY** hereby agrees to hold the **County** free and harmless from any and all claims for damages, costs, expenses, judgements or decrees, resulting from any operations of said **SECOND PARTY**, his subcontractors, agents or employees.

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

**RESOLUTION NO. 03-121**

**IN THE MATTER OF SETTING BID OPENING DATE AND TIME FOR ONE ROAD WIDENER:**

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

Sealed bids will be received by the Delaware County Commissioners **at the office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015** for **One Road Widener**. Said bid shall be based upon pricing per the specifications available at the Office of the Delaware County Engineer. Bids will be received until **10:00 a.m. on Tuesday, February 18, 2003** at which time said bids shall be opened. An award shall be made at the discretion of the Delaware County Commissioners, and all bidders shall be notified accordingly.

All bids shall meet the General Specifications which may be obtained at the **Delaware County Engineer's Office, 50 Channing Street, Delaware, Ohio 43015**. Delivery shall be made within 45 days of bid award.

Bids shall be submitted in a sealed envelope and marked "**SEALED BID FOR ROAD WIDENER**".

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.

**General Description:**

The Delaware County Engineering Department is Accepting Competitive bids for a Road Widener to help in the efficiency of putting down berm material and Asphalt on some of the projects of the Delaware County Engineer Office.

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

**RESOLUTION NO. 03-122**

**IN THE MATTER OF APPROVING ESTIMATE AND SPECIFICATIONS AND SETTING BID OPENING DATE AND TIME FOR THE WILSON, ROSSO, LOWE DITCH IMPROVEMENT PROJECT:**

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

Sealed proposals will be received at the **Delaware County Engineer's Office, 50 Channing Street Delaware, Ohio 43015 until 10:00 a.m. local time on February 18, 2003** for furnishing all labor, materials and equipment necessary to complete the project known **Wilson, Rosso, Lowe Ditch Improvement Project** and at said time and place, publicly opened and read aloud. Contract documents, bid sheets, plans, and specifications can be picked up at the Delaware County Engineer's Office, 50 Channing St. Delaware, Ohio 43015. Bidder must make arrangements to obtain bid packet; they will not be mailed.

**Engineers Estimate:              \$6,500**

Each bidder is required to furnish with its proposal a Bid Guaranty and Contract Bond in accordance with Section 154.54 of the Ohio Revised Code. Bid Security furnished in Bond form shall be issued by a Surety Company or corporation licensed in the State of Ohio to provide said surety.

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity, and a complete listing of all subcontractors to be used. The owners intend and require that this project be completed no

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later than April 18, 2003.

The Delaware County Engineer's Office reserves the right to waive irregularities and to reject any or all bids.

This project consists of the grading for the construction of a grassed waterway and installation of drainage tile. The project is located in Scioto Township, Delaware County, Ohio. The project will be administered and managed by the Delaware County Engineer's Office and their designated inspector(s).

The project will include the following work:

- Clearing and snagging of vegetation within the channel flow area to the junction with the existing open ditch;
- Construction of a 340 foot grassed waterway with erosion control netting;
- Construction of a 10 foot rock outlet pad; and
- Placement and/ or reroute of 400 feet of 10-inch drainage tile involving a road cut on Mills Road.

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

**RESOLUTION NO. 03-123**

**IN THE MATTER OF APPROVING THE TEMPORARY WEIGHT LIMIT REDUCTIONS ON VARIOUS COUNTY AND TOWNSHIP ROADS:**

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

**Weight Limit Reductions**

The Ohio Revised Code, **Section 5577.07**, provides for the reduction of the weight limits on roads when thaws or excessive moisture render roads insufficient to bear normal traffic. Therefore, The Engineer is requesting that your Board reduce the load limits on the following list of County and Township Roads by 40 percent of the legal limit in accordance with **Section 5577.07** of the ORC based on the presence of excessive soil moisture and the detrimental effect of numerous freeze/thaw cycles.

**2003 COUNTY POSTED ROADS**

#	ROAD NAME	BEGIN LIMIT	END LIMIT	MILEAGE
5	S SECTION LINE	STATE ROUTE 36	STATE ROUTE 37	1.43
5	S SECTION LINE	STATE ROUTE 42	HOME ROAD	4.11
23	WOODTOWN	STATE ROUTE 605	GREEN COOK	1.67
24	N OLD 3C			4.27
39	ROME CORNERS			3.38
48	CENTERBURG	N OLD 3C	KNOX COUNTY LINE	5.63
49	FREDRICKS			2.48
51	COUNTY LINE			5.49
54	MONKEY HOLLOW			1.40
108	TUSSIC STREET	BIG WALNUT	MAXTOWN	2.29
124	HOME	STATE ROUTE 745	UNION CO LINE	1.39
136	MOORE			1.22
189	LAWRENCE	DAVID	STATE ROUTE 37	1.64
197	DILDINE			1.92
224	STEAMTOWN			5.93
				<b>44.25</b>

**2003 TOWNSHIP POSTED ROADS**

TOWNSHIP	#	ROAD NAME	BEGIN LIMIT	END LIMIT
BERKSHIRE	33	ALEXANDER		
BERKSHIRE	33	GOLF COURSE		
BERKSHIRE	33	DOMIGAN		
BERKSHIRE	56	WILSON		
BERKSHIRE	73	JOE WALKER		
BERKSHIRE	104	DUSTIN		
BERKSHIRE	105	PLUMB	ROME CORNERS	S OLD 3C

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BERKSHIRE	482	HOLLEY WOODS DRIVE		
BERKSHIRE	483	RENEE COURT		
BERKSHIRE	581	BENT TREE		
BERKSHIRE	919	RYAN MEADOW PLACE		
BERKSHIRE		FOUR WINDS DRIVE		
BERLIN	35	S 3B'S & K	US 36	PLUMB
BERLIN	86	BAKER		
BERLIN	88	PLUNKETT	US 36	BAKER
BERLIN	89	CURVE	GLENN	DALE FORD
BERLIN	93	GLENN		
BERLIN	94	SWEENEY	US 36	CURVE
BERLIN	95	ROLOSON	US 36	CURVE
BERLIN	99	PIATT	CHESHIRE	PEACHBLOW
BERLIN	134	SHERMAN	AFRICA	S 3B'S & K
BERLIN	271	DALE FORD	CURVE	BERLIN STATION
BERLIN	273	CURVE	DALE FORD	LACKEY-OLD STATE
BROWN	76	HOGBACK		
BROWN	77	HOWARD		
BROWN	81	CAACKLER		
BROWN	82	GIEHL		
BROWN	85	JUMPER		
BROWN	85	SKINNER		
BROWN	87	HARRIS		
BROWN	219	KELLY MCMASTER		
BROWN	253	PUGH		
BROWN	263	PITTMAN	US 42	LEONARDSBURG
BROWN	265	WALTON		
BROWN	252	BEARD		
CONCORD	122	RUTHERFORD		
CONCORD	129	CONCORD		
CONCORD	132	COOK		
CONCORD	133	MERCHANT		
CONCORD	135	DUFFY		
CONCORD	139	CLARK SHAW		
CONCORD	140	BEAN OLLER		
CONCORD	142	FORD		
CONCORD	143	FRESHWATER		
CONCORD	149	KLONDIKE		
CONCORD	152	CALHOUN		
CONCORD	161	RUSSELL		
DELAWARE	92	BRAUMILLER	BERLIN STATION	CHESHIRE
DELAWARE	101	POLLOCK		
DELAWARE	102	ARMSTRONG		
DELAWARE	142	OWEN-FRALEY		
DELAWARE	216	HUDSON		
DELAWARE	258	SHORTCUT		
GENOA	25	CENTER VILLAGE	RED BANK	HARLEM
HARLEM	26	MONTGOMERY	CENTER VILLAGE	S COUNTY LINE
HARLEM	23	NEEDLES	GREEN-COOK	S COUNTY LINE
HARLEM	27	GORSUCH	HARLEM	SR 605
HARLEM	29	GREEN-COOK	TRENTON	FANCHER
HARLEM	36	ROBINS		
HARLEM	38	LEWIS	SR 37	GREEN-COOK
KINGSTON	33	CLARK		
KINGSTON	66	BEACOM		
KINGSTON	67	BLUE CHURCH		
KINGSTON	68	BLAYNEY		
KINGSTON	69	ROSECRANS		
KINGSTON	71	TODD STREET		
KINGSTON	75	BERKSHIRE		
KINGSTON	392	WILDWOOD		
LIBERTY	121	SELDOM SEEN	SAWMILL PKWY	SR 257



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LIBERTY	127	JEWETT		
LIBERTY	141	BUNTY-STATION	LIBERTY	S SECTION LINE
LIBERTY	334	CARRIAGE		
ORANGE	107	BALE KENYON		
ORANGE	114	E ORANGE	S OLD STATE	BALE KENYON
ORANGE	114	W ORANGE	US 23	SR 315
OXFORD	224	STEAMTOWN	ASHLEY	MORROW COUNTY
OXFORD	245	PIPER	SR 229	MORROW COUNTY
OXFORD	276	VELEY		
RADNOR	193	BUTTERMILK HILL		
RADNOR	196	PENRY	SR 203	TROY
SCIOTO	155	LARCOMB	STOVER	UNION COUNTY
SCIOTO	156	STOVER	DEAN	UNION COUNTY
SCIOTO	160	NEWHOUSE		
SCIOTO	162	SMART		
SCIOTO	164	FONTANELLE	OSTRANDER	SMART
SCIOTO	165	CARR		
SCIOTO	165	BURNT POND	FONTANELLE	US 36
SCIOTO	167	DEGOOD		
SCIOTO	168	SLOCUM		
SCIOTO	173	WARREN		
SCIOTO	262	FRY		

**\*IF LIMITS ARE NOT LISTED, ROAD TO BE POSTED IN ITS ENTIRETY.**

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

**RESOLUTION NO. 03-124**

**IN THE MATTER OF APPROVING THE SANITARY SEWER IMPROVEMENT PLAN FOR VILLAGE AT KINSALE:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to approve sanitary sewer plan for Village at Kinsale for submittal to the Ohio EPA for their approval as per recommendation of the County Sanitary Engineer.

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

**RESOLUTION NO. 03-125**

**IN THE MATTER OF APPROVING CHANGE ORDER WITH FORT DEFIANCE CONSTRUCTION AND SUPPLY FOR THE AFRICA ROAD IMPROVEMENTS:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the Change Order as follows:

**Africa Road Improvements**

**Fort Defiance Construction – Change Order #7 – S99-3**

Bid Proposal	\$	6,507,660.20
Previous Chang Orders	\$	514,153.57
Decrease CO # 7	(\$	826,541.14)
Total Contract to Date	\$	6,195,272.63

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

**RESOLUTION NO. 03-126**

**IN THE MATTER OF APPROVING AGREEMENT BY AND BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND QUALITY CONTROL INSPECTION INC.:**

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

**AGREEMENT**

THIS AGREEMENT, MADE THIS 27<sup>th</sup> day of January, 2003, By and between DELAWARE COUNTY, hereinafter called "OWNER" and Quality Control Inspection, Inc., Bedford, Ohio doing business as (individual, partnership, or corporation) hereinafter called "CONTRACTOR". WITNESSETH: That for and in consideration

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of the payments and agreements hereinafter Mentioned:

1. The CONTRACTOR will furnish, install and deliver **INSPECTION SERVICES**.
2. The CONTRACTOR will furnish all of the services described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT.
4. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$32.00 per hour per inspector and not to exceed \$100,000.00 per year for the term of the contract.
5. The term "CONTRACT DOCUMENTS" means and includes the following:
  - (A) Advertisement for BIDS
  - (B) Information for BIDDERS
  - (C) BID
  - (D) Form of Noncollusion Affidavit
  - (E) Agreement
  - (F) Legal and Fiscal Officers
  - (G) NOTICE OF AWARD
  - (H) NOTICE TO PROCEED
  - (I) CHANGE ORDER
  - (J) General Conditions
  - (K) SPECIFICATIONS
  - (L) ADDENDA
6. The OWNER will pay the CONTRACTOR in full within 30 days after delivery and acceptance of the invoice.

In the event the OWNER or the CONTRACTOR desires to terminate this AGREEMENT, it may be terminated upon 30 days written notice by the party desiring to terminate. The CONTRACTOR shall be paid for services performed up to the time of termination.

7. This Agreement shall become effective on January 27, 2003, and remain in effect through December 31, 2004, and shall not be construed to provide for the exclusive use of the CONTRACTOR of to guarantee utilization of the above stated services.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in two (2) copies each of which shall be deemed an original on the date first above written.

**NOTICE TO PROCEED**

**TO: Quality Control Inspection Inc.                      Date: January 27, 2003**  
**40 Tarbell Avenue**  
**Bedford, Ohio 44146**

Project Description: **Delaware County Sanitary Engineer Inspection Services for Sanitary Sewers.**

Quality Control Inspection Inc. is hereby notified to commence WORK in accordance with the Agreement dated January 27, 2003, on January 28, 2003. The date of completion of all WORK is December 31, 2004.

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

**RESOLUTION NO. 03-127**

**IN THE MATTER OF APPROVING THE PURCHASE AND INSTALLATION OF RADIOS FOR SHERIFF'S HIGH BAND CHANNELS:**

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

WHEREAS, access and control of the Sheriff's High Band channels are currently conducted over Verizon wire line service with reoccurring monthly costs of \$240.00, and;

WHEREAS, this wire line solution has intermittently experienced failure that has resulted in law enforcement communication outages, and

WHEREAS, a wireless solution will provide greater reliability and reduced costs due to the savings realized from reduction of wire lines,

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners of Delaware County approve the purchase of these radios and antenna's to provide a wireless solution at a cost of \$5,972.40.

BE IT FURTHER RESOLVED: That the Clerk of the Board of Commissioners shall cause this Resolution to be spread upon the Board's Official Journal.

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

There being no further business the meeting adjourned.

\_\_\_\_\_  
Kris Jordan

\_\_\_\_\_  
Deborah B. Martin

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

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