

COMMISSIONERS JOURNAL NO. 46 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD OCTOBER 14, 2004

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

Present: Kristopher W. Jordan, Deborah B. Martin,  
Absent: James D. Ward

**PUBLIC COMMENT**

**RESOLUTION NO. 04-1232**

**IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD OCTOBER 11, 2004 AS CONTAINED IN THE COUNTY'S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the resolutions and records of the proceedings from regular meeting held October 11, 2004 as contained in the county's official electronic recordings of the proceedings.

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

**RESOLUTION NO. 04-1233**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1013 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR1013:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve payment of warrants in batch numbers CMAPR1013, memo transfers in batch numbers MTAPR1013 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
<b>PO's</b>			
Barefoot and Case Inc	Wet Stream Treatments	65211905-5328	\$ 8,706.00
<b>Vouchers</b>			
AEP	Utility Service	65211905-533833802	\$ 32,827.99
Boys Village Inc	Residential Treatment	22511608-5342	\$ 5,513.04
Weller & Associates	Archaeological Work	65511918-5415	\$ 26,793.25
Ben Bro Enterprises Inc	Bldg/Land Rental N. Sandusky	10011105-533533502	\$ 14,625.00
Liberty Township Fire	Runs for September 2004	10011303-5345	\$ 6,6193.50

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

**AUDITOR TODD HANKS - House Bill 323**

**RESOLUTION NO. 04-1234**

**IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS AND SUPPLEMENTAL APPROPRIATIONS FOR EMERGENCY MANAGEMENT:**

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

<b>Transfer of Appropriation</b>		<b>Amount</b>
From	To	
21511308-5301	21511308-5250	1,230.84
FY 03 SHSGE/Professional Services	FY 03 SHSGE/Minor Tools & Equipment	
21511319-5250	21511319-5450	
FY03 Part 2 Equipment/Minor Tools	FY 03 Part 2 Equipment/Machinery & Equipment	100,000.00
<b>Supplemental Appropriations</b>		
21511312-5215	FY99/Program Supplies	-6,001.04
21511320-5001	FY 03Part 2/Compensation	1,455.26
21511320-5102	FY 03 Part 2/WC	-182.78
21511320-5120	FY 03 Part 2/PERS	131.42
21511320-5131	FY 03 Part 2/Medicare	20.87

**COMMISSIONERS JOURNAL NO. 46 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD OCTOBER 14, 2004**

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21511320-5250	FY 03 Part 2/Minor Tools	-1,806.00
21511307-5001	Emergency Management/Compensation	-8,621.80
21511307-5120	Emergency Management/PERS	-1,168.25
21511307-5131	Emergency Management/Medicare	-125.02
21511307-5250	Emergency Management/Minor Tools	1,117.10
21511307-5260	Emergency Management/Inventoried Tools	6,000.00
21511307-5305	Emergency Management/Training	2,000.00
21511307-5310	Emergency Management/Travel out of County	800.00

Repost \$8621.80 in compensation and \$1293.27 in benefits to 21511320 from 21511307

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

**RESOLUTION NO. 04-1235**

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

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

The Emergency Services Department is requesting a supplemental pay assignment for Steve Dick, in the amount of \$175.00, for serving as a CERT Class instructor.

Jeffrey Hovatter is moving from a part-time to a full-time position with the EMS Department; effective date October 2, 2004.

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

**RESOLUTION NO. 04-1236**

**IN THE MATTER OF AUTHORIZING THE ACCEPTANCE AND AWARDING OF THE BID AND APPROVING THE CONTRACT SUBMITTED BY G. MARCHI & SON, LLC FOR CDBG FY'03 VILLAGE OF SUNBURY ADA RAMPS AND INTERSECTION IMPROVEMENTS:**

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

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

WHEREAS, funding, in the amount up to \$30,000 has been provided to Delaware County through the FY03 CDBG Formula Program, and the amount of \$14,295.75 plus 10% of the bid has been approved by the Village of Sunbury; and

WHEREAS, the project was bid out and bids were received October 1, 2004; and

WHEREAS, the engineering firm for the Village of Sunbury, has reviewed the bids received, and the bid submitted by G. Marchi & Son, in the amount up to \$44,296.75 has been determined to be the lowest and best bid.

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 Board of Commissioners authorizes Delaware County to enter into, and authorizes the Delaware County Economic Development Director to execute this agreement between Delaware County and G. Marchi & Son in the amount of \$44,296.75.

Section 2. That the Delaware County Board of Commissioners agrees to the funding up to \$30,000 from CDBG FY 03 funds, and the amount of \$14,295.75 from the Village of Sunbury. This amount may be exceeded by no more than 10%, subject to review and approval of any Project change orders.

Section 3. That this Resolution shall take effect and be in force immediately after its passage.

**CONTRACT**

THIS AGREEMENT made this 14<sup>th</sup> day of October, 2004, by and between, G. Marchi & Son, LLC hereinafter called the "Contractor" and Delaware County, hereinafter called the "Owner".

WITNESSETH, that the Contractor and the owner for the considerations stated herein mutually agree as follows:

COMMISSIONERS JOURNAL NO. 46 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD OCTOBER 14, 2004

ARTICLE 1. Statement of Work

The Contractor shall furnish all supervision, technical personnel, labor, materials, machinery, tools, equipment and services including utility and transportation services, and perform and complete all work required for the construction of the Improvements embraced in the project; namely ADA Ramps, and required supplemental work for the Fy'03 CDBG Grant all in strict accordance with the Contract Documents including all addenda thereto, numbered #1, dated October 1, 2004, all as prepared by Village of Sunbury Engineer acting and in these Contract documents preparation, referred to as the "Engineer , Village of Sunbury".

ARTICLE 2. The Contract Price

The Owner and Village of Sunbury will pay the Contractor for the quantities of work performed at the prices stipulated in the Bid for the respective items of work completed for the sum of Forty-Four Thousand Two Hundred Ninety-Six Dollars and Seventy-Five Cents (\$44,296.75) subject to additions and deductions as provided in Section 109 hereof. The Village Council in Ordinance No. 2004-59 dated October 6, 2004, that they are responsible to pay for the difference over the grant amount of \$30,000.

1 Choose term most applicable: a corporation organized and existing under the laws of the State of Ohio: a partnership consisting of \_\_\_\_\_: and individual trading as \_\_\_\_\_.

2 Supply principal items of Contract such as Curb removal, Curb Ramps Type A, C, D, E, and G, maintaining Traffic, Signage, Seeding & Mulching, etc.

ARTICLE 3. Contract

The executed contract documents shall consist of the following:

- a. This Agreement
- b. Addenda
- c. Invitation for Bids
- d. Instructions to Bidders
- e. Signed copy of Bid
- f. General Conditions, Parts I and II
- g. Special Conditions
- h. Technical Specifications
- i. Drawings (as listed in the Schedule of Drawings)

This Agreement, together with other documents enumerated in this ARTICLE 3, which said other documents are as fully a part of the Contract as if hereto attached or herein repeated, forms the Contract between the parties hereto. In the event that any provision in any component part of this Contract conflicts with any provision of any other component part, the provision of the component part first enumerated in this ARTICLE 3 shall govern, except as otherwise specifically stated.

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

**RESOLUTION NO. 04-1237**

**IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR THE COURT OF COMMON PLEAS:**

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

<b>Supplemental Appropriation</b>	<b>AMOUNT</b>
25222203-5260                      Common Pleas Special/Inventoried Tools	\$3,000.00
25222203-5333                      Common Pleas Special/Installation	\$400.00
25222203-5325                      Common Pleas Special/Maintenance Contract	\$800.00
25222203-5250                      Common Pleas Special/Minor Tools	\$2,300.00

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

**RESOLUTION NO. 04-1238**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:**

COMMISSIONERS JOURNAL NO. 46 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD OCTOBER 14, 2004

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It was moved by Mr. Jordan, seconded by Mrs. Martin to adjourn into Executive Session at 9:50AM.

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

**RESOLUTION NO. 04-1239**

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

It was moved by Mr. Jordan, seconded by Mrs. Martin to adjourn out of Executive Session at 10:10AM.

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

There being no further business the meeting adjourned.

\_\_\_\_\_  
Kristopher W. Jordan

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

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

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