COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY MINUTES FROM REGULAR MEETING HELD APRIL 3, 2008

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

Present: Glenn A. Evans, Kristopher W. Jordan, James D. Ward

PUBLIC COMMENT

RESOLUTION NO. 08-373

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD MARCH 31, 2008 AS CONTAINED IN THE COUNTY'S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mr. Ward, seconded by Mr. Evans to approve the resolutions and records of the proceedings from regular meeting held March 31, 2008 as contained in the county's official electronic recordings of the proceedings.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 08-374

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0402 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR0402:

It was moved by Mr. Evans, seconded by Mr. Ward to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0402, memo transfers in batch numbers MTAPR0402 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	Description	Account Number		Amount
PO's	_			
Sheriff's Office	CSEA Contract	23711630-5301	\$	25,000.00
Tyecco	Ashley Villa Rental Rehab	23011708-5635	\$	13,143.00
DATA Transportation	ADA Equipment for Buses	23111709-5365	\$	9,432.00
Voucher				
Comdoc, Inc.	Copier purchase for 911	21411306-5450	\$	6,022.00
G & G Enterprises	Jones Timms Ditch	40311422-5430	\$	143,545.23
Trident	Security	10011102-5301	\$	6,705.75
Delaware Co. Historical Society	Grant	10011102-5601	\$	20,000.00
T. C. Liberati, LLC	Formula '07 Ramp Myers Inn	23011708-5365		5,150.00
Vote on Motion Mr. Jord	an Ave Mr. Evans	Ave Mr. Ward		Ave

RESOLUTION NO. 08-375

IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENT FOR THE PETITIONER, SHARON RAE DAVIS -HIBBITT, REQUESTING ANNEXATION OF 80.481 ACRES OF LAND IN BERKSHIRE TOWNSHIP TO THE VILLAGE OF GALENA:

It was moved by Mr. Ward, seconded by Mr. Evans to acknowledge that on March 31, 2008, the Clerk to the Board of Commissioners received an annexation petition request to annex 80.481 acres from Berkshire Township to the Village of Galena.

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 08-376

IN THE MATTER OF APPROVING CONTRACT MODIFICATION #2 WITH G&G ENTERPRISES FOR THE JONES-TIMMS #516 DITCH IMPROVEMENT PROJECT:

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

Contract Modification Number 2-Jones-Timms #516 Ditch Improvement Project

Available for your approval is Contract Modification Number 2 for the Jones-Timms #516 Ditch Improvement Project. This Contract Modification Number 2 is a direct result of unforeseen subsurface soil conditions that were not detected during the design phase of this project and not included in the original estimate or the contract. The Contractor has provided an estimated unit cost of \$12.80 and based upon our estimation, 1200 linear feet is required, in the amount of \$15,360.00 for Contract Modification #2. A time extension of 28 days

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY MINUTES FROM REGULAR MEETING HELD APRIL 3, 2008

has been requested and approved due to unforeseen conditions and weather related days experienced to date. This time extension would extend the original completion date of April 15th, 2008 to May 23rd, 2008.

CONTRACT MODIFICATION (#2)

MODIFICATION AGREEMENT made and entered into this 3RD day of April, 2008, by and between the **DELAWARE COUNTY COMMISSIONERS**, Delaware County, Ohio, and hereinafter designated as **FIRST PARTY**, and, **G&G Enterprises.**, hereinafter designated as **SECOND PARTY**.

THIS MODIFICATION AGREEMENT herein after modifies the original agreement dated **January 22, 2008**, by and between the **DELAWARE COUNTY COMMISSIONERS and G&G Enterprises**.

That said FIRST AND SECOND PARTY, hereby agree to increase the current contract amount of \$223, 641.75 as in the REVISED contract dated March 17, 2008 by an amount of \$15,360.00 (FIFTEEN THOUSAND THREE HUNDRED SIXTY DOLLARS AND NO CENTS). The revised contract amount is, therefore, increased to a TOTAL of \$239,001.75 (TWO HUNDRED THIRTY NINE THOUSAND ONE DOLLAR AND SEVENTY FIVE CENTS) to be paid as specified in the terms of the original agreement.

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

Furthermore **FIRST AND SECOND PARTY**, hereby agree to a time extension of the current completion date of **APRIL 15**TH, **2008** as in the original contract dated January 22, 2008 by an amount of 28 days. The revised completion date is, therefore, extended to **MAY 23**rd, **2008**.

Further Be it Resolved, that the Commissioners approve a Purchase Order Increase to G&G Enterprises in the amount of \$15,360.00

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 08-377

IN THE MATTER OF AUTHORIZING THE SUBMITTING OF AN APPLICATION FOR A FEMA ASSISTANCE TO FIREFIGHTERS GRANT TO ASSIST EMS IN PURCHASING UP TO ELEVEN (11) MASIMO RAD-57 CARBON-MONOXIDE PULSE OXIMETERS:

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

Source: Federal Emergency Management Agency: Assistance to Firefighters Grant

The Grant is through FEMA; this is an 80/20 match. It will assist in the funding for up to eleven (11), Masimo RAD-57 Carbon Monoxide pulse-oximeter devices.

Project Budget

11 - Rad57 Oximeters (\$3995.00 ea.) = \$43,945.00

Training = Included at no cost

Delaware County cash match (20%) = \$8,789.00

Federal share = \$35,156.00

Total = \$43,945.00

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 08-378

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Bradley Kyser is resigning his position with the EMA Department; effective date April 11, 2008.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 08-379

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY MINUTES FROM REGULAR MEETING HELD APRIL 3, 2008

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 AND FOR PENDING OR IMMINENT LITIGATION:

LITIGATION:								
It was moved by Mr. J	ordan, seconded b	y Mr. Evai	ns to adjourn into	Executive	Session at 9:50A	M.		
Vote on Motion	Mr. Jordan	Aye	Mr. Evans	Aye	Mr. Ward	Aye		
RESOLUTION NO. 08	3-380							
IN THE MATTER OF	ADJOURNING OU	U T OF EX I	ECUTIVE SESSIO	ON:				
It was moved by Mr. Jo	ordan, seconded b	y Mr. Evaı	ns to adjourn out o	of Executi	ve Session at 11:	30AM.		
Vote on Motion	Mr. Ward	Aye	Mr. Jordan	Aye	Mr. Evans	Aye		
There being no further	business the meet	ing adjour	ned.					
			Glenr	Glenn A. Evans				
			Kriste	Kristopher W. Jordan				
				D.W. 1				
			James	s D. Ward				
Letha George, Clerk to	tne Commissioners	8						