

COMMISSIONERS JOURNAL NO. 57 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 19, 2012

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

Present:
Dennis Stapleton, President
Ken O'Brien, Vice President

Absent:
Tommy Thompson, Commissioner

RESOLUTION NO. 12-369

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD APRIL 16, 2012:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on April 16, 2012; and

WHEREAS, the Clerk of the Board has certified, pursuant to section 305.12 of the Ohio Revised Code, that the entire record of the proceedings at that meeting is completely and accurately captured in the electronic record of those proceedings;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves the electronic record of proceedings at the previous meeting.

Vote on Motion Mr. Thompson Absent Mr. Stapleton Aye Mr. O'Brien Aye

PUBLIC COMMENT

ELECTED OFFICIAL COMMENT

RESOLUTION NO. 12-370

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0418:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0418:

PR Number	Vendor Name	Line Desc	Line Account	Amount	Line
R1202881	TROPHY INDUSTRIAL MAINTENANCE	REBUILD RECONDITION AERATION BLOWER #4 AT ALUM	66611904 - 5410	\$24,700.00	0001
R1203232	RIBWAY ENGINEERING GROUP	OECC MCC UPGRADE ENGINEERING	66611903 - 5410	\$224,070.00	0001
R1203647	STEWART SECURITY INC	RECORDING EQUIPMENT HAYES	40111402 - 5450	\$16,247.25	0001
R1203668	AEP RETAIL ENERGY	ELECTRIC SERVICE TO OECC AND PUMP STATIONS	66211903 - 5338	\$100,000.00	0001
R1203669	AEP RETAIL ENERGY	ELECTRIC SERVICE ALUM CREEK AND PUMP STATIONS	66211904 - 5338	\$100,000.00	0001
R1203630	SPRINT	SS CELL PHONES	22411604-5250	\$415.80	0001
R1203630	SPRINT	SS MONTHLY CELL FEE	22411604-5330	\$5,000.00	0002

Vote on Motion Mr. O'Brien Aye Mr. Thompson Absent Mr. Stapleton Aye

RESOLUTION NO. 12-371

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

The Administrative Services Department is requesting that Cindi Blair attend an Ohio Conference for Women in Columbus, Ohio June 8, 2012; at the cost of \$165.00. (Fund Number 60211902).

The Child Support Enforcement Agency is requesting that Adeana Gray attend a TPOC Training Session in Columbus, Ohio May 15, 2012, at no cost.

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Vote on Motion Mr. Thompson Absent Mr. O'Brien Aye Mr. Stapleton Aye

RESOLUTION NO. 12-372

IN THE MATTER OF AWARDING THE BID AND APPROVING THE CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND B&L PACKRAT ENTERPRISE LLC FOR THE 2012-2013 ROADSIDE MOWING PROGRAM:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

**2012-2013 ROADSIDE MOWING PROGRAM
BID OPENING OF APRIL 3, 2012**

Whereas, as the result of the referenced bid opening, The Engineer recommends that a bid award be made to B&L Packrat Enterprises LLC of Delaware, Ohio, the low bidder for the project. A copy of the bid tabulation is available for your information. Also available are two copies of the Contract with B&L Packrat for your approval. The Engineer has also made available the Certification/Affidavit in Compliance with ORC Section 3517.33 and the Declaration Regarding Material Assistance/Non-assistance to a Terrorist Organization Form for your information.

Therefore, Be It Resolved that the Delaware County Board of Commissioners approve the following Contract between The Delaware County Board of Commissioners and B&L Packrat Enterprises LLC for the 2012-2013 Roadside Mowing Program.

CONTRACT

THIS AGREEMENT is made this 19th day of April, 2012 by and between B&L Packrat Enterprises LLC, hereinafter called the "Contractor" and the Delaware County Commissioners, hereinafter called the "Owner".

**B&L Packrat Enterprises LLC
1721 Buttermilk Hill Road
Delaware, Ohio 43015**

The Contractor and the Owner for the considerations stated herein mutually agree as follows:

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 improvements embraced in the project named "2012-13 Roadside Mowing Contract", and required supplemental work for the project all in strict accordance with the Contract Documents.

ARTICLE 2. The Contract Price

The Owner will pay the Contractor for the total of work performed at the unit prices stipulated in the Bid for the respective items of work completed for the total sum not to exceed One Hundred Ninety-Seven Thousand Twenty-One Dollars and Sixty-Five Cents (\$197,021.65), subject to additions and deductions as provided in the Contract Documents. The total sum includes required mowing for 2012 at Fifty Thousand Nine Hundred Ninety-Six Dollars and Sixty-Five Cents (\$50,996.65), required mowing for 2013 at Fifty Thousand Nine Hundred Ninety-Six Dollars and Sixty-Five Cents (\$50,996.65), and supplemental mowing at the discretion of and only upon the authorization of the County Engineer at a price not to exceed Forty-Seven Thousand Five Hundred Fourteen Dollars and Eighteen Cents (\$47,514.18) for each year.

ARTICLE 3. Contract

The executed Contract Documents shall consist of the following:

- a. This Agreement
- b. Addenda
- c. Invitation to Bid
- d. Instructions to Bidders
- e. Signed copy of bid
- f. Work Specifications (including all plans, drawings, etc.)
- g. Specifications – General Provisions
- h. Federal and State Requirements

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

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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. Stapleton Aye Mr. O'Brien Aye Mr. Thompson Absent

RESOLUTION NO. 12-373

IN THE MATTER OF APPROVING PLANS, SPECIFICATIONS, ESTIMATES AND SETTING THE BID DATES FOR THE PROJECT KNOWN AS 2012 DELAWARE COUNTY ROAD IMPROVEMENT PROGRAM:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

WHEREAS, Section 5555.022 of the Revised Code provides that a Board of County Commissioners may find by a majority vote that the public convenience and welfare require the improving of any part of any public road, may fix the route and termini of the Improvement and may authorize such Improvement; and,

WHEREAS, the County Engineer has determined that various county roads require Improvement by resurfacing and recommends that the Board proceed with Improvements thereof; and,

WHEREAS, the County Engineer has prepared plans, specifications and estimates for the Improvement; and,

WHEREAS, the County Engineer has estimated the construction cost of the Improvement to be \$2,844,700.00;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners that:

Section 1: The plans, specifications and estimates for the project known as 2012 Delaware County Road Improvement Program are hereby approved; and,

Section 2: The County Engineer is authorized to advertise for and received bids on behalf of the Board in accordance with the following Invitation to Bid:

**PUBLIC NOTICE
ADVERTISEMENT FOR BIDS**

Sealed bids will be received at the Office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015, until 10:00 am on Tuesday, May 8, 2012, at which time they will be publicly opened and read aloud, for the project known as:

**2012 DEL-COUNTY ROAD IMPROVEMENT PROGRAM
Resurfacing of Various County and Township Roads**

The proposals must be made on the forms provided in the Contract Documents or a copy thereof and shall contain the full name and address of the bidder. All bids shall be sealed and plainly marked "SEALED BID FOR 2012 DEL-COUNTY ROAD IMPROVEMENT PROGRAM". Bid shall be accompanied by a Bid Security in the form of a bid bond in the amount of one hundred percent (100%) of the bid or a certified check in the amount of ten percent (10%) of the bid. In addition to the Bid Security, a one (1) year Maintenance/Performance Bond is required for this project in the amount of one hundred percent (100%) of the total project cost, and may be submitted with the Bid Proposal.

The Owner of the project segments listed in the Contract Documents as "COUNTY" is the Delaware County Board of Commissioners. The Owner of the project segments listed in the Contract Documents as "TOWNSHIP" is the respective Board of Township Trustees where the work is located. Copies of the plans and specifications must be obtained from the Delaware County Engineer, 50 Channing Street, Delaware, OH 43015. Cost for printed copies of each set of plans and specifications is \$20, and the cost is non-refundable. Plans and specifications may also be downloaded, free of charge, from the Delaware County Engineer's website at www.co.delaware.oh.us/ebids. All bidders must register as a plan holder with the Delaware County Engineer through the County Engineer's ebids website or in person at the time of purchasing plans and specifications.

The Owners require that all work associated with the project be completed before September 7, 2012. The estimated commencement of work date is May 21, 2012.

This is a prevailing wage contract in accordance with Ohio Revised Code Chapter 4111 and the requirements of the Ohio Department of Commerce, Division of Labor and Worker Safety, Wage and Hour Bureau. Bidders shall comply with all applicable provisions.

No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Delaware County Board of Commissioners. The Owner reserves the right to reject any or all bids.

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Delaware Gazette Advertisement Dates:

April 20, 2012

April 27, 2012

Vote on Motion Mr. O'Brien Aye Mr. Thompson Absent Mr. Stapleton Aye

RESOLUTION NO. 12-374

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

The Director of Environmental Services recommends hiring Scott Nichols as a Maintenance Mechanic I with The Waste Water Treatment Department; effective April 23, 2012;

Therefore Be It Resolved, that the Board of Commissioners approve hiring Scott Nichols as a Maintenance Mechanic I with The Waste Water Treatment Department; effective April 23, 2012.

Vote on Motion Mr. Thompson Absent Mr. Stapleton Aye Mr. O'Brien Aye

RESOLUTION NO. 12-375

IN THE MATTER OF APPROVING A PROCLAMATION RECOGNIZING THE 40TH ANNIVERSARY OF DELAWARE COUNTY EMERGENCY MEDICAL SERVICES (DCEMS):

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

Whereas, prior to 1972, it was common for ill and injured patients in Delaware County to be transported by funeral homes; assisted by volunteer and paid EMTs in Liberty Township and the City of Delaware, and

Whereas, on April 18, 1972, emergency medical services began to be provided countywide in a combined effort between the Delaware County Commissioners, the Delaware County Sheriff's Office, and the Jane M. Case Hospital, and

Whereas, from 1972 to 1978, the Delaware County Sheriff's Office supplied two ambulance cruisers to develop what is known today as the Delaware County EMS and in 1978, transferred the responsibility back to the Delaware County Commissioners, and

Whereas, on April 19, 2012, past and present DCEMS employees, current and past elected officials, residents and friends of DCEMS will celebrate the department's 40th anniversary, and

Whereas, Delaware County EMS today consists of 11 locations, nearly 140 employees, and responds to more than 6200 calls per year, and

NOW THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners recognize the 40th Anniversary of Delaware County EMS.

FURTHER BE IT RESOLVED, this Board of County Commissioners looks forward to the continued professionalism and exceptional service provided by the Paramedics of Delaware County EMS into the future.

Vote on Motion Mr. Stapleton Aye Mr. Thompson Absent Mr. O'Brien Aye

Attendees For The 40th Anniversary Recognition In Commissioner Session:

- Don Fisher (Commissioner In 1972)
- Boots Sheets (Previous Commissioner, Tri-Twp Fire Board Member)
- Don Wuertz (Previous Commissioner)
- Debbie Martin (Previous Commissioner)
- Glenn Evans (Previous Commissioner)
- James D. Ward (Previous Commissioner)
- Ohio State Senator Kris Jordan (Previous Commissioner)
- County Recorder Melissa Jordan
- Don Witt, (EMS Chief From 1981 To 1985)
- Ed Dick (EMS Chief From 1972 - 1981, Then 1986 To 1990)
- Steve Breece (One Of The Original Five Paramedics)
- Dave Hall (Previous Paramedic, And EMA Director)
- Lou Hoyer, (Previous Paramedic)
- Dr. Judith Held (Previous Physician Medical Director)
- Wilber Bills, (Previous Delaware City Fire Chief)
- Joe Porter (Previous Duty Supervisor / Captain)
- Hugh Dick (Previous Captain)

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- **Mike Evans (Previous Paramedic)**
- **Claire Turnbull (Previous Paramedic)**
- **Matt Dick (Previous / Original Paramedic, Now Seated On State Of Ohio EMS Board)**
- **Brian Stanfield/ Former County Administrator**

There being no further business, the meeting adjourned.

Ken O'Brien

Dennis Stapleton

Tommy Thompson

Jennifer Walraven, Clerk to the Commissioners