

MONDAY, AUGUST 8, 2016

THE BOARD OF DARKE COUNTY COMMISSIONERS MET IN REGULAR SESSION AT 1:30 P.M. WITH MEMBERS PRESENT: Commissioner Chairman Michael E. Stegall, Vice Chairman Diane L. Delaplaine and Member Michael W. Rhoades; Patty Harter, Asst. Clerk/Secretary; John Cook, Business Administrator; Roger Shellabarger, Common Pleas Court; Susan Hartley w/Earlybird; Erik Martin and Tess Jackson w/Daily Advocate; and Darke County Citizen, Jim Besecker.

ABSENT: Robin Blinn, Administrative Clerk/Secretary;

Minutes of Wednesday, August 3, 2016: Mrs. Diane Delaplaine moved to approve the minutes as read; motion seconded by Mr. Rhoades and all voted YEA.

**IN THE MATTER OF RESOLUTION (R-197-2016) EXAMINATION AND ALLOWANCE OF BILLS**

County Bills Approved

It was moved by Mr. Rhoades and seconded by Mrs. Delaplaine that the following resolution be adopted

The attached vouchers dated August 3 & 8, 2016 for County Bills, including any "Then & Now" Certificates, in the amount of the General Fund \$39,905.25; Outside General Funds \$1,700.00 & \$41,444.93; for a Grand Total of \$83,050.18 ; are hereby approved for payment.

Michael E. Stegall

Diane L. Delaplaine

Michael W. Rhoades  
Board of Darke County Commissioners

**IN THE MATTER OF RESOLUTION (R-198-2016) TRANSFER OF APPROPRIATION (DARKE Co. SHERIFF)**

WHEREAS, pursuant to R. C. 5705.38-40 and OAG Opinion #94-007; and WHEREAS, Commissioners are requesting that appropriations, etc. be changed as follows, we therefore RESOLVE, the following funds be changed as follows:

Appropriation line transfer use only:

Sheriff: transfer needed for water & sewage bill due to increase

\$1,200.00	Mach & Equip. -5,000	001-6010.520160	Water & Sewer	001-6010.531020
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Mrs. Delaplaine moved; and Mr. Rhoades seconded the resolution and all voted as follows:

Michael E. Stegall (YEA)

Diane L. Delaplaine (YEA)

Michael W. Rhoades (YEA)  
Board of Darke County Commissioners

Patty Harter  
Asst. Clerk/Secretary

**IN THE MATTER OF AGREEMENT BETWEEN DARKE COUNTY COMMISSIONERS AND GARLAND/DBS, INC. FOR THE DARKE COUNTY COURTHOUSE AND GOODWILL ROOFING PROJECTS**

Mr. Rhoades moved to approve the agreement for the Darke County Courthouse and Goodwill roofing project; Mrs. Delaplane seconded and all voted YEA.

- 1.) This CONTRACT is made at **Darke County** as of August 8<sup>th</sup>, 2016, ("Effective Date"), by and between the **Darke County** located at **520 South Broadway, Greenville, OH 45331** (hereinafter designated the "CUSTOMER"), and **Garland/DBS, Inc.**, located at **3800 East 91st Street Cleveland, OH 44105** (hereinafter designated the "CONTRACTOR").
- 2.) The CONTRACTOR shall furnish all material, labor, equipment, and tools necessary for the **Darke County Courthouse roofing project** located at **504 South Broadway, Greenville, OH 45331**, and the **Goodwill roofing project** located at **637 Wagner Ave, Greenville, OH 45331** as well as all work incidental and pertinent thereto, (hereinafter designated the "Project") all in accordance with the original proposal # **25-OH-160408** dated **7/15/2016** submitted by the CONTRACTOR (hereinafter together designated the "Specifications"), a copy of which is attached hereto as Exhibit A and incorporated herein. In the event of any conflict, ambiguity, or inconsistency between the terms contained in this CONTRACT and the Exhibits, the terms set forth in this CONTRACT shall govern and control.
- 3.) The term of the CONTRACT shall begin on the Effective Date first written above, and shall be completed **180** days thereafter, unless sooner terminated as permitted herein, or unless extended by agreement of the parties set forth in writing. The work shall commence within ten (10) days from the date that CONTRACTOR receives a copy or original of the fully executed CONTRACT, which receipt shall be considered Notice to Proceed. The project is tentatively scheduled to be completed by **October 31st, 2016**. The CONTRACTOR is required to submit to the CUSTOMER a Certificate of Insurance and Performance and Payment bonds prior to commencing work. In addition, the work shall be scheduled as agreed upon by the parties.
- 4.) The sums to be paid to the CONTRACTOR shall be at the bid price(s) shown on the Specifications (Exhibit A), and the total to be paid to CONTRACTOR shall be a maximum of **\$124,747.00**, as set forth in the purchase order and Exhibit A. Invoices shall provide details of all Project expenses as permitted in this CONTRACT. CONTRACTOR shall apply no late charges, interest or penalties to any invoice or charges for services until 30 days from the CUSTOMER receipt of the invoice. If this CONTRACT is terminated for convenience for any reason, then the CONTRACTOR shall be paid pro rata for all services performed, materials purchased, and administrative costs incurred, including lost profit, to the effective date of termination.

DARKE COUNTY

By:   
Date: 8/8/16

And

By:   
Date: 8-8-2016

And

By:   
Date: 8-8-16

Approved as to form:

  
Assistant Prosecuting Attorney  
Darke County

**\*\*COMPLETE CONTRACT CAN BE SEEN IN CONTRACT 2016 FILE\*\***

**IN THE MATTER OF DISCUSSION/AWARDING A SEALED BID FOR THE DARKE COUNTY HOME ROOF REPLACEMENT**

Whereas ,three (3) sealed bids were opened by Administrative Clerk/Secy. on August 3, 2016, that being a re-bid, for tear-off and replacement of roof at the Darke County Home; and

Whereas, the bids were accepted as received only, pending recommendation of the Business Administrator; and Whereas, today, John Cook, Business Administrator, and the Board of Commissioners have come to discuss the bids before awarding; and

Whereas, after accepting the bids as received only on August 3, 2016, and reviewing of all sealed bids; Business Administrator John Cook advised the Board that while reviewing the bids, the apparent low bidder, that being Heartland Construction, had bid the cost per square foot replacement of damaged decking at \$22.00, and discovered the other two (2) bidder's cost was \$1.75 to also replace decking; and

Whereas, today after discussion by all; Mrs. Delaplane moved to accept the bid from ACI Construction & Restoration for \$145,222.00; motion was seconded by Mr. Rhoades and all voted YEA.

**IN THE MATTER OF PAY INS**

Pay In #86934	Received of Commissioners	Vehicle Maintenance Charge for Service (Adult Probation)	\$156.78
Pay In #86949	Received of Commissioners	Dk. Co. Airport-Purvis Brothers Credit card sales	\$2,219.68

**IN THE MATTER OF PUBLIC ATTENDEES COMMENTS/QUESTIONS**

\*\*Erik Martin of the Daily Advocate asked when the repair on the bell tower would begin. John Cook, Business Administrator commented Garland/DBS, Inc. would be starting the project in September and the repair should take approximately a week. He commented we are working on getting a crane and working with the City of Greenville to restrict the traffic flow at the time of the repair.

MR. RHOADES MOVED TO ADJOURN; SECONDED BY MRS. DELAPLANE AND ALL VOTED YEA. THE MEETING WAS ADJOURNED AT 1:43 P.M.

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MICHAEL E. STEGALL

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DIANE L. DELAPLANE

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MICHAEL W. RHOADES  
BOARD OF DARKE CO. COMMISSIONERS

**ABSENT**

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ROBIN R. BLINN, ADMINISTRATIVE CLERK/SECY.

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PATRICIA S. HARTER, ASSISTANT CLERK/SECY.

**IN THE MATTER OF FURTHER DISCUSSION BY THE BOARD**

\*\*All Commissioners attended the Darke County Planning Commission Meeting.

\*\*All Commissioners attend the Budget Committee Meeting in the Darke County Prosecutors' Office with Auditor, Carol Ginn; Treasurer, Scott Zumbrink, Prosecutor, Kelly Osmy and Rick Hoffman of Local Government Services, LLC.

\*\*All Commissioners and John Cook, Business Administrator met with Aaron Glasgow of Isaac, Wiles, Burkholder & Teetor and Craig Mescher of Access Engineering regarding the City of Greenville and other issues.

\*\*Commissioner Rhoades attended LEPC Executive Board meeting at the Darke County EMA building.