

**March 30, 2022**

***Agenda***

*Lord's Prayer*  
*Pledge of Allegiance*

Approve Minutes

Approve Before/After Expenditures

Approve Supplemental Appropriation (3)

Award Bid – Wilkshire Hills Water System Upgrade

Authorize Grant Application – Lead Service Line Inventory

Authorize Contract – Xterminator Pest Control Agency – CHIP

Approve Proclamation – Motorcycle Awareness Month – ABATE of Ohio, Inc

Pay Bills

Other Business

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION, WEDNESDAY, THE 30TH DAY OF MARCH, 2022 WITH THE FOLLOWING MEMBERS PRESENT:

Chris Abbuhl  
Kerry Metzger

Commissioner Chris Abbuhl Presiding.

NOTE: Al Landis Absent.

*The Lord's Prayer was said.*  
*The Pledge of Allegiance was said.*

**RESOLUTION (263-2022)                      APPROVE MINUTES**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve the minutes of the previous meeting as written.

**VOTE:**            Chris Abbuhl, yes;  
                      Kerry Metzger, yes;  
                      Al Landis, absent;

**RESOLUTION (264-2022)      BEFORE/AFTER EXPENDITURES**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve the following before/after expenditures:

VENDOR	OFFICE	AMOUNT
Zashin & Rich Co., LPA	Sheriff's Office	\$1,098.40

**VOTE:**            Chris Abbuhl, yes;  
                      Kerry Metzger, yes;  
                      Al Landis, absent;

**RESOLUTION (265-2022)      SUPPLEMENTAL APPROPRIATIONS**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve the following supplemental appropriations:

DEPARTMENT	FROM	TO	AMOUNT	REASON
Dog Pound	B005-B10	B005-B02	\$5,000	Plumbing and installation of dog grooming tub
Park Department	S095-S20	S095-S05	\$703.40	New Holland tractor needed repairs to fix a leaking injection pump and to replace fuel filter, hoses, cabling, O-rings, and top off fluid levels, etc.
Sheriff's Office	U049-U99	U049-U20	\$5,000.00	Needed for Confidential Funds for undercover operations. Grant reimbursement should be available

**VOTE:** Chris Abbuhl, yes;  
 Kerry Metzger, yes;  
 Al Landis, absent;

**RESOLUTION (266-2022) AWARD BID - WILKSHIRE HILLS WATER SYSTEM UPGRADE – WELL #4 (PROJECT ID #WH-19-05) – MOODY OF DAYTON INC**

It was moved by Commissioner Metzger, and seconded by Commissioner Abbuhl, based on the recommendation of the Sanitary Engineer, to accept the request from the Ohio Drilling Company to withdrawal their bid and to award the bid for the Wilkshire Hills Water System Upgrade – Well #4 (Project ID #WH-19-05) to Moody’s of Dayton, Inc. in the amount of \$148,560.00 and authorizing the Sanitary Engineer, Michael Jones to execute the Notice of Award.

Upon review of the bids received for the above referenced project on March 9, 2022, it has been determined that the low bid submitted by Ohio Drilling, Inc was based on the utilization of a bucket auger drilling method. The project specifications were based on cable tool drilling methods. Therefore, Ohio Drilling, Inc has withdrawn their bid.

*This Resolution and any referenced attachments have been reviewed and found in proper order by Steven A. Anderson, Special Counsel.*

**VOTE:** Chris Abbuhl, yes;  
 Kerry Metzger, yes;  
 Al Landis, absent;

**TUSCARAWAS COUNTY METROPOLITAN SEWER DISTRICT**  
WATER AND SEWER DEPARTMENT

**SANITARY ENGINEER**  
Michael B Jones, P.E.  
**SUPERINTENDENT**  
Justin Angel

**COMMISSIONERS**  
Chris Abbuhl  
Kerry Metzger  
Al Landis

March 24, 2022

Chris Abbuhl, President  
Tuscarawas County Commissioners  
125 East High Avenue  
New Philadelphia, OH 44663

Re: Wilkshire Hills Water System Upgrade – Well #4  
Award of Contract

Dear Mr. Abbuhl:

Following a review of the bids received for the above referenced project on March 9, 2022, it has been determined that the low bid submitted by Ohio Drilling, Inc. was based on the utilization of a bucket auger drilling method. The project specifications were based on cable tool drilling methods. The bidding documents included a provision that stated "other drilling methods will be considered if they protect the aquifer in similar manner".

I contacted Alex Thomas with Ohio Drilling to discuss this issue. He indicated that another bidder requested clarification on this provision during the bidding process, and Thrasher Engineering issued Addendum #2, which indicated the following:

*Q: Can other types of augers be used?*

*A: The type of auger shall be used as required in the contract documents.*

Mr. Thomas did not believe this provided clarification, and he assumed the bucket auger drilling method would be acceptable for this project. This matter was reviewed with Thrasher Engineering's hydrogeologist (Groundwater Science, subconsultant), who provided the following opinion:

*To construct an engineered well in bucket auger drilling, it is necessary to maintain a constant water head in the borehole, and there is considerable clay in this interval. A lot of undesirable material will be spread around and pushed into the aquifer zone. It is our opinion that the new well will be impaired.*

Based on the opinion from Groundwater Science, as well as the fact that the bid was to be based on cable tool drilling, Thrasher Engineering informed Ohio Drilling that their proposed drilling methodology would not be accepted. Ohio Drilling indicated they would not be able to provide cable tool drilling for the bid price submitted and subsequently requested to withdraw their bid.

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9944 Wilkshire Boulevard NE • Bolivar, Ohio 44612 • (330) 874-3262 • Fax (330) 874-4203

We were advised on March 17, 2022 that they would like to withdraw their bid, and we received a written request dated March 21, 2022 stating that they were withdrawing the bid (see Exhibit "A"). In accordance with the bidding documents (Instructions to Bidders, Article 16.03) bids can be withdrawn within 24 hours after bids are opened due to a material and substantial mistake in the preparation of the bid with the bid security being returned to the bidder. Ohio Drilling did not comply with the timeframe stipulated in the bidding documents.

We will incur additional legal expenses in the resolution of this issue. I have discussed this with Ohio Drilling, and they have verbally agreed to pay for any additional legal expenses related to the bid withdrawal. I am recommending that the Board retains Ohio Drilling's bid security until such time as we have been made whole for these additional expenses.

The second lowest bidder, Moody's of Dayton, Inc., has expressed their desire to perform the work, and they intend to honor their bid price. I recommend that the bid be awarded to Moody's of Dayton, Inc. in the amount of \$148,560.00. We have worked with Moody's of Dayton, Inc. on previous well construction projects, and they have successfully completed each of the prior projects without issue.

The engineer's recommendation of award and the bid tabulation are attached hereto as Exhibit "B".

Regards,



Michael Jones, P.E.  
Director/Sanitary Engineer

EXHIBIT "A"

 **The Ohio Drilling Company**

March 21, 2022

RYAN SCHUSTER, PE  
Project Manager | The Thrasher Group, Inc.  
400 3rd St. SE | Suite #309 | Canton, OH 44702

Dear Ryan:

**RE: Wilkshire Hills WTP Well #4**

Due to the misunderstanding with the contract drilling requirements, The Ohio Drilling Company will be forced to withdraw our bid from the Wilkshire Hills WTP Well #4 project. If you have any questions regarding this or any other correspondence, please do not hesitate to contact me.

Sincerely yours,  
OHIO DRILLING COMPANY

By  
Alex Thomas  
Geologist

EXHIBIT "B"



COMPLEX PROJECTS  
REQUIRE RESOLVE  
THRASHER'S GOT IT

March 18, 2022

Tuscarawas County Metropolitan Sewer District  
Mike Jones, P.E.  
210 East Main Street  
Scio, Ohio 43988

**RE: Tuscarawas County Commissioners  
Project ID #WH-19-05: Wilkshire Hills WTP Well #4 ("Well Contract")  
Wilkshire Hills WTP Well #4  
Engineer's Recommendation of Award  
Thrasher Project #101-010-01120**

Dear Mr. Jones,

Based upon the results of the bid opening for the above-referenced contract, the apparent lowest, responsive bidder is Moody of Dayton, Inc. The Thrasher Group, Inc. (Thrasher) has reviewed Moody of Dayton, Inc. references and bid documents. Also, please note the lowest apparent bidder, The Ohio Drilling Company, has withdrawn their bid.

Based on this information, Thrasher recommends that the Tuscarawas County Commissioners enter into an agreement with Moody of Dayton, Inc. for the Wilkshire Hills WTP Well #4 for the bid amount of \$148,560.00.

Attached is the bid tabulation for your records. Please provide any questions or comments to me at (330) 451-2042 or [rschuster@thethrasher.com](mailto:rschuster@thethrasher.com).

Sincerely,

THE THRASHER GROUP, INC.

Ryan Schuster, PE  
Project Manager

Enclosure – Certified Bid Tabulation

R:\010010-1120 - Wilkshire Hills Water System Improvements Preliminary Report - Tuscarawas County Sanitary Engineer - Canton\Documents\Bid Phase\Well #4\3 Bid Opening\After Bid Opening Documents\Recommendation of Award

400 3rd St SE | Suite 309 | Canton, OH 44702 | 330-451-2042 | [www.thethrasher.com](http://www.thethrasher.com)

**TUSCARAWAS COUNTY METROPOLITAN SEWER DISTRICT**  
**TUSCARAWAS COUNTY, OHIO**  
**WILKSHIRE HILLS WTP WELL #4**  
**BID TABULATION**  
**WEDNESDAY, MARCH 9, 2022 AT 1:30 PM**  
 Thrasher Project #101-010-01120

Item	Qty.	Unit	Description	The Ohio Drilling Mansfield, Ohio		Moody & Dayton, Inc Mansfield, Ohio		National Water Services* Peak, Indiana		Layne Christensen Company Mansfield, Ohio	
				UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
<b>BASE BID</b>											
1	1	LS	Mobilization/Bonds	\$ 17,819.00	\$ 17,819.00	\$ 10,000.00	\$ 10,000.00	\$ 32,448.00	\$ 32,448.00	\$ 58,187.00	\$ 58,187.00
2	117	VF	Ten Well	\$ 130.00	\$ 15,210.00	\$ 480.00	\$ 56,160.00	\$ 735.00	\$ 85,995.00	\$ 676.00	\$ 79,092.00
3	97	LF	18" Carbon Steel Pipe and Bands	\$ 163.00	\$ 15,811.00	\$ 200.00	\$ 19,400.00	\$ 166.00	\$ 16,102.00	\$ 288.00	\$ 27,936.00
4	20	LF	16" Stainless Steel Hi-Flow Well Screen	\$ 372.00	\$ 7,440.00	\$ 500.00	\$ 10,000.00	\$ 472.00	\$ 9,440.00	\$ 582.00	\$ 11,640.00
5	1	LS	Ground Peak, Grant, etc.	\$ 13,740.00	\$ 13,740.00	\$ 20,000.00	\$ 20,000.00	\$ 3,265.00	\$ 3,265.00	\$ 18,620.00	\$ 18,620.00
6	1	LS	Pipe Testing	\$ 17,720.00	\$ 17,720.00	\$ 30,000.00	\$ 30,000.00	\$ 12,210.00	\$ 12,210.00	\$ 30,257.00	\$ 30,257.00
7	1	LS	Water Quality Analysis	\$ 3,000.00	\$ 3,000.00	\$ 2,500.00	\$ 2,500.00	\$ 2,857.00	\$ 2,857.00	\$ 4,655.00	\$ 4,655.00
8	1	EA	Well Report	\$ 1,200.00	\$ 1,200.00	\$ 500.00	\$ 500.00	\$ 2,144.00	\$ 2,144.00	\$ 2,327.00	\$ 2,327.00
<b>TOTAL BASE BID</b>						<b>WITHDRAWN</b>	\$ 148,568.00	\$	\$ 164,401.00	\$	\$ 233,714.00

\* Unit Prices were determined to be correct, however, total bid was calculated to be \$190 less than the number shown on the provided bid schedule.

**THRASHER**  
 600 1st Street SE  
 Canton, Ohio 44702  
 (330) 451-2042  
 Fax: (330) 451-2043  
 www.thrasherinc.com



**TUSCARAWAS COUNTY METROPOLITAN SEWER DISTRICT**  
WATER AND SEWER DEPARTMENT

**SANITARY ENGINEER**  
Michael B Jones, P.E.  
**SUPERINTENDENT**  
Justin Angel

**COMMISSIONERS**  
Chris Abbuhl  
Kerry Metzger  
Al Landis

March 24, 2022

Alex Thomas, Geologist  
The Ohio Drilling Company  
2405 Bostic Blvd., S.W.  
Massillon, Ohio 44647

Re: Wilkshire Hills WTP Well #4  
Bid Withdrawal

Dear Mr. Thomas,

We are in receipt of a letter from you dated March 21, 2022 requesting to withdraw the bid you submitted in connection with the above referenced project on March 9, 2022. Pursuant to the bidding documents, bids can be withdrawn within 24 hours after bids are opened due to a material and substantial mistake in the preparation of the bid with the bid security being returned to the bidder (Instructions to Bidders, Article 16.03).

We first learned that you intended to withdraw your bid on March 17, 2022 with the formal written notice being received as indicated above. The timing of this notice did not comply with the requirements of the bidding documents, and as a result, the County may incur additional expenses, specifically legal expenses relating to the evaluation of your bid withdrawal.

We are prepared to accept the withdrawal of your bid on the condition that you make the County whole for any additional expenses incurred relating to this matter. Once these additional costs have been accounted for, we will invoice you, and upon receipt of payment for these additional expenses we will return your bid security.

Thank you for your cooperation in this matter. If you have any questions, please don't hesitate to contact me.

Regards,



Michael Jones, P.E.  
Director/Sanitary Engineer

Copy: Tuscarawas County Commissioners  
Steve Anderson, FZR  
Ryan Schuster, Thrasher Engineering

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**RESOLUTION (267-2022) AUTHORIZE LEAD SERVICE LINE INVENTORY AND MAPPING GRANT APPLICATION - THE OHIO ENVIRONMENTAL PROTECTION AGENCY**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to authorize the Sanitary Engineer, Michael Jones, to apply for a Lead Service Line Inventory and Mapping Grant Application through the Ohio Environmental Protection Agency. This action is necessary for the purchasing of software, equipment and the hiring of temporary part-time staff who will provide data entry to build a large, comprehensive database, complying with the new state requirements to map and inventory each water system service line. This also authorizes the President and/or Vice President of the Board of Commissioners, Tuscarawas County, Ohio to execute said application as the Authorizing Agent/Owner.

*This Resolution and any referenced attachments have been reviewed and found in proper order by Steven A. Anderson, Special Counsel.*

**VOTE:** Chris Abbuhl, yes;  
Kerry Metzger, yes;  
Al Landis, absent;



**RESOLUTION (268-2022) AUTHORIZE CONTRACT – XTERMINATOR PEST CONTROL AGENCY**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to authorize a contract with Xterminator Pest Control Agency (Pest Inspections and treatment if needed) for the provision of inspections and services for the PY-2021-2023 Community Housing Impact and Preservation Program (CHIP), Rehabilitation Projects for Tuscarawas County. This Resolution also authorizes the President or Vice President of the Board of Commissioners to sign any and all documents relating to the awarding and execution of said contracts. This action is made upon the recommendation of the Ohio Regional Development Corporation (the County's 2021 CHIP Consultant).

Upon a roll call vote of this resolution pertaining to the PY-2021 CHIP Program, the motion was passed.

Chris Abbuhl, \_\_yes;  
Kerry Metzger, yes;  
Al Landis, absent;



**PEST CONTROL PROPOSAL SUMMARY SHEET**



Community:  
 Tuscarawas County Commissioners  
 125 East High Avenue  
 New Philadelphia, Ohio 44663

Date Bids Left:  
 \_\_\_\_\_  
 March 4, 2022

Date Bids Opened:  
 \_\_\_\_\_  
 March 21, 2022

PEST CONTROL AGENCIES BIDDING	AMOUNT OF BID
<b>First Choice Pest Management</b> – Cost per inspection. If more than one property requires WDI report/performed the same day, price would be discounted	\$60.00
Termite Treatment	\$6.00 - \$7.50 per l.f.
<b>Hays Pest Control LLC</b> – Inspection Fee	\$55 + tax = \$58.71
Termite Treatment	\$700-\$1,200 + tax
<b>Xterminator</b> - W.D.I. – free (waived) if awarded contract	\$0
Termite Treatment	\$695.00 @ \$4.40 per l.f.

Lowest Bidder = \_\_\_\_\_ Xterminator \_\_\_\_\_

Agency Awarded Contract = \_\_\_\_\_

Amount of Contract = \_\_\_\_\_ Per Above \_\_\_\_\_

Date of Contract = \_\_\_\_\_

**RESOLUTION (269-2022) PROCLAMATION – MOTORCYCLE AWARENESS MONTH**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve the following;



THE COUNTY OF TUSCARAWAS, OHIO

**PROCLAMATION**

WHEREAS, motorcycle riding is a popular form of efficient transportation and recreation in Ohio; and

WHEREAS, it is important that the drivers of all vehicles be aware of each other and learn to share the road; and

WHEREAS, the safety hazards created by motorists who fail to watch for motorcyclists on the streets and highways of Ohio are of prime concern to motorcyclists; and

WHEREAS, it is especially important that the citizens of Ohio recognize the importance of motorcycle safety; and

WHEREAS, the American Bikers Aimed Toward Education (ABATE) of Ohio is an organization that is actively promoting the operation, training, and awareness of motorcycles; and

WHEREAS, it is important to recognize the need for awareness on the part of all drivers, especially with regard to sharing the road with motorcycles, and to honor the many contributions motorcyclists make to the communities in which they live and ride.

NOW, THEREFORE, WE, THE BOARD OF COMMISSIONERS

Commissioners of TUSCARAWAS COUNTY, Ohio

Do hereby designate May 2022 as:

**MOTORCYCLE AWARENESS MONTH**

In Tuscarawas County, Ohio and ask that all drivers to "Look Twice for Motorcycles" on Ohio roadways. On this 30 day of March 2022; Signed;

Chris Abbuhl Kerry Metzger Al Landis, County Commissioners.

**Discussion:** Commissioner Abbuhl stated he is a motorcycle rider and thinks it is very important for motorcycle awareness. Commissioner Landis is a motorcycle rider as well, and people need to be reminded that as the weather gets nicer, there will be more motorcycles on the roadways. Everyone needs to be careful and cautious.

**VOTE:** Chris Abbuhl, yes;  
Kerry Metzger, yes;  
Al Landis, absent;

**RESOLUTION (270-2022)**

**PAY BILLS**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve payment for the following bills:

**Meeting Date 03/30/2022**

**911**

Frontier	Wireless Tariff	\$221.13
Frontier	Service	\$197.08
Frontier	Service	\$45.80

\$464.01

**Auditor**

Government Forms & Supplies	W2 Employer	\$111.75
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			\$111.75
<b>Clerk of Courts</b>			
Graphic Enterprises	Service	\$804.48	
Independence Business Supply	Supplies	\$26.00	
			\$830.48
<b>Commissioners</b>			
Frontier	Service	\$222.42	
Frontier	Service	\$1,012.75	
Frontier	Service	\$60.48	
Frontier	Service	\$222.42	
Charles G Snyder Co	Appraisal Services	\$2,300.00	
Pitt's Fire Extinguisher	Service	\$263.00	
Menards	Supplies	\$49.41	
Office Depot	Supplies	\$12.84	
Staples Business Advantage	Chairs	\$560.53	
Gor-Con	Ins/Health Dept Front Entrance Repairs	\$4,448.00	
			\$9,151.85
<b>Common Pleas</b>			
Certified Interpreters United	Interpreter	\$805.56	
			\$805.56
<b>Dog Pound</b>			
Frontier	Service	\$74.76	
American Electric Power	Service	\$482.92	
Parkway Auto Group	Service	\$100.30	
			\$657.98
<b>Information Technology</b>			
MNJ Technologies	UPS	\$90.00	
			\$90.00
<b>Job &amp; Family Services</b>			
UPS	Shipping	\$19.22	
US Postal Service	Postage by Phone	\$2,500.00	
Cincinnati Bell Technologies	Phone Bill	\$1,638.21	
PSCAO	Registration	\$190.00	
Jaime Grunder	Travel	\$163.20	
Society for Equal Access	Transportation	\$40,444.28	
Horizons of Tusc & Carroll	Transportation	\$16,099.87	
Superfleet Mastercard Program	Gas	\$53.39	
Tuscora Electric	LED Lightbulbs	\$159.05	
Go Shred	Shredding Services	\$138.75	
			\$61,405.97
<b>Juvenile/Probate</b>			
Theresa Wolf	Guardianship Mileage to Serve	\$12.99	
Theresa Wolf	Guardianship Fee to Serve	\$40.00	
Theresa Wolf	Guardianship Mileage to Serve	\$1.76	
Theresa Wolf	Guardianship Fee to Serve	\$40.00	
			\$94.75
<b>Prosecutor</b>			
Douglas Jackson	Travel	\$220.00	
			\$220.00
<b>Sheriff</b>			
John Reid & Associates	Training	\$1,680.00	
Frontier	Service	\$2,318.10	
Fulton & Associates	Testing	\$2,950.00	
John's Sweeper	Supplies	\$198.38	
Graphic Enterprises	Copy Charges	\$814.51	
Wells Fargo Financial Leasing	Copier Lease	\$96.80	
			\$8,057.79

**Southern Court**

Navitas Credit Corp	Service	\$470.62
Quill	Supplies	\$57.98

\$528.60

**Veterans**

Division of Bridge Associates	Memorial Day Flags	\$2,763.70
Amsterdam	Carabiner Deluxe	\$34.50
Crystal Springs Water	Water	\$18.00
Patriot Home Protection	Camera System	\$2,385.00

\$5,201.20

**Water & Sewer**

Frontier	Service	\$54.11
American Electric Power	Service	\$2,445.84
Charter Communications	Internet	\$99.99
Otto Electric	Repairs	\$217.00
RJ Wright & Sons	Fuel	\$6,344.15
Frontier	Service	\$65.97
Otto Electric	Repairs	\$110.16
JAM Industrial Supply	Materials	\$176.40

\$9,513.62

GRAND TOTAL

\$97,133.56

**VOTE:** Chris Abbuhl, yes;  
Kerry Metzger, yes;  
Al Landis, absent;

**OTHER BUSINESS:** *Commissioner Abbuhl and Commissioner Metzger attended the OMEGA Meeting. One of the topics was broadband and the expansion of services throughout the region. Funding is still being sought out for Tuscarawas County to be able to advance with providers. It is important to keep pushing for everyone to be connected because it is needed for tele-health, economic development, education, farm machinery, a lot of these types of things are dependent on broadband access.*

**RESOLUTION (271-2022) ADJOURN**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to adjourn at 1:11 p.m. to meet in Regular session Monday, the 4th day of April, 2022

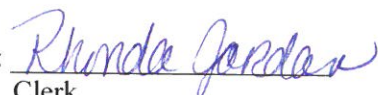
**VOTE:** Chris Abbuhl, yes;  
Kerry Metzger, yes;  
Al Landis, absent;

*We hereby certify the above and foregoing to be a true and correct account of the proceedings as had by and before us on the day and year first written above.*

  
Chris Abbuhl

  
Kerry Metzger

Al Landis, absent

Attest:   
Clerk