

# **CONTROLLING BOARD**

**OHIO OFFICE OF BUDGET AND MANAGEMENT**

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## **MINUTES OF THE SEPTEMBER 9, 2002 MEETING**

President, Lisa Dodge, called the Controlling Board meeting to order at 1:45 p.m. Serving on the Controlling Board were Senator James Carnes, Representative Charles Calvert, Senator Bill Harris, Representative John Carey, Senator Tom Roberts and Representative Sylvester Patton.

Executive Secretary, Vanessa Niekamp, distributed the minutes of the August 26, 2002, meeting. A motion to approve the minutes was made by Senator Carnes, seconded by Representative Calvert and approved by the Board members.

Attached is the September 9, 2002, meeting agenda. A motion for blanket approval of all items not held for questions was made by Senator Carnes, seconded by Representative Calvert and approved by all Board members.

The following items were discussed and acted upon as stated.

Item 2, CTC056-03, was deferred at the request of the College.

Item 6, OSU728-03, was held by Senator Roberts. Senator Roberts asked what function the system will perform. Steve Deedrick, Chief of Projects, stated the system is a global positioning system. Senator Roberts asked if it was the Doctor who chose this vendor or if the vendor is a sole source. Mr. Deedrick stated the Doctor identified three vendors and received quotes from all three. The Doctor chose this vendor because they provided the lowest quote for the system. The item was approved without objection.

Item 13, ADJ033-03, was held by Representative Carey. Representative Carey asked why 49.5% of the contract is subcontracted. Todd Rabby, Administrative Officer, stated Poggemeyer Design is subcontracting with a vendor who has preformed the same services in Minnesota. The item was approved without objection.

Item 17, DAS230-03, was held by Senator Carnes. Senator Carnes asked if the request is retroactive. Brian Eastman, Deputy Director of Collective Bargaining, stated the request is retroactive due to lengthy negotiations of the contract. Senator Carnes asked if the addition of a staff member is necessary. Mr. Eastman stated the employee is essential. The item was approved without objection.

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Item 24, OEB002-03, was held by Senator Harris. Senator Harris asked if the agency is sure the vendor will be able to perform these services for the bid price. Ellen DeBarry, Educational Telecommunications Network, stated the other bidders' quotes included new software, however the lowest bidder chose to use the existing software. Senator Harris asked if the other companies had the opportunity to use the existing software. Ms. DeBarry, stated yes, but they chose to not use it. The item was approved without objection.

Item 28, DMR292-03, was held by Senator Harris. Senator Harris asked if this transfer of funds would effect the existing projects. Rick Wymer, Mental Retardation and Developmental Disabilities, stated the transfer would not change the scope of the existing projects. The item was approved without objection.

Item 34, DNR319-03, was held by Senator Roberts. Senator Roberts asked why the space needs to be increased. Bill Moody, Deputy Director, stated they have outgrown the current structure. Senator Roberts asked why the fish hatchery needs 8 times the space it previously had. Mr. Moody stated the new facility is about 3 times the size of the old one, which will allow for future growth. The item was approved without objection.

Item 35, DNR321-03, was held by Representative Calvert. Representative Calvert asked if the property has always been wetlands or was it used for farming. Bill Moody, Deputy Director, stated the property is in a category 1 flood plane and has been registered as wetlands for many years. The item was approved without objection.

Item 36, DNR322-03, was held by Representative Calvert. Representative Calvert asked for an explanation for the expense of the desks. Bill Moody, Deputy Director, stated the items are complete modular workstations, not just a desk. Representative Calvert asked why these units are necessary. Mr. Moody stated he was not certain as to who will be using these units. The item was approved with Representative Calvert objecting.

Item 38, SFC078-03, was held by Senator Roberts. Senator Roberts asked why the contract with Gilbane is being continued. Eric Bode, Chief Fiscal Officer, stated this project started in 1999 and a construction manager remains on the site from beginning to end. Senator Roberts asked if we are still in the middle of the project. Mr. Bode stated the project is 90% complete. The item was approved without objection.

Item 43, DOT095-03, was held by Senator Carnes and Representative Calvert. Senator Carnes asked why are we paying for the problem caused by the Water Company. Tony Vogal, Construction Administrator, stated Transportation did not have a contract with the private Water Company, therefore Transportation is responsible for the additional costs. Representative Calvert asked if 33% profit is reasonable. Mr. Vogal stated special counsel suggested this be the payment in this case.

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Representative Calvert asked why this was not settled sooner. Mr. Vogal stated Transportation did not believe they would be liable. Representative Calvert asked how the interest rate was established. Mr. Vogal stated the rate is from Ohio law. The item was approved without objection.

Item 44, DOT138-03, was held by Representative Carey, Representative Patton and Senator Roberts. Representative Carey asked why the multiple additions to this project have happened. Randall Howard, Deputy Director, stated the contract with this vendor includes four different projects. This modification is the third to just one project. Representative Carey asked why these modifications have taken place. Mr. Howard stated the modifications are due to unforeseen conditions on the sites. Representative Patton asked if there are subcontractors also on the job sites. Mr. Howard stated Dynotec is the subcontractor. Representative Patton asked if any of the four projects are complete. Mr. Howard stated none of the projects are complete. Senator Roberts commented the document should be written clearly to point out the contract includes four projects. The item was approved without objection.

Item 48, DNR324-03 was added to the agenda with a motion to waive the seven-day rule by Senator Harris and seconded by Senator Roberts. The item was approved without objection.

With no further business before the board, the meeting was then adjourned at 2:50 p.m.

Respectfully submitted,

Vanessa Niekamp  
Controlling Board Executive Secretary

*09/09/02 Minutes approved by the Board:*

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