

**COMMISSIONERS JOURNAL NO. 40 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD JANUARY 10, 2000**

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

Present: James Ward, Deborah Martin, Donald Wuertz

**8:00 AM Duncan Whitney, Delaware County Prosecutor**

Mr. Whitney was ill, this session was canceled.

**10:00 AM Viewing of Adams Road Project**

**RESOLUTION NO. 00-19**

**IN THE MATTER OF APPROVING RESOLUTIONS AND MINUTES FROM REGULAR  
MEETING HELD JANUARY 3, 2000:**

It was moved by Mrs. Martin, seconded by Mr. Ward to dispense with the reading of the minutes and resolutions of the regular meeting held January 3, 2000, and to approve resolutions and minutes as submitted.

Vote on Motion            Mr. Ward            Aye            Mrs. Martin            Aye            Mr. Wuertz            Aye

**PUBLIC COMMENT**

Sheriff Myers reported he will be speaking with townships regarding location of a substation and encouraged the Commissioners to let him know any recommendations or concerns they have.

Clerk read letter from Gordon Aubrecht and R. Bladimir Steffel concerning recycling.

**RESOLUTION NO. 00-20**

**IN THE MATTER OF RE-ORGANIZATION OF BOARD OF COMMISSIONERS – PRESIDENT:**

It was moved by Mr. Wuertz, seconded by Mrs. Martin to appoint Mrs. Martin as President of the Board of Commissioners for the year 2000.

Vote on Motion            Mrs. Martin            Aye            Mr. Wuertz            Aye            Mr. Ward            Nay

**RESOLUTION NO. 00-21**

**IN THE MATTER OF RE-ORGANIZATION OF BOARD OF COMMISSIONERS - VICE-  
PRESIDENT:**

It was moved by Mrs. Martin, seconded by Mr. Wuertz to appoint Mr. Wuertz as Vice President of the Board of Commissioners for the year 2000.

Vote on Motion            Mr. Wuertz            Aye            Mr. Ward            Nay            Mrs. Martin            Aye

**RESOLUTION NO. 00-22**

**IN THE MATTER OF APPROVING FOR PAYMENT WARRANTS NUMBERED 260999  
THROUGH 261610:**

It was moved by Mr. Wuertz, seconded by Mrs. Martin to approve for payment warrants 260999 through 261610 on file in the office of the Delaware County Commissioners.

Vote on Motion            Mr. Ward            Aye            Mrs. Martin            Aye            Mr. Wuertz            Aye

**RESOLUTION NO. 00-23**

**IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:**

It was moved by Mr. Wuertz, seconded by Mrs. Martin to approve the following:

9-1-1 is requesting that B. Lavender, R. Griffith and C. VanGundy to take part in the Communications Center Supervisor Course on the Internet on February 23 through April 14, 2000, in the amount of \$987.00.

9-1-1 is requesting that B. Lavender, R. Griffith, C. VanGundy, L. Spring and K. Petrowski attend the Customer Service Team Building Seminar at Worthington on April 9, 2000, in the amount of \$545.00.

Human Services is requesting that Carrie Block attend the Foster Care & Adoption Managers Meeting at

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Columbus on January 20, 2000, in the amount of \$25.00.

Juvenile Court is requesting that Debbie Gibson and Dawn Pittman attend the Supervision Workshop at Reynoldsburg on February 4, 2000, in the amount of \$174.00.

EMA is requesting that Michael Crawford attend the Basic Public Information Course at Columbus on May 23 through May 25, 2000, at no cost.

Administrative Services is requesting that Myra Williamson and Rachel Stull attend the monthly meetings of the Human Resources Association of Ohio at Columbus on the second Tuesday of each month in the amount of \$780.00.

Administrative Services is requesting that Myra Williamson attend the Ohio Human Services Personnel Association Meeting at Columbus on January 12, 2000, in the amount of \$37.00.

Dog and Kennel is requesting that Terry Conant attend the Business Writing Class at Columbus on February 22 through February 23, 2000, in the amount of \$399.00.

Dog and Kennel is requesting that Terry Conant attend the Cruelty Investigator’s Workshop at Columbus on February 27, 2000, at no cost.

Dog and Kennel is requesting that Terry Conant attend the Mid West Veterinary Conference at Columbus on February 24, 2000, in the amount of \$100.00.

County Engineer is requesting that Tiffany Brinkmoeller attend the Employee Discharge and Documentation Seminar at Columbus on January 27, 2000, in the amount of \$204.00.

Treasurer is requesting that Dale Wilgus attend the Meetings and Conferences at County Treasurers Association for the year 2000 in the amount of \$200.00.

Human Services is requesting that Wendi Stephens attend the Micro-FACIS Training at Columbus on January 19, 2000, in the amount of \$18.00.

Human Services is requesting that Angela Thomas attend the Director’s Meeting at Reynoldsburg on January 28, 2000, in the amount of \$27.00.

Vote on Motion                      Mrs. Martin              Aye              Mr. Wuertz              Aye              Mr. Ward              Aye

**RESOLUTION NO. 00-24**

**IN THE MATTER OF A NEW LIQUOR LICENSE REQUEST FROM RENNOB, INC. TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:**

It was moved by Mr. Wuertz, seconded by Mrs. Martin to approve the following resolution.

Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Orange Township Trustees that Rennob, Inc. has requested for a new C1-C2 permit located at ES Polaris Parkway between Cameron Avenue & Powell Road, Columbus, Ohio 43240.

Whereas, the Orange Township Trustees have stated they have no objection, the Delaware County Sheriff has responded--no known reason for a hearing to be requested, and the Delaware County Commissioners have received no objections.

Therefore Be it Resolved, The Clerk of the Board shall complete the necessary forms and notify the Ohio Division of Liquor Control that no objections are made and no hearing is requested by this Board of County Commissioners.

Vote on Motion                      Mr. Wuertz              Aye              Mr. Ward              Aye              Mrs. Martin              Aye

**RESOLUTION NO. 00-25**

**IN THE MATTER OF PLAN APPROVAL FOR HARVEST WIND, SECTION 1, PHASE 6:**

It was moved by Mr. Wuertz, seconded by Mrs. Martin to approve the Plan:

**Harvest Wind, Section 1, Phase 6**

Site Development Plan located in Genoa Township, Delaware County, Part of Farm Lot 4 in Section 4, Township 3, Range 17, in The United States Military Lands.

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Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

**RESOLUTION NO. 00-26**

**IN THE MATTER OF TAKING ACTION AGAINST BONDS FOR WHILSHIRE ESTATES, SECTION 2, PART A AND WALKER WOOD, SECTION 3, PART 1:**

It was moved by Mr. Wuertz, seconded by Mr. Ward to authorizing the taking of action against bonds as follows:

**Whilshire Estates, Section 2, Part A**

On December 7, 1999, we sent a letter to Pizzuti Companies, the developer for the referenced subdivision, advising them of the remaining work on this phase of the project that needed to be addressed. As of this date, we have received no response from them. We are, therefore, requesting authority to take action against their bond should they fail to comply to our requests by the expiration date of their bond, which is January 14, 2000.

**Walker Wood, Section 3, Part 1**

On November 17, 1999, we sent a letter to Planned Communities, Inc., the developer for the referenced subdivision, advising them of the remaining work on this phase of the project that needed to be addressed. As of this date, we have received no response from them. We are, therefore, requesting authority to take action against their bond should they fail to comply to our requests by the expiration date of their Letter of Credit, which is January 12, 2000.

Vote on Motion Mr. Wuertz Aye Mr. Ward Aye Mrs. Martin Aye

**RESOLUTION NO. 00-27**

**IN THE MATTER OF APPROVING RIGHT OF WAY WORK PERMIT SUMMARY SHEET:**

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

<i>Permit #</i>	<i>Applicant</i>	<i>Location</i>	<i>Type of Work</i>
2362	Ameritech	Concord Road	Bury cable in right-of-way

Vote on Motion Mr. Ward Aye Mrs. Martin Aye Mr. Wuertz Aye

**RESOLUTION NO. 00-28**

**IN THE MATTER OF APPROVING THE MODIFIED CONTRACT FOR FLOYD BROWNE ASSOCIATES FOR WORK ON PIATT ROAD:**

It was moved by Mr. Ward, seconded by Mr. Wuertz to approve the modified contract for the work on Piatt Road:

Modification Agreement made and entered into this 10<sup>th</sup> day of January, 2000, by and between the **Delaware County Commissioners**, Delaware County, Ohio, and hereinafter designated as **First Party**, and **Floyd Browne Associates, Inc.**, hereinafter designated as **Second Party**.

This Modification Agreement herein after modifies the original agreement dated July 26, 1999, by and between the **Delaware County Commissioners** and **Floyd Browne Associates, Inc.**

That said **First and Second Party**, hereby agree to increase the original Contract amount of \$27,383.00 by \$9,600.00 for necessary design changes order and approved by the Berlin Township Trustees for work as deemed necessary and agreed to by the Delaware County Engineer. That Change described in P152-99, Revision 2 are hereby incorporated by reference into the original plans, specifications and agreement. The revised contract amount is, therefore, increased to a **Total of Thirty Six Thousand Nine Hundred Eighty Three (\$36,983.00)**, to be paid as specified in the terms of the original agreement.

The **First Party** agrees to furnish all the necessary materials, labor and equipment required to complete the project design known as **Piatt Road Improvements**, Delaware County, Ohio, in accordance with, are hereby declared to be a part of said **Contract**.

Although this cost will be paid by the Berlin Township Trustees, the Ohio Public Works Commission requires that the engineering contract be between the County and the Engineer.

Vote on Motion Mr. Wuertz Aye Mr. Ward Aye Mrs. Martin Aye

**RESOLUTION NO. 00-29**

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**IN THE MATTER OF THE IMPROVEMENT OF ADAMS ROAD THE HARLEM TOWNSHIP TRUSTEES AND DELAWARE COUNTY ENGINEER ESTABLISHED SUMS FOR COMPENSATION AND DAMAGES FOR A PORTION OF THE OWNERS:**

**WHEREAS**, on the 12<sup>th</sup> day of December, 1999, the Board of Harlem Township Trustees did by Resolution duly adopted find in favor of improving Adams Road (Township Road Number 40), Delaware County, Ohio; and

**WHEREAS**, the Harlem Township Trustees have negotiated with a portion of the property owners abutting Adams Road, Delaware County, Ohio; and

**WHEREAS**, the Harlem Township Trustees are unable to reach an agreement with the following property owners and recommend that appropriation proceedings be initiated for the acquisition thereof and recommend that the following amounts of compensation be awarded to the owners of land sought to be appropriated and deposited with the Clerk of the Common Pleas Court upon the filing of the appropriation case.

<u>Auditor's Parcel No.</u>	<u>Property Owner</u>	<u>Amount</u>
316-320-02-007-000	Gary & Mary Townley	\$288.00
316-320-02-008-000	William & Theresa Thomas	\$285.00

**WHEREAS**, Harlem Township will appropriate fee simple title subject to the right of ingress and egress; and

**WHEREAS**, the appropriation proceedings will be initiated by the Delaware County Prosecuting Attorney for the acquisition of the necessary land needed as recommended by the County Engineer, against the above property owners; now, therefore, upon motion of Commissioner Mr. Wuertz, seconded by Commissioner Mrs. Martin.

**BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO:**

Section 1) That after due consideration, the amounts of compensation and damages as recommended by the Harlem Township Trustees for the improvements of Adams Road, Delaware County, Ohio, are just and equitable for the lands taken and damages sustained by reason of said road improvement are hereby approved.

Section 2 ) That a Purchase Order will be pre-certified by the Delaware County County Auditor for the Clerk of Courts for land owned by Gary and Mary Townley and William and Theresa Thomas.

Vote on Motion                      Mrs. Martin              Aye              Mr. Wuertz              Aye              Mr. Ward              Aye

**RESOLUTION NO. 00-30**

**IN THE MATTER OF APPOINTING KEVIN WILLIAMS, MARK WIESNER, AND SHEILA PERIN TO THE LOCAL EMERGENCY PLANNING COMMITTEE:**

It was moved by Mr. Wuertz, seconded by Mr. Ward to make the following appointments to the Emergency Planning Committee.

Kevin Williams  
Mark R. Wiesner  
Sheila Perin

Vote on Motion                      Mr. Ward              Aye              Mrs. Martin              Aye              Mr. Wuertz              Aye

**RESOLUTION NO. 00-31**

**IN THE MATTER OF ACCEPTING THE AWARD OF THE COMMUNITY SERVICE GRANT:**

It was moved by Mr. Wuertz, seconded by Mr. Ward to accept the award of the Community Service Grant in the amount of \$24,834.00:

This Community Service Grant is the continuation of a four year funding cycle, which is in its final year from the Ohio Criminal Justice. The Board approved the grant application in March, 1999.

Vote on Motion                      Mr. Wuertz              Aye              Mr. Ward              Aye              Mrs. Martin              Aye

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**RESOLUTION NO. 00-32**

**IN THE MATTER OF APPROVING SANITARY SEWER PLAN FOR LAKES OF POWELL, OFFSITE FORCE MAIN:**

It was moved by Mr. Ward, seconded by Mr. Wuertz to approve sanitary sewer plan for Lakes of Powell, Offsite Force Main for submittal to the Ohio EPA for their approval as per recommendation of the County Sanitary Engineer.

Vote on Motion            Mr. Ward            Aye    Mrs. Martin            Aye    Mr. Wuertz            Aye

**RESOLUTION NO. 00-33**

**IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS IN BIG BEAR FARMS, SECTION 9; HIGHLAND LAKES EAST, SECTION 14, PHASES 1 & 2 AND PIATT MEADOWS, PHASE 2:**

It was moved by Mr. Wuertz, seconded by Mr. Ward to accept the sanitary sewers for ownership, operation, and maintenance by Delaware County as follows:

<b>Big Bear Farms, Section 9</b>	3,365 feet of 8 inch sewer	14 manholes
<b>Highland Lakes East, Section 14, Phases 1 &amp; 2</b>	1,210 feet of 8 inch sewer 1,305 feet of 12 inch sewer	10 manholes
<b>Piatt Meadows, Phase 2</b>	4,018 feet of 8 inch sewer 2,200 feet of 12 inch sewer	27 manholes

Vote on Motion            Mrs. Martin            Aye    Mr. Wuertz            Aye    Mr. Ward            Aye

**RESOLUTION NO. 00-34**

**IN THE MATTER OF APPROVING REVISED BID DATE OPENING AND TIME FOR ACWRF POWELL ROAD EFFLUENT:**

It was moved by Mr. Ward, seconded by Mr. Wuertz to approve the revised set bid opening date and time for Tuesday, February 22, 2000, at 2:00 PM.

Vote on Motion            Mr. Wuertz            Aye    Mr. Ward            Aye    Mrs. Martin            Aye

There being no further business, the meeting adjourned.

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 Deborah Martin

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 James D. Ward

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 Donald Wuertz

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 Letha George, Clerk to the Commissioners

**Elected Officials Luncheon – January 12, 2000**

Staff Present: Judge Loudon, Dave Yost, Jim Ward, Judge Krueger, Jon Melvin, Sheriff Myers, Judge Shaw, Chris Bauserman, Don Wuertz, Dale Wilgus, Dave Cannon, Betty Porter, and Letha George

Discussed: Phone System, Inventory Forms, Construction Update, Delaware County Fair Booths.

There being no further business, the meeting adjourned.

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 Letha George, Clerk to the Commissioners