

COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY  
 MINUTES FROM REGULAR MEETING HELD FEBRUARY 24, 2003

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

Present: Kristopher W. Jordan, Deborah B. Martin, James D. Ward

**9:30 AM Public Hearing For The Increases In Fees To Be Charged To Owners Of Animals Who Are Rescued And Housed At The Delaware County Animal Shelter Due To Violations Of The Ohio Revised Code**

**PUBLIC COMMENT**

**RESOLUTION NO. 03-249**

**IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 20, 2003 AS CONTAINED IN THE COUNTY'S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the resolutions and records of the proceedings from regular meeting held February 20, 2003 as contained in the county's official electronic recordings of the proceedings.

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

**RESOLUTION NO. 03-250**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0220 AND CMAPR0221:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to approve payment of warrants in batch numbers CMAPR0220 AND CMAPR0221 and Purchase Orders and Vouchers as listed below:

**PO's**

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
OSU Speech & Language Dept	Mngmt Superv. Training	10011108-5305	\$ 7,500.00
Emergitech Inc.	Maintenance Contract	21411306-5325	\$ 17,502.27
	Maintenance Contract	10011304-5325	\$ 17,502.26
<b>Increase</b>			
Countryside Construction	Alterations To 109	40111402-5410	\$ 12,874.60
Karen Bumpus	Child Care	22411606-5348	\$ 8,000.00
Healthy Edge	Expected Premium	60211902-534234201	\$ 10,000.00
<b>Vouchers</b>			
Prudential Group Life & Disability Ins.	December Premium	60211902-5370	\$ 5,263.45
Powerware Corporation		21411306-5325	\$ 3,677.50
		10011304-5325	\$ 3,677.50
Presbyterian Child Welfare Agency	Residential Treatment	22511607-5342	\$ 14,520.00
Board Of Developmental Disabilities	Board & Care	22511501-5350	\$ 8,750.00
Toddler Inn	Child Care	22411606-5348	\$ 18,086.00
Liberty Community Center	Child Care	22411606-5348	\$ 20,534.00
Child Care Unlimited	Child Care	22411606-5348	\$ 6,129.00
Noahs Ark Learning Center	Child Care	22411606-5348	\$ 6,600.00
Today's Learning Child	Child Care	22411606-5348	\$ 7,478.00
Air Experts		40411412-541041002	\$ 7,669.00
AEP	Utility	10011105-533833802	\$ 12,225.06

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

**RESOLUTION NO. 03-251**

**IN THE MATTER OF FORWARDING A NEW LIQUOR LICENSE REQUEST FROM HUNAN J RESTAURANT INC. DBA HUNAN J CORP. TO THE OHIO DIVISION OF LIQUOR CONTROL WITH A REQUEST FOR A HEARING:**

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

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Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Orange Township Trustees that Hunan J Restaurant INC. DBA Hunan J Corp. has requested a new D1 permit located at 8935 South Old State Road Orange TWP, Columbus, Ohio 43235 and

Whereas, the Orange Township Trustees have requested a hearing, 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 an objection was made and a hearing is requested by this Board of County Commissioners.

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

**RESOLUTION NO. 03 -252**

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

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

The Environmental Services Department is requesting that Joe Scherler, Duane Matlack, Larry Eley, Dave Diehl and Bob Geiger attend an Ohio Building Codes Accessibility Seminar in Grove City, Ohio February 26, 2003, at the cost of \$125.00.

The Commissioners Office is requesting that Jennifer Walraven attend a CCAO Training Session in Columbus, Ohio March 26 to 27, 2003, at the cost of \$115.00.

The Department of Job and Family Services is requesting that Larry Hager, Donna Eckman and Chad Richardson attend a High Performance Attitude Seminar in Marion, Ohio May 14, 2003, at no cost.

The Department of Job and Family Services is requesting that Larry Hager, Chad Richardson and Heather Roberts attend a Budgeting Training Seminar in Crawford, Ohio April 17, 2003, at the cost of \$10.00.

The Department of Job and Family Services is requesting that Candy Cesa, Julie King and Donna Eckman attend a Personality Disorder Training Seminar in Columbus, Ohio April 7 to 8, 2003, at no cost.

The Department of Job and Family Services is requesting that Larry Hager, Heather Roberts and Carleen Miller attend an Effective Customer Service Training Seminar in Columbus, Ohio March 21, 2003, at no cost.

The Department of Job and Family Services is requesting that Larry Hager, Chad Richardson and Julie King attend a Career Management Training Seminar in Columbus, Ohio February 25, 2003, at no cost.

The Administrative Services Department is requesting that Steve Savon attend a BWC Division Safety and Hygiene Conference in Columbus, Ohio April 1 to 3, 2003, at the cost of \$45.00.

The Administrative Services Department is requesting that Steve Savon attend Monthly ASSE Meetings throughout 2003, at no cost.

The Adult Probation Department is requesting that Lorrie Richards and Erin Kline attend a Training Seminar in Reynoldsburg, Ohio April 11, 2003, at the cost of \$130.00.

The Emergency Services Department is requesting that John Tracy attend a 2003 IWCE Program, The Wireless Marketplace in Las Vegas, Nevada March 11 to 14, 2003, at the cost of \$1,861.08.

The Engineer's Office is requesting an increase to a travel request for Keith Smigle to attend a Conference in Orlando Florida in the amount of \$200.00.

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

**RESOLUTION NO. 03-253**

**IN THE MATTER OF APPROVING PLAT FOR GENOA FARMS SECTION 3, PHASE A, PART 1:**

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

**Genoa Farms Section 3, Phase A, Part 1**

Situated In The State Of Ohio, County Of Delaware, Township Of Genoa, Lying In Farm Lot 9, Section 2, Township 3, Range 17, United States Military District, Containing 5.515 Acres, More Or Less, Including 0.466 Acres Of Right-Of-War Area. Said 5.515 Acres Being Our Of The 46.690 Acre Tract Conveyed To Dominion Homes, Inc. An Ohio Corporation, By Deed Of Record In Deed Book 86, Page 2571, Recorders Of The Recorder's Office, Delaware County, Ohio. Cost \$39.00.

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

**RESOLUTION NO. 03-254**

**IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR THE ENGINEER'S OFFICE:**

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

**SUPPLEMENTAL APPROPRIATIONS**

FUND NUMBER:	FUND NAME:	AMOUNT:
29214011-5285	M&G - Salt	\$ 100,000.00

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

**RESOLUTION NO. 03-255**

**IN THE MATTER OF APPROVING THE CORRECTION OF A ROAD NAME IN WILSHIRE SECTION 5, IN ORANGE TOWNSHIP:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the corrections to street names in Orange Township as follows:

**Wilshire Section 5**

In November, 2002, your Board accepted the improvements made for the referenced project into the public system. Since that time, the Engineer has been advised that one of the road names within that subdivision had been changed from the copies of the plat the office had on file. Therefore, the Engineer is requesting that your journals be changed to show that **Township Road Number 1320**, which was previously accepted as **Bold Venture Court**, is actually **Twin Acorn Court**. The Engineer also request that Orange Township be advised of your action.

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

**RESOLUTION NO. 03-256**

**IN THE MATTER OF ESTABLISHING REVISED STOP CONDITIONS FOR WILSHIRE SECTION 5:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to establish stop conditions for the following:

**Stop Conditions – Revised- Wilshire Section 5**

- On Township Road Number 1320, Twin Acorn Court, at its intersection with Township Road Number 775, Bold Venture Drive

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

**RESOLUTION NO. 03-257**

**IN THE MATTER OF ACCEPTING PERFORMANCE CONSTRUCTION BONDS FOR GENOA FARMS SECTION 3, PHASE A, PART 1:**

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

**Genoa Farms Section 3, Phase A, Part 1**

The construction of the above referenced project was started without bonding, thereby not allowing the developer to file the plat. They are now at a point where they would like to file the plat. The Engineer has, therefore, estimated the remaining construction costs to be **\$67,550**, and a bond in that amount is available to cover the bonding of this project.

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

**RESOLUTION NO. 03 -258**

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

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the following work permits:

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Permit #	Applicant	Location	Type of Work
U03019	Time Warner Cable	Braumiller Road	Install CATV lines
U03020	Columbia Gas	Big Walnut Road	Relocate gas line
U03021	Del-Co Water	Bean Oller Road	Install waterline

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

**RESOLUTION NO. 03 -259**

**IN THE MATTER OF AWARDING THE BID AND APPROVING THE CONTRACT WITH LEHNER EXCAVATING FOR THE WILSON, ROSSO, LOWE DITCH PROJECT:**

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

**Wilson, Rosso, Lowe Ditch Project-Bid Opening of February 18, 2003**

As a result of the referenced bid opening, the Engineer recommends that a bid award be made to Lehner Excavating of Delaware, Ohio, the only bidder for this project. Their bid of \$6,727.50 is lower than The Engineer’s approved estimate of \$6,890.10

**CONTRACT**

**AGREEMENT**, made and entered into this 24<sup>th</sup> day of February, 2003, by and between the **DELAWARE COUNTY COMMISSIONERS**, Delaware County, Ohio, and hereinafter designated as **FIRST PARTY**, and **LEHNER EXCAVATING**, hereinafter designated as **SECOND PARTY**.

**WITNESSETH**, that said **SECOND PARTY**, for and in consideration of the sum of **SIX THOUSAND SEVEN HUNDRED TWENTY-SEVEN DOLLARS AND FIFTY CENTS (\$6,727.50)**, based on unit prices on the attached **Bid Blank**, to be paid as hereinafter specified, hereby agrees to furnish unto said **FIRST PARTY**, all the necessary material, labor and equipment required to complete the project known as **WILSON, ROSSO, LOWE DITCH PETITION PROJECT**, in accordance with plans, **drawings**, general specifications, Invitation to Bid for same hereto attached; which plans, drawings, general specifications and Invitation to Bid are hereby declared to be a part of this **Contract**.

**SAID SECOND PARTY** further agrees to furnish said materials and to do the said work and labor promptly, in a good, substantial and workmanship manner, under the direction of the **Delaware County Engineer**. Work is to be completed on or before **April 18, 2003**.

**THE SECOND PARTY** hereby agrees to hold the **County** free and harmless from any and all claims for damages, costs, expenses, judgments or decrees, resulting from any operations of said **SECOND PARTY**, his sub-contractors, agents or employees.

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

**RESOLUTION NO. 03-260**

**IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR GRAND OAK SECTION 2 PHASE A:**

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

**Grand Oak Section 2 Phase A**                      1,540 feet of 8 inch sewer                      6 manholes

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

**RESOLUTION NO. 03-261**

**IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR THE ENVIRONMENTAL SERVICES DEPARTMENT:**

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

**SUPPLEMENTAL APPROPRIATIONS**

FUND NUMBER:	FUND NAME:	AMOUNT:
68011916-5450	Solid Waste/Machinery & Equip (over \$5000)	\$ 8,000.00
68011916-5260	Solid Waste/Inv Equip>\$500 and <\$4999	\$ 2,500.00

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

**RESOLUTION NO. 03-262**

**9:30AM PUBLIC HEARING FOR THE INCREASES IN FEES TO BE CHARGED TO OWNERS OF ANIMALS WHO ARE RESCUED AND HOUSED AT THE DELAWARE COUNTY ANIMAL SHELTER DUE TO VIOLATIONS OF THE OHIO REVISED CODE:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to open the Hearing at 9:30AM.

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

**RESOLUTION NO. 03-263**

**IN THE MATTER OF CONTINUING THE PUBLIC HEARING FOR INCREASES IN FEES TO BE CHARGED TO OWNERS OF ANIMALS WHO ARE RESCUED AND HOUSED AT THE DELAWARE COUNTY ANIMAL SHELTER DUE TO VIOLATIONS OF THE OHIO REVISED CODE:**

It was moved by Mrs. Martin, seconded by Mr. Jordan to continuing the Hearing to March 10, 2003 at 9:30AM.

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

There being no further business the meeting adjourned.

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Kristopher W. Jordan

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Deborah B. Martin

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James D. Ward

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Letha George, Clerk to the Commissioners