

COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 17, 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

PUBLIC COMMENT

RESOLUTION NO. 03-353

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD MARCH 13, 2003 AS CONTAINED IN THE COUNTY'S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mrs. Martin, seconded by Mr. Jordan to approve the resolutions and records of the proceedings from regular meeting held March 13, 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. 03-354

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR314A AND CMAPR314B:

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve payment of warrants in batch numbers CMAPR314A and CMAPR314B and Purchase Orders and Vouchers as listed below:

PO'S

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
Columbus State	Client Tuition/Continuing Education	22411603-5350	\$ 20,000.00
Healthy Edge LLC	Employee Assistance Program 7/03-12/03	60211902-5342	\$ 10,000.00
Increases			
Delaware Christian Academy	Child Care	22411606-5348	\$ 10,000.00
Vouchers			
Jess Howard Electric Co.	Electrical Work	67111915-5410	\$ 35,132.64
Jess Howard Electric Co.	Electrical Work	67111915-5410	\$ 19,997.27
Juvenile Court	House Bill 57/Supported Living	22411604-5350	\$ 10,235.72
AEP	Monthly Service	65211905-533833802	\$ 30,232.96
AEP	Elect. Serv/Acwrif & Pumpstations	65211919-533833802	\$ 36,270.92
AEP	Elect. Service/Scioto Reserve	66011913-5338	\$ 5,110.25
Delaware JVS/ABLE	Professional Service	22411601-5348	\$ 7,050.00
Countryside Construction	Work On 109	40111402-5410	\$ 50,774.59

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

RESOLUTION NO. 03 -355

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Department of Job and Family Services is requesting that Marcy Downing and Carrie Block attend a Child Abuse Training in Columbus, Ohio April 28, 2003, at the cost of \$130.00.

The Department of Job and Family Services is requesting that Patricia Rayburn attend an Understanding Childhood Development Disorders in Columbus, Ohio March 21, 2003, at the cost of \$173.00.

The Commissioners Office is requesting that Deborah Martin attend an Ohio Department Of Job And Family Director's Association Meeting in Columbus, Ohio April 23 to 25, 2003, at the cost of \$175.00.

The Commissioners Office is requesting James Ward, Kris Jordan and Dave Cannon attend a Criminal Justice Facilities Planning Seminar at Cleveland State April 11, 2003, at the cost of \$170.00.

The Commissioners Office is requesting that Deborah Martin attend a NACO Annual Conference in Milwaukee, Wisconsin July 11 to July 15, 2003, at the cost of \$1552.00

The Child Support Enforcement Agency is requesting that Wendy Shannon, Matthew Smith and Teresa Farlee

**COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 17, 2003**

attend an Ohio CSEA Directors Association Meeting in Columbus, Ohio March 24 to 26, 2003, at the cost of \$650.00.

The Department of Job and Family Services is requesting that Craig Hill attend a Sexual Abuse Training in Columbus, Ohio April 24 to 25, 2003, at the cost of \$219.00.

The Environmental Services Department is requesting that Joseph Amato, Peggy Roberts and Joe Scherler attend an IAEI Annual Meeting & Seminar (electrical code) in Mason, Ohio May 5 to 7, 2003, at the cost of \$728.72.

The Emergency Services Department is requesting that 95 full time EMS Personnel (Medics and Intermediates) attend a 12-LEAD ECG Course at the Delaware County Rutherford B. Hayes Building April 3 to 4, 2003, at the cost of \$1,170.00.

The Emergency Services Department is requesting that 22 (twenty-two) 911 Personnel attend a Red Cross Course at Various Locations on March 18, 24, 26, and 27, 2003 at the cost of \$77.00.

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

RESOLUTION NO. 03-356

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR VILLAGES OF OAK CREEK SECTION 11, PHASE B AND NORTH ORANGE SECTION 2, PART 2:

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:

Villages Of Oak Creek Section 11, Phase B	836 feet of 8inch sewer	3 manholes
North Orange Section 2, Part 2	3,577 feet of 8inch sewer	19 manholes

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

RESOLUTION NO. 03-357

IN THE MATTER OF APPROVING THE CONTRACTS BETWEEN THE DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND CHILD CARE PROVIDERS ERIN MACEYKO AND PHYLLIS LYONS:

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

Child Care		Basic Rates Full Time (25 Hrs. or More)	Adjustment to Basic Rates
Erin Maceyko 1994 Ashburn Drive Delaware, Ohio 43015	Infant	\$2.75	None
	Toddler	\$2.75	
	Preschool	\$2.50	
	Schoolage	\$2.50	
Phyllis Lyons 118 Lakewood Drive Bellefontaine, Ohio 43311	Infant	\$2.05	None
	Toddler	\$2.05	
	Preschool	\$1.90	
	Schoolage	\$1.90	

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

RESOLUTION NO. 03-358

IN THE MATTER OF AMENDING THE PURCHASE OF CHILD CARE SERVICES CONTRACT BETWEEN THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND CHILD CARE PROVIDER MELISSA LEITER:

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

AMENDMENT TO PURCHASE OF CHILD CARE SERVICES CONTRACT
AMENDMENT NO. 1

This amendment, effective March 3, 2003, is to amend the Purchase of Child Care Services Contract between the Delaware County Department of Job and Family Services a department of the Delaware County Commissioners and Melissa Leiter entered into on the 18th day of February 2003.

**COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 17, 2003**

SITE: 433 Ash Road, Marysville, Ohio 43040

1. Article 2. Contract Period: Changes the termination date of the contract from n/a to n/a .
2. Article 3. Contract Services: No change.
3. Article 4. Cost and Delivery of Purchased Services:

Adjusts the unit rate from	\$2.75	to	\$2.45	Infant
	\$2.75	to	\$2.45	Toddler
	\$2.50	to	\$2.20	Preschool
	\$2.50	to	\$2.20	Schoolage

to reflect the provider’s usual and customary fee to private customers or the local market rate, whichever is lower.

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

RESOLUTION NO. 03-359

IN THE MATTER OF APPROVING THE CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS; THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND OAKWOOD YOUTH SERVICES INC. FOR CHILD PLACEMENT SERVICES:

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

Child Placement Service	Per diem cost and per diem reimbursement for the following categories
Oakwood Youth Services Inc. 64 Penny Avenue Newark, Ohio 43055	A. Maintenance B. Administration C. Case Management D. Transportation E. Other Direct Services (e.g., special diets, clothing, insurance, respite care) F. Behavioral Healthcare G. Other costs - (any other cost the Agency has agreed to participate in)

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

RESOLUTION NO. 03-360

IN THE MATTER OF APPROVING THE AGREEMENT BETWEEN THE DELAWARE COUNTY COMMISSIONERS; THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND MARION TECHNICAL COLLEGE FOR SERVICES TO ASSIST WIA/TANF PARTICIPANTS:

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

This Agreement is entered into by and between the Delaware County Department of Job and Family Services (hereafter, “Department”), the Delaware County Board of Commissioners (hereafter “County”), and Marion Technical College (hereafter “Marion Technical College”).

Whereas the County has accepted State funds and needs to provide services or, contract out for services, and Marion Technical College is willing to provide those services at an agreed-upon price, the Parties mutually agree that:

- A. Marion Technical College will provide services for WIA/TANF-eligible participants.
- B. The cost of Marion Technical College services will be as per tuition rates charged the public.

Expenditures under this contract will not exceed \$30,000.

- C. The time period for this contract is from January 6, 2003 through June 30, 2004.
- D. Marion Technical College shall submit a monthly invoice and project report to the Department. The Department agrees to review the invoices and make payment within 30 days of the receipt of the invoice, subject to appropriate modifications/corrections.
- E. Marion Technical College understands and agrees that payment for all services provided in accordance with the provisions of this Agreement depends upon the availability of county, state and federal funds.

**COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 17, 2003**

F. This agreement cannot be modified except when reduced to writing and signed by all Parties.

G. Notwithstanding section (F), in the event that state and/or federal reimbursement is no longer available to the Department, therefore requiring changes or termination of this Agreement, such changes or termination will be effective on the date that state and/or federal reimbursement is no longer available or later, as otherwise stipulated by the Department.

H. Marion Technical College agrees that the use or disclosure of any information concerning participants for any purpose not directly connected to the delivery of purchased services is prohibits.

I. The Parties understand and agree that this written Agreement encompasses the entire understanding between the Parties, and supercedes all oral or prior agreements.

J. Marion Technical College agrees to hold harmless the Department, the County, and the Ohio Department of Job and Family Services from all liability, loss, damage, and/or related expenses incurred through the provision of services under this Agreement.

K. Marion Technical College agrees to maintain compliance with the state, federal, and local regulations which govern the provision of these services.

L. The Department and Marion Technical College agree that in the performance of this Agreement, there shall be no discrimination against any client or any employee because of race, color, sex, religion, national origin, or handicapped condition as specified in the Civil Rights Act of 1964 and subsequent amendments. It is further agreed that Marion Technical College will fully comply with all appropriate federal and state laws regarding such discrimination, and the right to and method of appeal will be made available to all persons serviced under this Agreement.

M. This Agreement may be terminated by Marion Technical College or the Department upon seven days written notice. Failure to honor the terms of this Agreement and/or the related state, federal, or local regulations shall result in immediate termination of this Agreement. If any of the terms of this Agreement change, Marion Technical College must notify the Department immediately.

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

RESOLUTION NO. 03-361

IN THE MATTER OF APPROVING A RECOMMENDATION BY THE DELAWARE COUNTY LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) TO APPROVE THE APPOINTMENT OF TONYA LATTO AS A HAZARDOUS MATERIALS FACILITY (PPG) REPRESENTATIVE TO THE LEPC:

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

WHEREAS, in accordance with the Ohio Revised Code Section 3750.03(b) the Local Emergency Planning Committee recommends to the Board of Commissioners to approve the appointment of Tonya Latto to represent the Hazardous Materials Facility (PPG) to the LEPC effective 24 March 2003.

BE IT FURTHER RESOLVED: That the Clerk of the Board of Commissioners shall cause this Resolution to be spread upon the Board's Official Journal.

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

RESOLUTION NO. 03-362

IN THE MATTER OF APPROVING AN OHIO DEPARTMENT OF PUBLIC SAFETY EMERGENCY RESPONDERS GRANT APPLICATION:

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

The Ohio Department of Public Safety, division of EMS is making funding available to Ohio EMS agencies for the purchase of Bio-Chemical First Responders Personal Protective Apparel.

Grant #/Name	Bio-Chemical First Responders Personal Protective Apparel
Source:	Ohio Department Of Public Safety
State Grant Amount:	Based on number of applicants (\$ 280.06 per kit)
No Local Match:	<u> 0.00 </u>
Total Grant Amount:	Based on number of applicants (\$ 280.06 per kit)

The ODPS will inform the EMS Agency of the number of kits approved for Delaware County.

**COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 17, 2003**

Delaware County then pays the initial cost (\$280.06 per kit) and ODPS reimburses the County Agency.

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

RESOLUTION NO. 03-363

SETTING BID OPENING DATE AND TIME FOR LANDSCAPE MAINTENANCE SERVICES FOR THE DELAWARE COUNTY RUTHERFORD B. HAYES SERVICES BUILDING:

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

**PUBLIC NOTICE
INVITATION TO BID**

Sealed bids will be received by the Board of Commissioners, Delaware County, Ohio, 101 North Sandusky Street, Delaware, Ohio 43015 at **10:00 AM on Monday, April 14, 2003**, at which time they will be publicly opened and read and the contract awarded as soon as possible, for landscape maintenance services for the Delaware County Rutherford B. Hayes Services Building. A pre-bid conference and site visit will be held at 10:00 AM on Wednesday, April 2, 2003 at 140 N. Sandusky St., Conference Room G22.

Each bid must contain the full name of every person or company interested in same, and be accompanied by an acceptable bid bond or certified check in the amount of \$250 made payable to the Delaware County, Ohio. Bid specifications may be obtained from Delaware County Commissioners Office, 101 N. Sandusky St., or Delaware County Facilities Management Office, 1405 US 23 North, Delaware, Ohio during normal business hours.

The County reserves the right to reject any and all bids, in whole or in part, to waive any defect in any or all bids, to accept the bid or part it deems to be the lowest and best. Bids shall be submitted in a sealed envelope marked "Sealed Bid for Landscape Services." No bid shall be withdrawn for a period of sixty (60) days after being publicly opened and read.

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

RESOLUTION NO. 03-364

IN THE MATTER OF DISPOSING OF PERSONNEL PROPERTY NOT NEEDED FOR PUBLIC USE, IS OBSOLETE, OR IS UNFIT FOR THE USE FOR WHICH WAS ACQUIRED:

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

WHEREAS, Delaware County Sheriff's Office has two 1985 and one 1986 Chevy Blazers which were acquired from the US Army at no charge to the County and are not needed for public use, are obsolete or unfit for use which it was acquired; and

WHEREAS, The value of these vehicles are less than \$2,500.00 and in accordance to the Ohio Revised Code, Section 307.12 (B) the board may sell the property by private sale, without advertisement or public notification; and

WHEREAS, In accordance to the Ohio Revised Code, Section 307.12 (E) the board may sell the vehicles, to the person or firm from which it proposes to purchase other vehicles, equipment, or machinery, the board may offer to sell the vehicles, equipment, or machinery to that person or firm, and to have the selling price credited to the person or firm, against the purchase price of other vehicles, equipment, or machinery.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Delaware County, State of Ohio, that the Board authorizes the sale of the three Chevy Blazers.

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

RESOLUTION NO. 03-365

IN THE MATTER OF APPOINTING DAVID YOST, TIM BOLAND AND LETHA GEORGE AS THE DELAWARE COUNTY BOARD OF COMMISSIONERS REPRESENTATIVES TO THE CITY OF WESTERVILLE TAX INCENTIVE REVIEW COUNCIL:

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

WHEREAS, The Board of County Commissioners, Delaware County, is responsible to make appointments from the public to various boards, councils, and committees; and

**COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 17, 2003**

WHEREAS, The Board of County Commissioners, Delaware County, shall appoint individuals to the City of Westerville Tax Incentive Review Council for an unspecified term.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Delaware County, State of Ohio, to appoint David Yost, Tim Boland and Letha George to the City of Westerville Tax Incentive Review Council.

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

RESOLUTION NO. 03-366

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR JUVENILE COURT:

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

SUPPLEMENTAL APPROPRIATIONS

FUND NUMBER:	FUND NAME:	AMOUNT:
10026318-5101	Community Service Restitution Program-Health Insurance	\$ 13,040.00
10026319-5101	School Liaison Program-Health Insurance	\$ 15,300.00

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

RESOLUTION NO. 03-367

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR THE SHERIFF'S OFFICE:

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

TRANSFER OF APPROPRIATIONS

FUND NUMBER:	FUND NAME:	AMOUNT:
FROM: 10031303-5294 General Fund/Sheriff/Food Supplies	TO: 10031303-5345 General Fund/Sheriff/Safety & Security	\$ 13,500.00

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

Mr. Ward read the Media Release from Burgess and Niple Limited for the Alum Creek Facility Award

RESOLUTION NO. 03-368

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:

It was moved by Mrs. Martin, seconded by Mr. Jordan to adjourn into Executive Session at 9:30AM.

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

RESOLUTION NO. 03-369

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Jordan, seconded by Mrs. Martin to adjourn out of Executive Session at 10:20AM.

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

There being no further business the meeting adjourned.

COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 17, 2003

Kristopher W. Jordan

Deborah B. Martin

James D. Ward

Letha George, Clerk to the Commissioners