

COMMISSIONERS JOURNAL NO. 48 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JUNE 22, 2006

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

Present: Glenn A. Evans, Kristopher W. Jordan, James D. Ward

PUBLIC COMMENT

RESOLUTION NO. 06-789

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD JUNE 19, 2006 AS CONTAINED IN THE COUNTY'S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mr. Evans, seconded by Mr. Jordan to approve the resolutions and records of the proceedings from regular meeting held June 19, 2006 as contained in the county's official electronic recordings of the proceedings.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 06-790

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0621 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR0622:

It was moved by Mr. Jordan, seconded by Mr. Evans to approve payment of warrants in batch numbers CMAPR0621, memo transfers in batch numbers MTAPR0622 and Purchase Orders and Vouchers as listed:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
PO's			
Northwoods Consulting	Annual Maintenance Contract	22411601-5325	\$ 29,485.53
Vouchers			
Global Protective	Security	10011102-5301	\$ 11,482.88
AEP	Utility	10011105-533833802	\$ 16,507.61
BP Products	Fuel	65211919-5228	\$ 6,975.70
Quality Control Inspection	Inspection Services	65111904-5301	\$ 6,933.71
Delaware DATA Product	Printing/Insert Bills Sanitary	65211905-5313	\$ 10,246.73
Today's Learning Child	Day Care	22411610-5348	\$ 8,117.88
Healthy Edge LLC	Employee Assistance Program	60211902-5370	\$ 12,523.50
Floyd Browne	Olentangy TIF	40811422-5301	\$ 9,340.78
Pamela Valerie Knowlton	Rental of Temp Easement	65511918-5301	\$ 15,400.00
Vititoe Construction	RLF FY04 Ostrander	23111709-5365	\$ 13,690.40
Memo Transfer			
To	From		
County Engineer 29214001-4233	Economic Development 44211423-5301	Olentangy Crossings Assessment	\$ 40,431.20

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 06-791

IN THE MATTER OF APPROVING A LIQUOR LICENSE TRANSFER REQUEST FROM VERITAS WINES AND MORE LTD TO PUFF 1 DISTRIBUTING INC. AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:

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

Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Liberty Township Trustees that Veritas Wines and More Ltd and Puff 1 Distributing Inc. have requested a transfer of C1, C2, D8 permits located at 9693 Sawmill Road Liberty Township Powell, Ohio 43065, and

Whereas, the Liberty 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. Ward Aye Mr. Jordan Aye Mr. Evans Aye

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RESOLUTION NO. 06-792

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR JOB AND FAMILY SERVICES:

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

Transfer of Appropriation		Amount
From	To	
22311611-5801 Workforce Investment/Transfers	22311611-5001 Workforce Investment/Salary	\$13,600.00
22311611-5801 Workforce Investment/Transfers	22311600-5120 Workforce Investment/PERS	\$1,863.20
22311611-5801 Workforce Investment/Transfers	22311611-5131 Workforce Investment/Medicare	\$197.20

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 06-793

RESOLUTION TO APPROPRIATE AN EASEMENT ON THE WALLACE PROPERTY LOCATED AT 7616 PERRY ROAD FOR THE CONSTRUCTION OF THE PERRY – TAGGART SANITARY SEWER IMPROVEMENTS:

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

WHEREAS, the Delaware County Board of Commissioners (the “Board”) and the Delaware County Sanitary Engineer’s Office (the “Sanitary Engineer”), for the purpose of protecting the public health and welfare, currently are installing and constructing a sanitary sewer pipe and related improvements known as the Perry-Taggart Sewer Sanitary Sewer Improvements.

WHEREAS, on account of encountering subsurface conditions that make the original proposed tunnel crossing for the improvements prone to failure;

WHEREAS, the Board has been permitted by the Ohio Environmental Protection Agency to install the improvements via traditional trenching methods;

WHEREAS, the Board has determined that for permitted construction method, it is necessary to acquire a temporary construction easement for the acquisition, construction, maintenance, or operation of the Perry-Taggart Sewer improvement;

WHEREAS, on June 8, 2006, the Sanitary Engineer commenced negotiations to acquire the necessary temporary construction easement (the “Easement”) on the property that is described in Exhibit A attached hereto (the “Property”), which Property is owned by Mr. and Mrs. Larry Wallace of 7616 Perry Road, Delaware, Ohio 43015;

WHEREAS, the Board, through the Sanitary Engineer, has offered Mr. and Mrs. Wallace \$1,000 which represents a value higher than the appraised value for the Easement.

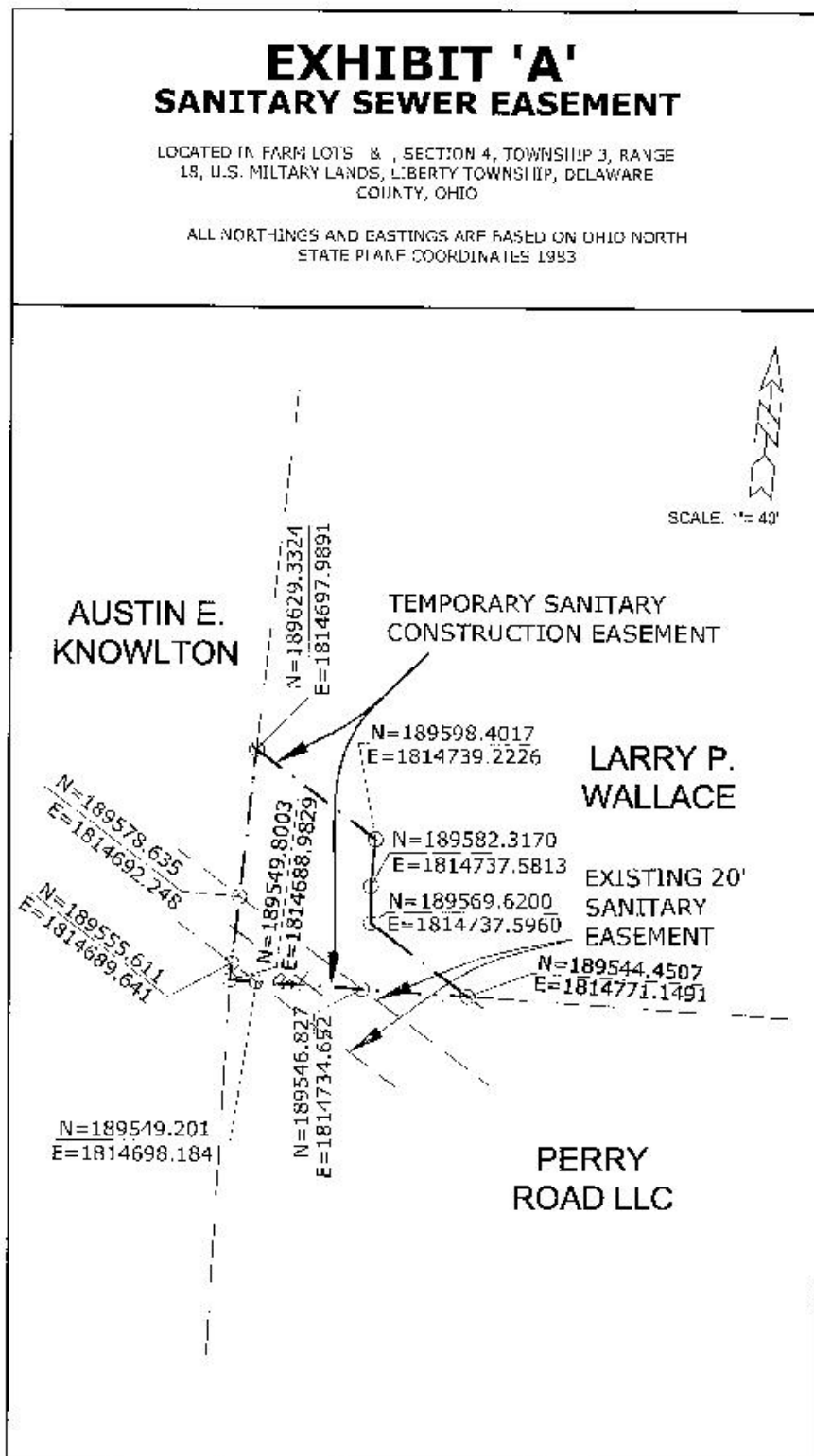
WHEREAS the appraised value amount of the easement is based on an independent appraisal;

WHEREAS, Mr. and Mrs. Wallace have rejected the Board’s offer and the Board, Sanitary Engineer and Mr. and Mrs. Wallace have been unable to agree upon the Board’s purchase of the Easement; and

WHEREAS, the Board has authority, pursuant to Sections 163.01 to 163.22 and 6117.39 of the Ohio Revised Code to appropriate the Easement;

THEREFORE, BE IT RESOLVED, that the Board hereby authorizes the Delaware County Prosecutor’s Office to file an appropriation action against Mr. and Mrs. Wallace pursuant to Sections 163.01 to 163.02 and 6117.39 of the Ohio Revised Code to appropriate the Easement. A map and legal description of the property are attached hereto as Exhibit A.

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Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 06-794

IN THE MATTER OF RE-APPOINTING MARK WOLFE, APPOINTING CAROLYN SLONE AND KATHLEEN SCHNIPKE AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS' REPRESENTATIVE TO THE DELAWARE - MORROW COUNTY MENTAL HEALTH & RECOVERY SERVICES BOARD:

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

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

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Whereas, the Board of Commissioners of Delaware County shall appoint individuals to the Delaware-Morrow County Mental Health and Recovery Services Board. Mark Wolfe will be re-appointed for a second term beginning June 22, 2006 and ending June 30, 2010. Carolyn Slone will be appointed beginning June 22, 2006, and ending June 30, 2010, and Kathleen Schnipke will be appointed beginning June 22, 2006, term ending June 30, 2007.

Therefore, be it resolved that the Board of Commissioners at Delaware County, State of Ohio, re- appoint Mark Wolfe, appoint Carolyn Slone and Kathleen Schnipke to the Delaware-Morrow County Mental Health and Recovery Board.

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 06-795

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR THE ECONOMIC DEVELOPMENT DEPARTMENT:

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

Supplemental Appropriation		Amount
23111709-5365	Revolving Loan/Grant Related Services	\$77,070.00

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 06-796

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Craig Snyder has accepted the Custodial Position with Land and Buildings; effective date July 3, 2006.

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 06-797

IN THE MATTER OF APPROVING CONTRACT COMPLETION AND FINAL SYSTEM ACCEPTANCE AND PAYMENT FOR MOTOROLA ON THE DELAWARE COUNTY 800 MHZ RADIO SYSTEM:

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

WHEREAS, the 800 MHz radio system with associated towers and equipment has been installed throughout the County, and;

WHEREAS, all system testing has been completed and all contract specifications have been met with optimum performance, and;

WHEREAS, all Public Safety and associated users are now operational on the system;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners approve contract completion and final system acceptance and payment, including a purchase order increase in the amount of \$19,100.00 and a voucher in the amount of \$838,403.62 for Motorola on the 800 MHz radio system.

COMPANY	AMOUNT
Motorola	\$ 838,403.62

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 06-798

IN THE MATTER OF APPROVING CONTRACT COMPLETION AND FINAL SYSTEM ACCEPTANCE AND PAYMENT FOR HARRIS CORPORATION FOR THE MICROWAVE PORTION OF THE DELAWARE COUNTY 800 MHZ RADIO SYSTEM:

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

WHEREAS, the 800 MHz radio system with associated towers and equipment has been installed throughout the County, and;

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WHEREAS, all microwave system testing has been completed and all contract specifications have been met with optimum performance, and;

WHEREAS, all Public Safety and associated users are now operational on the system;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners approve contract completion and final system acceptance and payment, including voucher in the amount of \$919,586.00 for Harris Corporation for the microwave portion of the Delaware County 800 MHz radio system.

COMPANY	AMOUNT
Harris Corporation	\$ 919,586.00

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 06-799

IN THE MATTER OF APPROVING CONTRACT COMPLETION AND FINAL SYSTEM ACCEPTANCE AND PAYMENT FOR JG CONTRACTING FOR THE TOWER SITE CONSTRUCTION PORTION OF THE DELAWARE COUNTY 800 MHZ RADIO SYSTEM:

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

WHEREAS, the 800 MHz radio system with associated towers and equipment has been installed throughout the County, and;

WHEREAS, all tower site construction has been completed and all contract specifications have been met with optimum performance, and;

WHEREAS, all Public Safety and associated users are now operational on the system;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners approve contract completion and final system acceptance and payment, including voucher for JG Contracting for the tower site construction portion of the Delaware County 800 MHz radio system at a final cost of \$50,000.00.

COMPANY	AMOUNT
JG Contracting	\$ 50,000.00

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

800 MHZ RADIO SYSTEM PRESENTATION

Meeting adjourned until 1:00pm

RESOLUTION NO. 06-800

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 Mr. Ward, seconded by Mr. Evans to adjourn into Executive Session at 1:00pm.

Vote on Motion Mr. Jordan Absent Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 06-801

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Evans, seconded by Mr. Jordan to adjourn out of Executive Session at 2:30pm.

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 06-802

IN THE MATTER OF APPROVING PERSONNEL ACTIONS FOR ADMINISTRATIVE SERVICES :

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

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Stacy Montague with the EMS Department has been placed on Unpaid Disability Leave for a period of one year; effective June 22, 2006.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward

Letha George, Clerk to the Commissioners