

**COMMISSIONERS JOURNAL NO. 48 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD SEPTEMBER 14, 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. 06-1182

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD SEPTEMBER 11, 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 September 11, 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. 06-1183

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0913 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR0913:

It was moved by Mr. Jordan, seconded by Mr. Evans to approve payment of warrants in batch numbers CMAPR0913, memo transfers in batch numbers MTAPR0913 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
PO's			
Triangle Real Estate Services	Return of Unused Inspection Fees	65111904-5319	\$ 27,866.25
Siemens Water Technologies	Bioxide Chemical for Pump Stations	65211919-5290	\$ 21,099.50
Siemens Water Technologies	Bioxide Chemical for Pump Stations	65211905-5290	\$ 12,346.00
Treasurer, State of Ohio	Annual Discharge Fee/Hoover Woods	66011910-5380	\$ 200.00
Treasurer, State of Ohio	Annual Discharge Fee/Scioto Hills	66011908-5380	\$ 200.00
Treasurer, State of Ohio	Annual Discharge Fee/Alum Creek	65211919-5380	\$ 5,200.00
Treasurer, State of Ohio	Annual Discharge Fee/Olentangy	65211905-5380	\$ 5,200.00
2081 Rt. 23 Company Ltd.	Bldg Rental	10011105-5335	\$ 16,000.00
Increases			
Andrew Gruenbaum	Board & Care	22511607-5350	\$ 2,289.00
Kindercare/Berry Leaf	Day Care	22411610-5348	\$ 5,000.00
Nichole Otten	Day Care	22411610-5348	\$ 5,000.00
James & Rachel Church	Board & Care	22511607-5350	\$ 3,804.00
Sherry Hughes-Webb	Board & Care	22511607-5350	\$ 6,385.50
Michael & Candra Brown	Board & Care	22511607-5350	\$ 13,216.50
Petroleum Traders	Fuel for Vehicles	65211919-5228	\$ 3,500.00
Petroleum Traders	Fuel for Vehicles	65211905-5228	\$ 3,500.00
City of Dublin	Reimbursement/Sewer Charges	65211905-5319	\$ 8,000.00
Vouchers			
Boys Village Inc.	Residential Treatment	22511607-5342	\$ 51,885.13
Boys Village Inc.	Residential Treatment	22511608-5342	\$ 3,861.98
McWherters Petroleum	Gasoline for Service Center	10011106-5228	\$ 15,508.39
Triangle Real Estate Services	Return of Unused Inspection Fees/Scioto Reserve	65111904-5319	\$ 6,906.00
US Filter Davis	Bioxide Chemical	65211919-5290	\$ 7,005.25
US Filter Davis	Bioxide Chemical	65211905-5290	\$ 7,000.00
Wenigs	Service/Heating & Cooling	65211905-532832810	\$ 6,353.84
AEP	Monthly Service	65211905-533833802	\$ 39,377.16
Global Protective Services	Special Duty & Hayes, Courts	10011102-5301	\$ 6,220.38
J C & Son Builders	CHIP Private Rehab	23011714-5365	\$ 14,908.00
Ohio Public Defender	Hand Case	10011202-5301	\$ 10,851.75
City of Dublin	Reimbursement/Sewer Charges	65211905-5319	\$ 27,446.49

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

RESOLUTION NO. 06-1184

IN THE MATTER OF APPROVING A NEW LIQUOR LICENSE REQUEST FROM TAMARKIN CO. DBA

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LIBERTY TOWNSHIP GETGO #3527 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 Tamarkin Co. DBA Liberty Township GetGo #3527 has requested new C1 and C2 permits located at 9590 Sawmill Parkway 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 Nay Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 06-1185

IN THE MATTER OF APPROVING A NEW LIQUOR LICENSE REQUEST FROM TAMARKIN CO. DBA GIANT EAGLE # 6527 AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:

It was moved by Mr. Jordan, seconded by Mr. Evans 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 Tamarkin Co. DBA Giant Eagle # 6527 has requested new C1 and C2 permits located at 4000 Powell 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. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 06-1186

IN THE MATTER OF AWARDING THE BID AND APPROVING THE CONTRACT WITH G&G ENTERPRISES FOR THE PRIMMER DITCH PETITION PROJECT "TOP END":

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

Primmer Ditch Petition Project "Top End" Bid Opening of September 11, 2006

As a result of the above referenced bid opening, we only received one bid that was below our cost estimate for this project. The Engineer, therefore, recommends that a bid award for this project be made to G&G Enterprises of Bellville, Ohio.

CONTRACT

AGREEMENT, made and entered into this 14th day of September, 2006 by and between the **DELAWARE COUNTY COMMISSIONERS**, Delaware County, Ohio, and hereinafter designated as **FIRST PARTY**, and **G&G ENTERPRISES** hereinafter designated as **SECOND PARTY**.

WITNESSETH, that said **SECOND PARTY**, for and in consideration of the sum of **FORTY-THREE THOUSAND TWO HUNDRED SIXTY-TWO DOLLARS AND EIGHTY-EIGHT CENTS**(\$43,262.88), 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 **Primmer Ditch Petition Project "Top End" only**, 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

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a good, substantial and workmanship manner, under the direction of the **Delaware County Engineer and Delaware Soil and Water Conservation District**. Work is to be completed on or before **November 30, 2006**.

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. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 06 -1187

IN THE MATTER OF AUTHORIZING THE USE OF DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES FUNDS TO ASSIST IN FUNDING THE PURCHASE OF COFFEE, MEALS, REFRESHMENTS AND OTHER AMENITIES FOR THE ONE STOP OPEN HOUSES :

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

WHEREAS, The Ohio Attorney General Opinion No. 82-006 addresses the issue Expenditure Of Public Funds For Proper "Public Purpose", and

WHEREAS, The October 20, 2003, State Auditor's ruling on payment of Expenditures Of Public Funds For Proper "Public Purpose" states that for persons who are employees or non-employees of the County, the Commissioners must pre-approve expenditures for the purchase of coffee, meals, refreshments and other amenities.

WHEREAS, Delaware County has been awarded State funds for the purpose of recognizing workforce development activities in Delaware County; and

WHEREAS, the Delaware County Department of Job and Family Services has responsibility for workforce development activities; and

WHEREAS, the Delaware One Stop staff met or exceeded all performance measurements and worked with over 4,000 job seekers and 100 employers in Workforce Development activities; and

WHEREAS, the month of September has been declared Workforce Development Month; and

WHEREAS, open houses have been organized for the week of September 25 for each center to invite the public into the centers to experience services of the One Stop and to recognize One Stop staff for their achievements; and

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED, by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the Delaware County Board of Commissioners hereby authorizes the use of Department of Job and Family Services funds in an amount not to exceed \$50.00, to assist in funding the purchase of coffee, meals, refreshments and other amenities for One Stop open houses.

Further Be It Resolved, that the Commissioners approve a Purchase Order Request to Meijer in the amount of \$50.00.

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

RESOLUTION NO. 06 -1188

IN THE MATTER OF AUTHORIZING THE USE OF DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES FUNDS TO ASSIST IN FUNDING THE PURCHASE OF COFFEE, MEALS, REFRESHMENTS AND OTHER AMENITIES FOR THE WORKFORCE DEVELOPMENT MONTH BREAKFAST:

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

WHEREAS, The Ohio Attorney General Opinion No. 82-006 addresses the issue Expenditure Of Public Funds For Proper "Public Purpose", and

WHEREAS, The October 20, 2003, State Auditor's ruling on payment of Expenditures Of Public Funds For Proper "Public Purpose" states that for persons who are employees or non-employees of the County, the Commissioners must pre-approve expenditures for the purchase of coffee, meals, refreshments and other amenities.

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WHEREAS, the Delaware County Department of Job and Family Services has responsibility for workforce development activities; and

WHEREAS, the month of September has been declared Workforce Development Month; and

WHEREAS, Delaware County has been awarded State funds for the purpose of recognizing workforce development activities in Delaware County; and

WHEREAS, a breakfast has been organized and will be held September 26 for the purpose of recognizing and showing appreciation to businesses working in partnership with the One Stop, providing internships, work experience and employment opportunities to job seekers utilizing the One Stop; and

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED, by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the Delaware County Board of Commissioners hereby authorizes the use of Department of Job and Family Services funds in an amount not to exceed \$1,106.10, to assist in funding the purchase of coffee, meals, refreshments and other amenities for The Workforce Development Breakfast.

Further Be It Resolved, that the Commissioners approve a Purchase Order Request to Bent Tree in the amount of \$1,106.10.

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

RESOLUTION NO. 06-1189

IN THE MATTER OF AUTHORIZING THE USE OF DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES FUNDS TO ASSIST IN FUNDING THE PURCHASE OF COFFEE, MEALS, REFRESHMENTS AND OTHER AMENITIES FOR THE DELAWARE COUNTY FAIR/YOUTH BOOTH:

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

WHEREAS, The Ohio Attorney General Opinion No. 82-006 addresses the issue Expenditure Of Public Funds For Proper "Public Purpose", and

WHEREAS, The October 20, 2003, State Auditor's ruling on payment of Expenditures Of Public Funds For Proper "Public Purpose" states that for persons who are employees or non-employees of the County, the Commissioners must pre-approve expenditures for the purchase of coffee, meals, refreshments and other amenities.

WHEREAS, the Delaware County Department of Job and Family Services has responsibility for workforce development activities; and

WHEREAS, the month of September has been declared Workforce Development Month; and

WHEREAS, Delaware County has been awarded State funds for the purpose of recognizing workforce development activities in Delaware County; and

WHEREAS, Job and Family Services have organized a Fair booth promoting Youth services; and

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED, by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the Delaware County Board of Commissioners hereby authorizes the use of Department of Job and Family Services funds in an amount not to exceed \$100.00, to assist in funding the purchase of coffee, meals, refreshments and other amenities for County Fair/Youth Booth.

Further Be It Resolved, that the Commissioners approve a Purchase Order Request to Meijer in the amount of \$100.00.

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

RESOLUTION NO. 06-1190

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

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Tracy Manning is resigning her position as a Social Services Worker with the Department of Job and Family Services; effective date September 8, 2006.

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

RESOLUTION NO. 06-1191

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS:

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

Supplemental Appropriations	Amount
10029203-5001 Municipal Court/Compensation	\$2,000.00

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

RESOLUTION NO. 06-1192

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. Jordan, seconded by Mr. Evans to adjourn into Executive Session at 9:50AM.

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

RESOLUTION NO. 06-1193

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 10:45AM.

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

RESOLUTION NO. 06-1194

IN THE MATTER OF APPROVING A JOB DESCRIPTION FOR THE WATER RECLAMATION OPERATIONS PROGRAM MANAGER:

It was moved by Mr. Evans, seconded by Mr. Jordan to approve the Job Description for the Water Reclamation Operations Program Manager.

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

There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward