

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD NOVEMBER 26, 2007

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. 07-1447

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD NOVEMBER 19, 2007 AS CONTAINED IN THE COUNTY’S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mr. Ward, seconded by Mr. Jordan to approve the resolutions and records of the proceedings from regular meeting held November 19, 2007 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. 07-1448

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1121:

It was moved by Mr. Jordan, seconded by Mr. Ward to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1121 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
PO's			
Sound Communications	Court flow Recording System	40111402-5410	\$ 19,850.00
City of Delaware	Prosecutor Municipal Court	10011102-5301	\$ 97,000.00
Trident Group LTD.	Security Policy Procedures	10011102-5301	\$ 13,955.00
Zimmerman & Co.	Remove/Replace existing valve	66290302-5328	\$ 6,250.00
Treasurer, State of Ohio	Annual discharge fee, OECC	66290301-5380	\$ 5,200.00
Treasurer, State of Ohio	Annual discharge fee, Alum Creek	66290401-5380	\$ 5,200.00
City of Delaware	EMS Runs	10011303-5345	\$ 591,463.68
NECCO	Residential Treatment	22511608-5342	\$ 10,800.00
Increases			
DATA	Client Travel	22411601-5355	\$ 5,000.00
Vouchers			
Downes, Hurst & Fishel	Legal Services	10011108-5361	\$ 16,353.95
Kindercare Neverland	Day Care	22411610-5348	\$ 28,138.24
Kindercare Neverland	Day Care	22511607-5348	\$ 328.96
Liberty Community Center	Day Care	22411610-5348	\$ 12,852.92
Liberty Township Fire Depart	3rd Quarter 2007 EMS Runs	10011303-5345	\$ 50,474.84
AEP	Serv./140,101, & 88 N. Sandusky	10011105-533833802	\$ 13,217.98
Ben Bro Enterprises	Dec Bldg and Land Rental	10011105-5335	\$ 18,310.32
George Parker	Design CFOA	43111424-5410	\$ 49,364.75
Royal Electric	Electric CFOA	43111424-5410	\$ 91,610.82
State of Ohio Treasurer	BCMH Children	10011102-5319	\$ 7,233.08
Nancy Lucas	Day Care	22411610-5348	\$ 6,584.58
US Bank	Int. Revenue Bonds	66311901-5720	\$ 691,587.50
US Bank	Principal. Revenue Bonds	66311901-5725	\$ 555,000.00
Bank of New York	Int. CFOA	50211119-5720	\$ 242,456.25
Bank of New York	Principal. CFOA	50211119-5725	\$ 425,000.00
Bank of New York	Int. Alum Creek	50111117-5720	\$ 149,677.50
Bank of New York	Principal. Alum Creek	50111117-5725	\$ 2,245,000.00
Bank of New York	Int. Refunded 1997	50111117-5720	\$ 66,450.00
Bank of New York	Principal. Refunded 1997	50111117-5725	\$ 20,000.00
Bank of New York	Int. Perry Taggart	50111117-5720	\$ 68,425.63
Bank of New York	Principal Perry Taggart	50111117-5725	\$ 570,000.00
Bank of New York	Int. Radios	50111117-5720	\$ 136,800.00
Bank of New York	Principal Radios	50111117-5725	\$ 1,140,000.00
Bank of New York	Int. 1995 Sewer	50111117-5720	\$ 42,706.25
Bank of New York	Principal 1995 Sewer	50111117-5725	\$ 1,170,000.00
Bank of New York	Int. Jail	50111117-5720	\$ 70,323.13
Bank of New York	Principal Jail	50111117-5725	\$ 415,000.00
Bank of New York	Int. Hayes	50111117-5720	\$ 340,371.88
Bank of New York	Principal Hayes	50111117-5725	\$ 545,000.00

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Del. County Bank	Int. Tartan	50311120-5720	\$ 8,248.75
Del. County Bank	Principal Tartan	50311120-5725	\$ 105,000.00
Huntington Bank	Not Refunded 1997 Int.	50111117-5720	\$ 5,801.25
Huntington Bank	Not Refunded 1997 Principal	50111117-5725	\$ 255,000.00
Huntington Bank	Sawmill Int.	50811125-5720	\$ 47,220.95
Huntington Bank	Lewis center Int.	50411121-5720	\$ 50,994.34
Huntington Bank	Olentangy Int.	50911126-5720	\$ 30,781.00
Huntington Bank	Primmer Int.	50511122-5720	\$ 1,220.56
Huntington Bank	Gwinner Int.	51011127-5720	\$ 751.11
Huntington Bank	Coomer Int.	51211129-5720	\$ 2,347.22
Huntington Bank	Old Kingston Int.	51111128-5720	\$ 1,032.78
Huntington Bank	Smith Int.	50611123-5720	\$ 657.22
Huntington Bank	Sackett Int.	50711124-5720	\$ 112.67

Memo Transfer

From	To		
Job and Family	Commissioners	October Indirect Cost	\$32,392.00
22411605-5380	10011101-4231	Rent	
Job and Family	Commissioners	Sept. Indirect Cost	\$32,392.00
22411605-5380	10011101-4231	Rent	

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

RESOLUTION NO. 07 -1449

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Administrative Services Department is requesting that Terry Conant attend the CCAO Winter Conference in Columbus, Ohio December 3, 2007, at the cost of \$10.00.

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

RESOLUTION NO. 07-1450

IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENT FOR THE PETITIONER, MICHAEL R. SHADE, REQUESTING ANNEXATION OF 88.847 ACRES OF LAND IN SCIOTO TOWNSHIP TO THE VILLAGE OF OSTRANDER:

It was moved by Mr. Ward, seconded by Mr. Jordan to acknowledge that on November 19, 2007, the Clerk to the Board of Commissioners received an annexation petition request to annex 88.847 acres from Scioto Township to the Village of Ostrander.

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

RESOLUTION NO. 07-1451

IN THE MATTER OF REQUESTING APPROVAL TO USE THE DELAWARE REVOLVING LOAN FUND AND DELAWARE PROGRAM INCOME TO FUND THE DELAWARE COUNTY HOUSING IMPROVEMENT PROGRAM (DCHIP) FOR 2008:

It was moved by Mr. Jordan, seconded by Mr. Ward to authorize the following:

WHEREAS, Delaware County has established a Revolving Loan Fund (RLF) capitalized with the payback from Community Development Block Grant (CDBG) loans to local businesses and Program Income that was established from recaptured funds from previous CHIP programs; and,

WHEREAS, the RLF and Program Income would provide funding for the rehabilitation of privately owned units for the benefit of eligible Low-Moderate Income (LMI) households throughout the County under the Delaware Community Housing Improvement Program (DCHIP) for the purpose of addressing these needs; and,

WHEREAS, Delaware County is requesting up to \$75,000 in County RLF funds and up to \$25,000 from Program Income to be used for Home Repairs of 7+ units, consulting fees, and infrastructure for Habitat.

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

SECTION I. The Commissioners hereby approve up to \$75,000 in County RLF funds and up to \$25,000 from

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Program Income for the following activities:

1.	Home Repairs	\$65,000
2.	Administrative	\$ 8,000
3.	Habitat	\$27,000

SECTION II. The Commissioners authorize the Economic Development Department to administer the 2008 DCHIP funds, contingent upon approval from the Ohio Department of Development and compliance with CHIP Guidelines and all CDBG requirements.

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

RESOLUTION NO. 07-1452

IN THE MATTER OF AUTHORIZING ISSUANCE OF A REQUEST FOR PROPOSALS/REQUEST FOR QUALIFICATIONS FOR QUALIFIED FIRMS TO SUBMIT PROPOSALS FOR GRANT CONSULTING SERVICES FOR THE DELAWARE COUNTY COMMUNITY HOUSING IMPROVEMENT PROGRAM (DCHIP) 2008:

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

To authorize issuing a Request for Proposals/Request for Qualifications for qualified firms to submit proposals for a grant consulting opportunity to assist Delaware County with their DCHIP. Said proposals must be submitted to the County by 5:00 p.m. (Eastern Standard Time) on December 14, 2007.

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

RESOLUTION NO. 07-1453

IN THE MATTER OF SETTING BID OPENING DATE AND TIME FOR THE DELAWARE COUNTY FORMULA 2007 SUNBURY BIG WALNUT AREA HISTORICAL SOCIETY HANDICAPPED RAMP (MYERS INN) PROJECT:

It was moved by Mr. Jordan, seconded by Mr. Ward approve setting bid opening date and time for **Wednesday, December 12, 2007, at 1:30 p.m.** This bid opening will be held at the Delaware County Commissioners Office located at 101 N. Sandusky Street, Delaware, Ohio 43015.

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

RESOLUTION NO. 07-1454

IN THE MATTER OF ACCEPTING THE BID AND AWARDING THE CONTRACT FOR TYEVCO, INC. FOR THE CDBG FORMULA 2007 ASHLEY VILLA PRIVATE RENTAL REHABILITATION:

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

WHEREAS, the Ohio Department of Development provides financial assistance to local governments under the Community Development Block Grant (CDBG) Formula Program to Delaware County; and

WHEREAS, funding, in the amount up to \$14,300 has been provided to Delaware County through the 2007 CDBG Formula Program; and

WHEREAS, bid specifications were sent out to four contractors; and,

WHEREAS, Ashley Villa received one bid submitted by Tyevco, Inc., in the amount of \$13,143, that is the lowest and best bid.

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

Section 1. The Board of Commissioners authorizes the awarding of a contract between Delaware County and Tyevco, Inc. in the amount of \$13,143. This amount may be exceeded by no more than 10%, subject to review and approval of any Project change orders.

Section 2. This resolution shall take effect and be in force immediately after its passage.

<u>Supplemental Appropriation</u>	<u>Amount</u>
23011708 – 5365	Formula 2007 CDBG Grant/Grant-Related Services \$13,143.00

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**AGREEMENT FORMS
CONTRACT**

THIS AGREEMENT made this 26th day of November 2007, by and between, Tyevco, Inc. hereinafter called the "Contractor" and Delaware County Commissioners, hereinafter called the "Owner".

WITNESSETH, that the Contractor and the owner for the considerations stated herein mutually agree as follows:

ARTICLE 1. Statement of Work.

The Contractor shall furnish all supervision, technical personnel, labor, materials, machinery, tools, equipment and services including utility and transportation services, and perform and complete all work required for the Private Rental Rehab for Ashley Villa Senior Citizen Center Complex.

Contractor shall complete all Work as specified or indicated in the Contract Documents. The Work is generally described as followed.

The proposed work includes to install 23 dedicated 20 amp receptacles & switches for air conditioners, 1 water heater and upgrade the electrical service to the Shelter House.

ARTICLE 2. The Contract Price.

The Owner will pay the Contractor for the total quantities of work performed at the unit prices stipulated in the Bid for the respective items of work completed for the sum Thirteen Thousand One Hundred Forty-Three (Dollars) \$13,143.00 subject to additions and deductions as provided in Section 109 hereof.

1 Choose term most applicable: a corporation organized and existing under the laws of the State of Ohio: a partnership consisting of N/A: and individual trading as N/A.

2 Supply principal items of Contract such as electrical, hot water heaters, lighting fixtures and circuits.

ARTICLE 3. Contract.

The executed contract documents shall consist of the following:

- a. This Agreement
- b. Addenda
- c. Invitation for Bids
- d. Instructions to Bidders
- e. Signed copy of Bid
- f. General Conditions, Parts I and II
- g. Special Conditions
- h. Technical Specifications
- i. Drawings (as listed in the Schedule of Drawings)

This Agreement, together with other documents enumerated in this ARTICLE 3, which said other documents are as fully a part of the Contract as if hereto attached or herein repeated, forms the Contract between the parties hereto. In the event that any provision in any component part of this Contract conflicts with any provision of any other component part, the provision of the component part first enumerated in this ARTICLE 3 shall govern, except as otherwise specifically stated.

Article 4. Miscellaneous Terms & Conditions

- 4.1 Contractor agrees that no agency, employment, joint venture, or partnership has been or will be created between the parties hereto pursuant to the terms and conditions of this Contract. Contractor also agrees that, as an independent contractor, Contractor assumes all responsibility for any federal, state, municipal, or other tax liabilities alone with workers compensation, unemployment compensation, and insurance premiums which may accrue as a result of compensation received for services or deliverables rendered hereunder.
- 4.2 This Contract shall be governed by and interpreted in accordance with the laws of the State of Ohio. Any and all legal disputes arising from this Contract shall be filed in and heard before the courts of Delaware County, Ohio.
- 4.3 No term or provision of this Contract shall be deemed waived, and no breach excused, unless such a waiver or consent is expressly made in writing and signed by the party claimed to have waived or

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consented. Such waiver shall not constitute and shall not in any way be interpreted as a waiver of any other term or provision or future breach unless said waiver expressly states an intention to waive another specific term or provision or future breach.

- 4.4 If any item, condition, portion, or section of this Contract or the application thereof to any person, premises, or circumstance shall to any extent, be held to be invalid or unenforceable, the remainder hereof and the application of such term, condition, provision, or section to persons, premises, or circumstances other than those as to whom it shall be held invalid or unenforceable shall not be affected thereby, and this Contract and all the terms, conditions, provisions, or sections hereof shall, in all other respects, continue to be effective and to be complied with to the fullest extent permissible under the law.
- 4.5 Contractor certifies that it has no outstanding findings for recovery pending or issues against it by the State of Ohio

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

RESOLUTION NO. 07-1455

IN THE MATTER OF AUTHORIZING THE SUBMITTAL OF THE STATUS REPORT FOR THE ECONOMIC DEVELOPMENT GRANT 2005 WITH THE OHIO DEPARTMENT OF DEVELOPMENT:

It was moved by Mr. Jordan, seconded by Mr. Ward to authorize the submittal of the Economic Development Status Report:

WHEREAS, the Ohio Department of Development (ODOD) provides financial assistance to local governments for the purpose of addressing local needs; and

WHEREAS, the Delaware County Board of Commissioners received financial assistance for American Showa, Inc. under the Ohio Small Cities Community Development Block Grant Economic Development (CDBG-ED) Program in the amount of \$455,000 on April 10, 2006; and

WHEREAS, Delaware County has the authority to administer the amounts received from ODOD through its CDBG-ED Program; and

WHEREAS, the Delaware County Commissioners directed and authorized the Director of the Delaware County Department of Economic Development to act in connection with the application and to provide such additional information as may be required; and

WHEREAS, the ODOD requires the County to submit a Status Report of the Economic Development Grant for their review.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by Delaware County Commissioners as follows:

Section 1. The Board hereby authorizes the submittal of the Economic Development Status Report for the period of April 1, 2007 – September 30, 2007 to ODOD, Office of Housing and Community Partnerships.

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

RESOLUTION NO. 07-1456

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Recommendation to promote Deborah Duke to an Enforcement Specialist with the Child Support Enforcement Agency; effective date December 10, 2007.

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

RESOLUTION NO. 07-1457

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR THE EMS DEPARTMENT:

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

Transfer of Appropriation

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From	To	
10011303-5004	10011303-5335	
EMS Overtime	EMS/Rental Services	\$ 20,000.00
10011303-5004	10011303-5345	
EMS Overtime	EMS/Safety& Security	\$ 10,000.00
10011303-5004	10011303-5380	
EMS Overtime	EMS/Other Services	\$ 10,000.00
Vote on Motion	Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye	

RESOLUTION NO. 07 -1458

IN THE MATTER OF AMENDING THE CHILD CARE SERVICES CONTRACTS BETWEEN THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES; THE DELAWARE COUNTY COMMISSIONERS AND CHILD CARE PROVIDERS KINDERCARE AND SAMANTHA ORTIZ:

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

Kindercare 2680 Sawbury Blvd

AMENDMENT TO PURCHASE OF CHILD CARE SERVICES CONTRACT
AMENDMENT NO. 2

This amendment, effective October 30,2007, is to amend the Purchase of Child Care Services Contract between the Delaware County Department of Job and Family Services and Kindercare 2680 Sawbury Blvd. entered into on the 1st day of January, 2007.

I.	Article 4. <u>Cost and Delivery of Purchased Services:</u>			
(1)	<u>Basic Rates:</u>			
		Full Time	Part Time	Hourly
	Infant	\$ 224.60	\$ 165.01	\$ 9.20
	Toddler	\$ 196.77	\$ 139.44	\$ 8.56
	Pre-K	\$ 167.41	\$ 107.71	\$ 6.13
	Schoolage	\$ 111.91	\$ 82.24	\$ 5.74
	Before & After	\$ 106.05	\$ 82.24	\$ 5.74
	Summer Schoolage:	\$ 161.49	\$ 109.53	\$ 6.72

Samantha Ortiz

AMENDMENT TO PURCHASE OF CHILD CARE SERVICES CONTRACT
AMENDMENT NO. 3

This amendment, effective October 31,2007, is to amend the Purchase of Child Care Services Contract between the Delaware County Department of Job and Family Services and Samantha Ortiz entered into on the 1st day of January, 2007.

I.	A. Changes the amount of reimbursed under this contract from \$26,000 to \$33,000.
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Vote on Motion	Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye
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RESOLUTION NO. 07-1459

IN THE MATTER OF APPROVING THE CONTRACTS BETWEEN THE DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND CHILD CARE PROVIDERS ERIKA HARVEY, CHRIS GREENAWALT AND KIMBERLY CROUCH:

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

BASIC RATES

Full-time Week for Licensed Center and Type A Providers: 25 to 60 hours
Hourly: Paid after 60 hours

Part-time Week for Center and Type A Providers: 8 hours to 24.9 hours
Hourly Paid for .1 hour to 7.9 hours

Full-time Week for Certified Type B Home Providers: 25 hours to 50 hours

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Hourly: Paid after 50 hours

Part-time Week for Home Providers: 8 hours to 24.9 hours

Hourly Paid for .1 hour to 7.9 hours

Child Care Provider	Infants	Toddlers	Preschool	School
Erika Harvey 1884 Jermain Dr. Columbus, Ohio 43219	\$147.34 Full \$108.33 Part \$ 5.17 Hourly	\$143.00 Full \$110.72 Part \$ 4.88 Hourly	\$132.25 Full \$112.42 Part \$ 5.77 Hourly	\$118.55 Full \$ 89.61 Part \$ 5.28 Hourly
Chris Greenawalt 302 Water Street Cardington, Ohio 43315	\$116.26 Full \$ 76.00 Part \$ 2.99 Hourly	\$112.00 Full \$ 75.40 Part \$ 2.95 Hourly	\$110.62 Full \$ 70.65 Part \$ 2.82 Hourly	\$98.94 Full \$64.51 Part \$ 2.92 Hourly
Kimberly Crouch 375 Hickory Lane Delaware, Ohio 43015	\$147.34 Full \$108.33 Part \$ 5.17 Hourly	\$143.00 Full \$110.72 Part \$ 4.88 Hourly	\$132.25 Full \$112.42 Part \$ 5.77 Hourly	\$118.55 Full \$ 89.61 Part \$ 5.28 Hourly

(A copy of each of these contacts is available in the Commissioners’ Office until no longer of Administrative Value).

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

RESOLUTION NO. 07-1460

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR POLARIS SELF STORAGE:

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

Polaris Self Storage 187 feet of 8-inch sewer 2 manholes

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

RESOLUTION NO. 07-1461

IN THE MATTER OF APPROVING THE SANITARY SEWER IMPROVEMENT PLAN FOR THE LOWER SCIOTO WATER RECLAMATION FACILITY:

It was moved by Mr. Ward, seconded by Mr. Jordan to approve sanitary sewer plan for The Lower Scioto Water Reclamation Facility for submittal to the Ohio EPA for their approval as per recommendation of the County Sanitary Engineer.

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

RESOLUTION NO. 07-1462

IN THE MATTER OF APPROVING THE PURCHASE AGREEMENT FOR CALCIUM NITRATE SOLUTION AND EQUIPMENT FROM SIEMENS WT, INC. FOR THE WATER TREATMENT FACILITIES:

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

WHEREAS the Division of Environmental Services has solicited bids for the purchase of Calcium Nitrate solution and Equipment (DCRSD 07-3 Bid Item No. 3) on an as-needed basis at treatment facilities throughout the County for a contract period of 24 months, and

WHEREAS Siemens WT Inc. of has been identified as the lowest and best bid, and

WHEREAS the staff from the Division of Environmental Services has evaluated the bid package for its conformance to the specifications, and

WHEREAS the Division of Environmental Services has determined that Siemens WT Inc.’s bid package conforms to the specifications, and

WHEREAS the Division of Environmental Services recommends the purchase of Calcium Nitrate solution and equipment in accordance with the Contract Documents from Siemens WT, Inc.

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THEREFORE be it resolved that the Board of County Commissioners execute the purchase agreement for Calcium Nitrate solution and equipment from Siemens WT, Inc.

FURTHERMORE let it be resolved that the Board of County Commissioners approve the following purchase order:

Calcium Nitrate solution and equipment from Siemens WT, Inc. for the following amounts and Org Keys:

Parent Key	OECC	
	66291103	amount
Child Key	66290318	\$5,152.80
	66290308	\$4,401.20
	66290309	\$990.00
	66290315	\$690.60
	66290310	\$1,653.10
	66290317	\$584.10
	66290313	\$831.60
Parent Key	Tartan Fields 66211906	
Child Key	66290609	\$352.40
	66290608	\$396.00
ACWRF		
	66211904	
Child Key	66290407	\$9,000.00
	66290413	\$800.00
	66290409	\$2,500.00
	66290412	\$900.00
	66290410	\$3,300.00
	66290408	\$1,000.00

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

RESOLUTION NO. 07 -1463

SETTING DATE AND TIME FOR REQUEST FOR PROPOSALS FOR AN OWNER’S REPRESENTATIVE
FOR CONSULTING SERVICES FOR THE NEW COUNTY COURTHOUSE:

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

Public Notice
Request for Proposals
Owner’s Representative Consulting services
New County Courthouse
Delaware County, Ohio

The Delaware County Board of Commissioners wishes to receive proposals from experienced owner’s representative consulting firms to assist the County in the design of a new County Courthouse in Delaware County, Ohio.

The work shall involve, but not limited to, review of design schedule, construction schedule, construction estimates, program requirements, and schematic designs. The owner’s representative may also participate in team and user group meetings and other associated services of the new County Courthouse which may be constructed in multiple phases with a final area of approximately 200,000 square feet. The basis of the work is from the Delaware County Judicial System Master Plan, Final Report dated June 13, 2005 and Updated April 28, 2006. Funding and schedule for the project has not been determined. The complete Request for Proposals may be obtained from Delaware County Commissioners Office, 101 N. Sandusky St., Delaware, Ohio during normal business hours, or off the internet at the County’s web page at <http://www.co.delaware.oh.us> under the heading “Current Bids”.

Proposals will be received at the Delaware County Commissioners’ Office, Attention: Mr. Dave Cannon, County Administrator, 101 North Sandusky Street, Delaware, Ohio 43015 until **12:00 noon on Friday, December 14, 2007**. Five (5) copies of all submittals are to be included. Submittals pursuant to this invitation will not be received after the hour and date stated above.

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

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RESOLUTION NO. 07 -1464

IN THE MATTER OF APPROVING THE MAINTENANCE AGREEMENT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND EATON ELECTRICAL INC. FOR THE UNINTERRUPTIBLE POWER SYSTEM FOR THE 911 CENTER:

It was moved by Mr. Jordan, seconded by Mr. Ward to approve a maintenance agreement between the Delaware County Commissioners and Eaton Electrical Inc for the Uninterruptible Power System for the 911 Center.

(A copy of the contract is available in the Commissioners Office until no longer of administrative value).

Further Be It Resolved, that the Commissioners approve a Voucher to Eaton Electric in the amount of \$7,908.00 (21411306-5325).

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

RESOLUTION NO. 07 -1465

IN THE MATTER OF AUTHORIZING COMMISSIONER WARD TO SIGN THE CLOSING DOCUMENTS FOR THE AUGENSTEIN PROPERTY:

It was moved by Mr. Jordan, seconded by Mr. Evans to authorize Commissioner Ward to sign the closing documents for the Augenstein Property.

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

RESOLUTION NO. 07 -1466

IN THE MATTER OF APPROVING A SEWER TAPS AGREEMENT WITH TRIANGLE PROPERTIES :

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

The real estate purchase contract and related counter offers and addendums with respect to the Augenstein/Thomas ("Sellers") property allowed for three (3) sewer taps to be granted to the Sellers for their use however, any connection fees are at their sole cost. The Option Agreement allowed for an additional two (2) sewer laps In be granted to the Sellers.

Based on the total acreage being purchased from Augenstein/Thomas (77.645 acres), the County is purchasing 37.604 (or 48%) of the ground and Triangle Properties, Inc. is purchasing 40.041 (or 52%) of the ground of which Triangle is selling to the Concord/Scioto Community Authority.

BREAKDOWN:

In the future when sewer taps are made available, Delaware County will be responsible for providing to Augenstein/Thomas the equivalent of \$8,496.00 in sewer taps based on \$5,900 per tap (approximately 1.5 taps) which is 48% of the cost of three (3) taps.

Triangle Properties, Inc. (Donald R. Kenney) will cause the Concord/Scioto Community Authority to be responsible for the equivalent of \$9,204.00 in sewer taps based on \$5,900 per tap (approximately 1.5+ taps) as well as two (2) sewer taps.

The closing on the Augenstein/Thomas property will take place today at 2:30 p.m. at Delaware Title Agency. We have been asked to provide written verification to the Sellers that the taps will be granted to them in the future. Please sign below verifying the County is in agreement to this.

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

RESOLUTION NO. 07-1467

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; FOR PENDING OR IMMINENT LITIGATION AND FOR LAND ACQUISITION:

It was moved by Mr. Jordan, seconded by Mr. Ward to adjourn into Executive Session at 9:35AM.

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

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD NOVEMBER 26, 2007

RESOLUTION NO. 07-1468

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Jordan, seconded by Mr. Ward to adjourn out of Executive Session at 11:00AM.

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

There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward

Letha George, Clerk to the Commissioners