

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD FEBRUARY 19, 2008

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
Absent: James D. Ward

PUBLIC COMMENT

RESOLUTION NO. 08-184

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 14, 2008 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 February 14, 2008 as contained in the county’s official electronic recordings of the proceedings.

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

RESOLUTION NO. 08-185

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0215:

It was moved by Mr. Evans, seconded by Mr. Jordan to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0215, and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
Po’s			
Vouchers			
Ohio Utilities Protection	Yearly Billing	66290401-5301	\$ 7,651.70
City of Delaware	Prosecutor/Municipal	10011102-5301	\$ 10,070.00
State of OH Treasurer	Cripples Children BCMH	10011102-5319	\$ 6,345.56
Adventure Academy	Day Care	22411610-5348	\$ 8,377.70
Child Care Unlimited	Day Care	22411610-5348	\$ 5,953.71
Liberty Community Center	Day Care	22411610-5348	\$ 11,241.98
Kiddie Academy of Lewis Center	Day Care	22411610-5348	\$ 18,058.08
Memo Transfer Voucher			
From	To		
CSEA	Juvenile Court	Court Contract	\$ 8,146.62
23711630-5360	10026201-4245	Billing	

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

RESOLUTION NO. 08 -186

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Department of Job and Family Services is requesting that Mary Burns, Kim Graham and Karen Burke attend a CRISE Training in Columbus, Ohio February 12-13, 2008, at the cost of \$48.08.

The Administrative Services Department is requesting that Terry Conant and John King attend a 2008 Midwest Veterinary Conference in Columbus, Ohio February 21-24, 2008, at the cost of \$300.00.

Adult Court Services is requesting that Jeff Vandeborne and Scott Ritter attend a Community Corrections Training in Dublin, Ohio April 2-4, 2008 at the cost of \$420.00.

The Administrative Services Department is requesting that Christine Shaw attend a Participation in Statehood Day in Columbus, Ohio March 5, 2008, at the cost of \$38.00.

The Administrative Services Department is requesting that Christine Shaw attend Records Retention Seminar in Dublin, Ohio February 28, 2008, at the cost of \$30.00.

The Engineer’s Office is requesting that Chris Bauserman attend the NACE and ARRA Conferences for the year 2008, at the cost of \$9,250.00.

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The Engineer’s Office is requesting that Ryan Mraz attend an Ethics and the Right-of-Way Profession Course in Cincinnati, Ohio March 18-19, 2008 at the cost of \$543.00.

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

RESOLUTION NO. 08-187

IN THE MATTER OF APPROVING OWNER’S (SUBDIVIDER’S) AGREEMENTS FOR POWELL ROAD AND SAWMILL PARKWAY IMPROVEMENTS AT LIBERTY CROSSING AND LIBERTY CROSSING:

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

Powell Road And Sawmill Parkway Improvements At Liberty Crossing

OWNER’S AGREEMENT FOR ROAD IMPROVEMENTS

THIS AGREEMENT made and entered into this 19th day of February 2008 by and between the **COUNTY OF DELAWARE** (acting by and through its **BOARD OF COUNTY COMMISSIONERS**), hereinafter called the **COUNTY**, and **ELFORD DEVELOPMENT COMPANY**, hereinafter called the **OWNER**, as evidenced by the Engineering and Construction Plan entitled “**POWELL ROAD AND SAWMILL PARKWAY IMPROVEMENTS AT LIBERTY CROSSING**” which was approved by the County Engineer, hereinafter called the **PLAN**, is governed by the following considerations, to wit:

1. The **OWNER** is to construct, install or otherwise make all of the improvements as shown and set forth to be performed and completed on the **PLAN**, which is a part of this **AGREEMENT**.
2. The **OWNER** shall pay the entire cost and expenses of their portion of said improvements.
3. The **OWNER** is to provide an irrevocable letter of credit or other approved financial warranties in the amount of **ONE HUNDRED NINETEEN THOUSAND FOURTEEN DOLLARS** payable to the **BOARD OF COUNTY COMMISSIONERS** to insure the faithful performance of this **AGREEMENT** and the completion of all of the said improvements in accordance with the current “**Delaware County Engineering and Surveying Standards for Subdivision Development**” and the current “**Subdivision Regulations of Delaware County, Ohio**”.
4. The **OWNER** shall deposit **NINE THOUSAND FIVE HUNDRED DOLLARS** estimated to be necessary to pay the cost of inspection by the **Delaware County Engineer**. When the fund has been depleted to **thirty percent (30%)** of the original amount deposited, the **OWNER** shall replenish the account, upon notice by the **Delaware County Engineer**. Upon completion and acceptance of the construction, the remaining amount in the fund shall be returned to the **OWNER**.
5. The **OWNER** is to complete all construction to the satisfaction of the **COUNTY** as evidenced by an approval letter from the **Delaware County Engineer**.
6. The **OWNER** shall hold the **COUNTY** free and harmless from any and all claims for damages of every nature arising or growing out of the construction of the said improvements.
7. The **OWNER** shall perform and complete all said improvements prior to **SEPTEMBER 30, 2008**.
8. The **OWNER** will at all times during the construction of said improvements maintain through traffic on the public roadway and keep the same free of unreasonable hazards to the public. Said roadway shall not be closed to traffic except as approved by the **Delaware County Engineer**. Construction signs, barricades and lights shall be placed as needed on the job site in accordance with the **Ohio Department of Transportation “Uniform Traffic Control Devices”** and “**Traffic Control for Construction and Maintenance**”/
9. The **OWNER** further agrees that any violation of or noncompliance with any of the provisions and stipulations of this **AGREEMENT** shall constitute a breach of contract, and the **Delaware County Engineer** shall have the right to stop work forthwith and use the surety for the completion of the improvement.
10. If the **OWNER** should become unable to carry out the provisions of this **AGREEMENT**, the **OWNER’S** heirs, successors or assigns shall complete and comply with all applicable terms, conditions, provisions and requirements of this **AGREEMENT**.
11. Upon approval and acceptance of the improvements, the original copy of the **PLAN** shall become the property of the **COUNTY** and shall be filed in the office of the **Delaware County Engineer**.
12. In consideration whereof, the **BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO** hereby grants to the **OWNER** or his agent the right and privilege to make the said improvements stipulated herein.

Liberty Crossing

OWNER’S AGREEMENT FOR DITCH MAINTENANCE ITEMS

THIS AGREEMENT made and entered into this 19th day of February 2008 by and between the **COUNTY OF DELAWARE** (acting by and through its **BOARD OF COUNTY COMMISSIONERS**), hereinafter called the **COUNTY**, and **ELFORD DEVELOPMENT COMPANY**, hereinafter called the **OWNER**, as evidenced by the Engineering and Construction Plan entitled “**LIBERTY CROSSING**” which was approved by the County Engineer, hereinafter called the **PLAN**, is governed by the following considerations, to wit:

1. The **OWNER** is to construct, install or otherwise make all of the improvements as shown and set forth to be performed and completed on the **PLAN**, which is a part of this **AGREEMENT**.

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2. The OWNER shall pay the entire cost and expenses of their portion of said improvements.
3. The OWNER shall deposit SIXTY THOUSAND DOLLARS estimated to be necessary to pay the cost of inspection by the Delaware County Engineer. When the fund has been depleted to thirty percent (30%) of the original amount deposited, the OWNER shall replenish the account, upon notice by the Delaware County Engineer. Upon completion and acceptance of the construction, the remaining amount in the fund shall be returned to the OWNER.
4. The OWNER is to complete all construction to the satisfaction of the COUNTY as evidenced by an approval letter from the Delaware County Engineer.
5. The OWNER shall hold the COUNTY free and harmless from any and all claims for damages of every nature arising or growing out of the construction of the said improvements.
6. The OWNER shall perform and complete all said improvements prior to SEPTEMBER 30, 2008.
7. The OWNER will at all times during the construction of said improvements maintain through traffic on the public roadway and keep the same free of unreasonable hazards to the public. Said roadway shall not be closed to traffic except as approved by the Delaware County Engineer. Construction signs, barricades and lights shall be placed as needed on the job site in accordance with the Ohio Department of Transportation “Uniform Traffic Control Devices” and “Traffic Control for Construction and Maintenance”/
8. The OWNER further agrees that any violation of or noncompliance with any of the provisions and stipulations of this AGREEMENT shall constitute a breach of contract, and the Delaware County Engineer shall have the right to stop work forthwith and use the surety for the completion of the improvement.
9. If the OWNER should become unable to carry out the provisions of this AGREEMENT, the OWNER’S heirs, successors or assigns shall complete and comply with all applicable terms, conditions, provisions and requirements of this AGREEMENT.
10. Upon approval and acceptance of the improvements, the original copy of the PLAN shall become the property of the COUNTY and shall be filed in the office of the Delaware County Engineer.
11. In consideration whereof, the BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO hereby grants to the OWNER or his agent the right and privilege to make the said improvements stipulated herein.

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

RESOLUTION NO. 08-188

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

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

Permit #	Applicant	Location	Type of Work
U08010	Embarq	Dustin Road	Replace existing buried cable

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

RESOLUTION NO. 08-189

IN THE MATTER OF APPROVING THE CONTRACTS BETWEEN THE DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND THE VARIOUS CHILD CARE PROVIDERS LISTED BELOW:

It was moved by Mr. Evans, 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
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		Full	Part Time	Hourly
Childtime Learning 6660 Double Tree Ave. Columbus, Ohio 43229	Infant	\$224.60	\$ 165.01	\$ 9.20
	Toddler	\$196.77	\$ 139.44	\$ 8.56
	Preschool	\$167.41	\$ 107.71	\$ 6.13
	School age	\$111.91	\$ 82.24	\$ 5.74

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	Before & After	\$108.15	\$ 82.24	\$ 5.74
	Before or After	\$ 89.25	\$ 82.24	\$ 5.74
	Summer School Age	\$153.80	\$ 104.31	\$ 6.40
Noah's Ark 110 Tippet Ct. Sunbury, Ohio 43074	Infant	\$180.00	\$ 157.15	\$ 8.76
	Toddler	\$180.00	\$ 132.80	\$ 8.15
	Preschool	\$159.44	\$ 102.58	\$ 5.84
	Kindergarten B & A	\$106.58	\$ 78.32	\$ 5.84
	Kindergarten B Or A	\$ 80.00	\$ 78.32	\$ 5.84
	1 st thur 5 th B & A	\$ 85.00	\$ 78.32	\$ 5.84
	1 st thur 5 th Before	\$ 40.00	\$ 40.00	\$ 5.84
	1 st thur 5 th After	\$ 55.00	\$ 55.00	\$ 5.84
	Summer School Age	\$140.00	\$ 104.31	\$ 6.40
	Pre-k Only (MTW)	\$ 31.40	\$ 31.40	\$ 5.84
	Pre-k Only (ThF)	\$ 24.42	\$ 24.42	\$5.84
The Learning Center 505 Commerce Drive Sunbury, Ohio 43075	Infant	\$177.00	\$ 157.15	\$ 8.76
	Toddler	\$171.00	\$ 132.80	\$ 8.15
	Preschool	\$155.00	\$ 102.58	\$ 5.84
	Kindergarten	\$106.58	\$ 78.32	\$ 5.47
	School age	\$ 88.00	\$ 78.32	\$ 5.47
The Learning Center 7878 Worthington-Galena Rd Worthington, Ohio 43085	Infant	\$213.90	\$ 157.15	\$ 8.76
	Toddler	\$187.40	\$ 132.80	\$ 8.15
	Preschool	\$159.44	\$ 102.58	\$ 5.84
	School age	\$106.58	\$ 78.32	\$ 5.47
	Summer School	\$153.80	\$ 104.31	\$ 6.40
Today's Learning Center 47 Lexington Blvd Delaware, Ohio 43015	Infant	\$165.00	\$ 157.15	\$ 8.76
	Toddler	\$155.00	\$ 132.80	\$ 8.15
	Preschool	\$140.00	\$ 102.58	\$ 5.84
	School age	\$106.58	\$ 78.32	\$ 5.47
	AM & PM	\$100.00	\$ 78.32	\$ 5.47
	PM Only	\$ 85.00	\$ 78.32	\$ 5.47
	AM Only	\$ 65.00	\$ 65.00	\$ 5.47
	Summer School Age	\$135.00	\$ 104.31	\$ 6.40
Toddler Inn 715 W. William Street Delaware, Ohio 43015	Infant	\$155.00	\$ 155.00	\$ 8.76
	Toddler	\$145.00	\$ 132.80	\$ 8.15
	Preschool	\$135.00	\$ 102.58	\$ 5.84
	School age	\$106.58	\$ 78.32	\$ 5.47
	Summer School	\$115.00	\$ 104.31	\$ 6.40
	Before School Only	\$ 75.00	\$ 75.00	\$ 5.47
	After School Only	\$ 85.00	\$ 78.32	\$ 5.47
	Before & After	\$100.00	\$ 78.32	\$ 5.47
Union Co. Family YMCA 1150 Charles Lane Marysville, Ohio 43040	Preschoolers	\$110.00	\$ 94.80	\$ 5.84
	School Age AM	\$ 45.00	\$ 45.00	\$ 5.39
	PM Only	\$ 50.00	\$ 50.00	\$ 5.39
	AM & PM	\$ 80.00	\$ 80.00	\$ 5.39
	Kindergarten Enrich	\$ 55.00	\$ 55.00	\$ 5.39
	AM or PM	\$ 75.00	\$ 75.00	\$ 5.39
	AM and PM	\$ 90.00	\$ 90.00	\$ 5.39
YWCA School Age Child Care 130 E. Walnut St. Westerville, Ohio 43018	Am Only	\$ 35.35	\$ 35.35	\$5.47
	PM Only	\$ 45.16	\$ 45.16	\$5.47
	Am & PM	\$ 70.70	\$ 70.70	\$5.47
	Summer School	\$150.00	\$104.31	\$6.40

Child Care Provider	Infants	Toddlers	Preschool	School
Winona Daquila 203 Crystal Petal Drive Delaware, Ohio 43015	\$147.34 Full	\$143.00 Full	\$132.58 Full	\$118.55 Full
	\$ 108.33 Part	\$ 110.72 Part	\$ 112.42 Part	\$ 89.61 Part
	\$ 5.17 Hourly	\$ 4.88 Hourly	\$ 5.77 Hourly	\$ 5.28 Hourly
	Summer Rate	\$130.73 Full	\$ 90.00 Part	\$ 6.00 Part time

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Chris Greenwalt 302 Water Street Cardington, Ohio 43315	\$116.26 Full \$ 76.00 Part \$ 2.99 Hourly Summer Rate	\$112.00 Full \$ 75.40 Part \$ 2.95 Hourly \$102.17 Full	\$110.62 Full \$ 70.65 Part \$ 2.82 Hourly \$ 69.79 Part	\$ 98.94 Full \$ 64.51 Part \$ 2.92 Hourly \$ 2.92 Part time
Samantha Carter 1515 Cleveland Ave Columbus, Ohio 43211	\$147.34 Full \$ 108.33 Part \$ 5.17 Hourly Summer Rate	\$143.00 Full \$ 110.72 Part \$ 4.88 Hourly \$130.73 Full	\$132.58 Full \$ 112.42 Part \$ 5.77 Hourly \$ 94.89 Part	\$118.55 Full \$ 89.61 Part \$ 5.28 Hourly \$ 6.08 Part time

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

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

RESOLUTION NO. 08-190

IN THE MATTER OF APPROVING THE CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS; THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND THE ROSEMONT CENTER FOR CHILD PLACEMENT SERVICES:

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

Child Placement Service	Per diem cost and per diem reimbursement for the following categories
The Rosemont Center 2440 Dawnlight Ave. Columbus, Ohio 43211	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)

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

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

RESOLUTION NO. 08-191

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR THE CODE COMPLIANCE DEPARTMENT:

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

Transfer of Appropriation	AMOUNT
From To	
10011301-5315 10011301-5217	\$5,500.00
Code Compliance/Service Charges Code Compliance-Material Supplies Subscriptions	

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

RESOLUTION NO. 08-192

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR THE SOLID WASTE TRANSFER STATION:

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

Supplemental Appropriation	AMOUNT
68011916-5301 Solid Waste-Contracted Professional Services	\$11,866.00

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68011916-5328	Solid Waste-Maintenance and Repair Services					\$21,200.00
Vote on Motion	Mr. Evans	Aye	Mr. Jordan	Aye	Mr. Ward	Absent

RESOLUTION NO. 08 -193

IN THE MATTER OF AUTHORIZING THE SUBMITTING OF AN APPLICATION FOR AN EMERGENCY MEDICAL SERVICES TRAINING GRANT FOR THE EMS DIVISION:

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

Source: Ohio Department of Public Safety

Total Grant Amount: Unknown, to be determined at time of Award

The Grant is an Emergency Medical Services Training Grant, funded entirely by seat belt fines in the State of Ohio.

Vote on Motion	Mr. Jordan	Aye	Mr. Evans	Aye	Mr. Ward	Absent
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RESOLUTION NO. 08-194

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR PENDING OR IMMINENT LITIGATION AND LAND ACQUISITION:

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

Vote on Motion	Mr. Ward	Absent	Mr. Jordan	Aye	Mr. Evans	Aye
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RESOLUTION NO. 08-195

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 9:50AM.

Vote on Motion	Mr. Evans	Aye	Mr. Jordan	Aye	Mr. Ward	Absent
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There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward