

COMMISSIONERS JOURNAL NO. 51 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD NOVEMBER 6, 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, James D. Ward

PUBLIC COMMENT

1. Mr. Joe Warren spoke to the Commissioners

(Complete Record On The Official CD Minutes)

RESOLUTION NO. 08-1323

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD NOVEMBER 3, 2008 AS CONTAINED IN THE COUNTY’S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mr. Ward, seconded by Mr. Evans to approve the resolutions and records of the proceedings from regular meeting held November 3, 2008 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. 08-1324

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1105 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR1105:

It was moved by Mr. Evans, seconded by Mr. Ward to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1105, memo transfers in batch numbers MTAPR1105 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
PO's			
Horton Emergency Co. Inc.	Purchase New Medic	10011303-5450	\$ 136,951.18
Priority Dispatch Corp.	Annual Maintenance Agreement	21411306-5325	\$ 8,828.00
Office City Express	Furniture/Willis Bldg	40111402-5410	\$ 99,000.00
Decrease			
Loeb Electric	Maintenance Supplies	10011105-5201	\$ 1,500.00
Increases			
OH Dept of Job & Family Serv.	Unemployment	10011108-5370	\$ 5,000.00
Franklin County Coroner	Autopsies	10030301-5342	\$ 6,000.00
Corporate Express	Supplies	22411605-5201	\$ 3,000.00
HP Products	Maintenance Supplies	10011105-5201	\$ 2,000.00
Consolidated Electric	Service	10011105-5270	\$ 1,500.00
Vouchers			
Beems BP Dist. Inc.	Gasoline/Walker Woods	10011106-5228	\$ 6,498.16
OH Dept of Job & Family Serv.	Unemployment Charges	10011108-5370	\$ 18,198.42
AEP	Electric Service	66290402-5338	\$ 30,872.07
Franklin County Coroner	Autopsies	10030301-5342	\$ 5,500.00
Pomegranate Health Systems	Residential Treatment	22511607-5342	\$ 33,792.00
Public Safety Concepts	Exterior Antennas Toughbooks	10011303-5250	\$ 2,425.00
Mays Consulting	Infrared Survey-OECC	66290302-5301	\$ 9,600.00
Toddler INN	Day Care	22411610-5348	\$ 11,245.52
Kiddie Academy	Day Care	22411610-5348	\$ 23,165.64
New Horizons	Tuition for JFS Program	22311611-5348	\$ 6,262.00
Liberty Community Center	Day Care	22411610-5348	\$ 18,091.80
Liberty Community Center	Day Care	22511607-5348	\$ 680.00
Memo Transfer			
From	TO		
Jones Timms Ditch	Drainage Maintenance	1 st year	\$ 8,000.00
40311422-5328	21911401-0716	Maintenance Cost	

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

RESOLUTION NO. 08-1325

IN THE MATTER OF APPROVING A NEW LIQUOR LICENSE REQUEST FROM OLENTANGY MACHINE

WHEREAS, the Board has determined that additional land is necessary for such Improvement.

RESOLUTION

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NOW THEREFORE, BE IT RESOLVED, by the Board of Delaware County Commissioners (the "Board"):

SECTION 1:

That it is deemed necessary and it is hereby declared to be the intention of the Board to appropriate right-of-way in fee simple (Parcel 9 WD1 and 9 WD2) and a temporary easement (Parcel 9 T) on, across, above, and or under certain real estate owned by William L. Michel and Gerry L. Michel described in Exhibit "B" attached hereto, and by this reference incorporated herein, for construction of a highway improvement on Orange Road including construction, reconstruction, installation, replacement, repair, maintenance, and improvement of Orange Road in Liberty Township, Delaware County, Ohio.

SECTION 2:

That the legal description of said right-of-way in fee simple (Parcel 9 WD1 and 9 WD2) and a temporary easement (Parcel 9 T) is attached hereto as Exhibit "A" and by this reference incorporated herein; and,

SECTION 3:

That the Board directs the County Prosecuting Attorney to commence the appropriation proceedings on behalf of the Board; and,

SECTION 4:

This Resolution shall take effect and be in force immediately upon passage.

(COPIES OF EXHIBITS "A" AND "B" ARE AVAILABLE IN THE DELAWARE COUNTY ENGINEER'S DEPARTMENT.)

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

RESOLUTION NO. 08-1329

IN THE MATTER OF APPROVING THE ESTIMATED COST AND SPECIFICATIONS AND SETTING THE BID OPENING DATE AND TIME FOR THE WEST ORANGE ROAD OVER OLENTANGY RIVER BRIDGE PROJECT (DEL-TR114-0.00 PART 1):

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

Whereas the Board of Commissioners resolution 08-1167 approved plans, specifications and estimates for construction of the West Orange Road Bridge over the Olentangy River and ordered that said improvement shall proceed at the earliest possible date, and;

Whereas the Engineer's construction contract cost estimate for the improvement is \$3,275,000, and;

Whereas the improvement shall be constructed without levying special assessments;

NOW THEREFORE BE IT RESOLVED THAT:

Section 1: The Board hereby approves the Engineer's estimated construction contract cost of \$3,275,000, and;

Section 2: The Board hereby orders that special assessments are not to be levied or collected to pay for the County's cost of the improvement, and that the entire cost of the improvement be paid for using funds appropriated for road and bridge construction, and;

Section 3: Sealed bids will be received **at the Office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015, until 10:00 AM, December 2, 2008**, where they shall be publicly opened and read aloud, for the project known as DEL-TR114-0.00 Part 1 (Orange Road over Olentangy River Bridge Project), including construction of a new bridge and approximately 0.21 miles of roadway approach construction.

The proposals must be made on the forms provided in the Contract Documents or a copy thereof and shall contain the full name and address of the bidder. All bids shall be submitted in a sealed, opaque envelope of minimum 9-inch by 12-inch size, plainly marked "Sealed Bid For DEL-TR114-0.00" and with Bidder's name clearly marked. Bids shall be accompanied by a Bid Bond in the amount of one hundred percent (100%) of the bid or a certified check in the amount of ten percent (10%) of the bid. In addition to the Bid Security, a one (1) year Maintenance/Performance Bond is required for this project in the amount of one hundred percent (100%) of the total project cost, and may be submitted with the Bid Proposal.

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Copies of the plans and specifications are on file at the Delaware County Engineer’s Office, 50 Channing Street, Delaware, Ohio 43015. Cost for each set of plans & specifications are \$20 and the cost is not-refundable.

The Owner requires that all work associated with the project be completed within two-hundred forty-nine (249) calendar days of the actual notice to proceed date, estimated to be December 15, 2008 with a completion date of August 21, 2009 based thereupon.

This is a prevailing wage contract in accordance with Ohio Revised Code Chapter 4111 and the requirements of the Ohio Department of Commerce, Division of Labor and Worker Safety, Wage and Hour Bureau. Bidders shall comply with all applicable provisions.

No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Delaware County Board of Commissioners in the best interest of the County. The Board reserves the right to reject any or all bids.

Delaware Gazette Advertisement Dates: November 7 and November 14, 2008

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

RESOLUTION NO. 08-1330

IN THE MATTER OF PROCLAIMING NOVEMBER, 2008 AS ADOPTION MONTH IN DELAWARE COUNTY:

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

PROCLAMATION

Whereas, every child deserves to have a loving, nurturing and permanent family to provide a stable, caring and supportive environment; and

Whereas, a growing number of Ohioans are building families through adoption enabling hundreds of individual children and siblings of all ages, races, cultures, mental and physical conditions and emotional needs, to become members of the community; and

Whereas, adoptive parents are rewarded by the joy of nurturing and supporting these children as they become happy and productive adult members of the community; and

Whereas, citizens should be encouraged to demonstrate their respect and gratitude for adoptive parents who unselfishly share their lives; and

Whereas, The Delaware County Department of Job and Family Services, public and private child care agencies and adoption support groups work diligently for Delaware County’s children in need of permanent, safe and loving homes; and strive to increase public awareness of the importance of adoptions.

Now Therefore Be It Resolved, that, the Commissioners of Delaware County do hereby proclaim November 2008, as Adoption Month in Delaware County and encourage citizens to observe this month by honoring adoptive families and to participate in efforts to find permanent homes for waiting children.

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

RESOLUTION NO. 08-1331

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Recommendation to approve a job title change for Larry Hager, Workforce Development Supervisor, with the Department of Job and Family Services; effective date November 10, 2008.

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

RESOLUTION NO. 08-1332

IN THE MATTER OF APPOINTING WILLIAM STEINHOFF AND JOHN BERNER AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS’ REPRESENTATIVE TO THE COUNCIL FOR OLDER ADULTS:

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

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

Whereas, the Board of Commissioners’ of Delaware County shall appoint individuals to the Council for Older Adults. William Steinhoff will be appointed as a representative to serve a term beginning January 1, 2009 and ending December 31, 2011. John Berner will be serving as a representative, completing Grace Bell’s term effective November 6, 2008 and ending December 31, 2009;

Therefore, be it resolved that the Board of Commissioners’ at Delaware County, State of Ohio, appoint William Steinhoff as a representative to the Council for Older Adults. His term begins January 1, 2009 and ends December 31, 2011. John Berner will be serving as a representative, completing Grace Bell’s term, effective November 6, 2008 and ending December 31, 2009.

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

RESOLUTION NO. 08-1333

IN THE MATTER OF RE-APPOINTING DENNIS BELL AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS’ REPRESENTATIVE TO THE DELAWARE COUNTY PORT AUTHORITY:

It was moved by Mr. Ward, 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

Whereas, the Board of Commissioners of Delaware County shall appoint an individual to the Delaware County Port Authority. Dennis Bell shall be re-appointed as a representative for a second term beginning January 1, 2009, and ending December 31, 2012; and

Therefore, be it resolved that the Board of Commissioners at Delaware County, State of Ohio, re-appoint Dennis Bell as a representative to the Delaware County Port Authority for a second term beginning January 1, 2009 and ending December 31, 2012.

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

RESOLUTION NO. 08-1334

IN THE MATTER OF RE-APPOINTING JEFFREY WALLACE, STEPHEN FINNEY AND PATTY LYONS AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS’ REPRESENTATIVE TO THE DELAWARE COUNTY BOARD OF DEVELOPMENTAL DISABILITIES :

It was moved by Mr. Evans, seconded by Mr. Ward 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

Whereas, the Board of Commissioners of Delaware County shall appoint individuals to the Delaware County Board of Developmental Disabilities. Jeffrey Wallace, Stephen Finney and Patty Lyons will each be re-appointed as representatives to a four year term beginning January 1, 2009, and ending December 31, 2012, and

Therefore, be it resolved that the Board of Commissioners at Delaware County, State of Ohio, re-appoint Jeffrey Wallace, Stephen Finney and Patty Lyons as representatives to serve a four year term effective January 1, 2009 and term ending December 31, 2012 to the Delaware County Board of Developmental Disabilities.

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

RESOLUTION NO. 08-1335

IN THE MATTER OF RE-APPOINTING PATRICIA GREEN AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS’ REPRESENTATIVE TO THE BOARD OF ZONING APPEALS:

It was moved by Mr. Ward, 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

Whereas, the Board of Commissioners of Delaware County shall appoint an individual to the Board of Zoning Appeals. Patricia Green will be re-appointed to the board a four year term beginning January 1, 2009 and

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ending December 31, 2012; and

Therefore, be it resolved that the Board of Commissioners at Delaware County, State of Ohio, re-appoint Patricia Green to serve a four year term effective January 1, 2009 and ending December 31, 2012 to the Board of Zoning Appeals.

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

DISCUSSION ON CONTRACTS FOR NEW COUNTY COURTHOUSE PROJECT

RESOLUTION NO. 08-1336

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 AND FOR PENDING OR IMMINENT LITIGATION:

It was moved by Mr. Jordan, seconded by Mr. Evans to adjourn into Executive Session at 10:30AM.

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

RESOLUTION NO. 08-1337

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Evans, seconded by Mr. Ward to adjourn out of Executive Session at 11:48AM.

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