

**COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD FEBRUARY 19, 2009**

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

**Present: Todd Hanks, Ken O'Brien, Tommy Thompson**

**RESOLUTION NO. 09-183**

**IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 17, 2009:**

It was moved by Mr. O'Brien, seconded by Mr. Hanks to approve the following:

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on February 17, 2009; and

WHEREAS, the Clerk of the Board has certified, pursuant to section 305.11 of the Ohio Revised Code, that the entire record of the proceedings at that meeting is completely and accurately captured in the electronic record of those proceedings;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves the electronic record of proceedings at the previous meeting.

Vote on Motion    Mr. Thompson    Aye    Mr. O'Brien    Aye    Mr. Hanks    Aye

**PUBLIC COMMENT**

**Mark Bulter, local minister, has complaints against the Jail Administrative staff**

**Commissioner Thompson received a letter from interim auditor Jerry Heston concerning his time as Auditor**

To the Delaware County Commissioners,  
 When Todd Hanks first announced his candidacy for the vacant position of Delaware County Commissioner, I thought he would probably have a good chance of being appointed. What I had not given much thought to was who might be appointed to the Auditor vacancy, much less the Interim Auditor, if Todd was appointed. I began hearing rumors that my name was being considered and realized several others might also be considered as well. Shortly before Todd's appointment as County Commissioner, I was contacted to see if I would accept the Interim Auditor position if Todd was appointed, and after some thought, I said I would. I believed I could easily handle the interim period due to my many years in public and private accounting and banking along with several years on the Auditor's staff. I considered it an honor to be the bridge between Todd and the newly-appointed Auditor.  
 After my appointment on January 12th, I hit the ground running. The following morning was similar to a reunion with former co-workers. Then it was on to the work at hand. The activities in the office at this time have included year-end tax forms, the arrival of state examiners, dog license renewals, property tax deadlines, along with all the daily routine needs of servicing the public needs. It is one of the busiest times of the year. The activity I enjoyed most was fielding calls from property owners inquiring about their property evaluations and the amounts of their semi-annual tax bills. On several occasions we personally met with property owners to discuss their individual concerns. One memorable occasion was arranging to meet with a Delaware couple who had recently lost their home due to an explosion and fire that leveled their entire property. We were able to adjust their property evaluation and our appraisers will continue working with them as they attempt to rebuild.  
 The staff of the Delaware County Auditor's office is the finest staff I have ever worked with and I know the incoming Auditor will quickly find this is his best asset.  
 As I reflect on the past several weeks, I will always wonder what decision I would have made if I had been encouraged to apply for the two-year appointment. Respectively submitted, Jerry Heston

**RESOLUTION NO. 09-184**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0218 AND PROCUREMENT CARD PAYMENTS IN BATCH NUMBER PRC0218:**

It was moved by Mr. O'Brien, seconded by Mr. Hanks to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0218 Procurement Card Payments in batch number PRC0218and Purchase Orders as listed below:

<b>PR Number</b>	<b>Vendor Name</b>	<b>Line Desc</b>	<b>Line Account</b>	<b>Line Amount</b>	<b>Line Number</b>
R0903058	DELAWARE AREA CAREER CENTER	ONE STOP RMB 1ST HALF SFY09	22311611 - 5348	\$23,861.30	0001
R0903077	GODDARD SCHOOL,THE	DAY CARE	22411610 - 5348	\$15,000.00	0001
R0903078	ENCHANTED CARE LEARNING INC	DAY CARE	22411610 - 5348	\$15,000.00	0001

**COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD FEBRUARY 19, 2009**

---

R0903079	KINDERCARE LEARNING CENTER	DAY CARE	22411610 - 5348	\$15,000.00	0001
R0903080	BUCKEYE VALLEY LSD	DAY CARE	22411610 - 5348	\$40,000.00	0001
R0903081	KINDERCARE LEARNING CENTER	DAY CARE	22411610 - 5348	\$35,000.00	0001
R0903082	R KIDS COUNT LEARNING CENTER LLC	DAY CARE	22411610 - 5348	\$15,000.00	0001
R0903083	THE GATHERING PLACE	DAY CARE	22411610 - 5348	\$15,000.00	0001

Vote on Motion Mr. O'Brien Aye Mr. Thompson Aye Mr. Hanks Aye

**RESOLUTION NO. 09-185**

**IN THE MATTER OF APPROVING A LIQUOR LICENSE TRANSFER REQUEST FROM BP PRODUCTS NORTH AMERICAN INC. DBA SITE #2977 TO ENGLEFIELD INC. DBA SAWMILL PARKWAY AM/PM AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:**

It was moved by Mr. O'Brien, seconded by Mr. Hanks 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 Englefield Inc. DBA Sawmill Parkway AM/PM has requested a transfer of the C1 and C2 permits from BP Products North American Inc. DBA Site #2977; both businesses located at 9760 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. Hanks Aye Mr. Thompson Aye Mr. O'Brien Aye

**RESOLUTION NO. 09-186**

**IN THE MATTER OF RE-APPOINTING DONNA MEYER AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS' REPRESENTATIVE TO THE RURAL ZONING COMMISSION:**

It was moved by Mr. O'Brien, seconded by Mr. Hanks 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 re-appoint members to the Rural Zoning Commission. Donna Meyer's term will begin February 4, 2009, and ending December 31, 2013; and

Therefore, be it resolved that the Board of Commissioners at Delaware County, State of Ohio, re-appoint Donna Meyer to the Rural Zoning Commission, term beginning February 4, 2009, ending December 31, 2013.

Vote on Motion Mr. Thompson Aye Mr. O'Brien Aye Mr. Hanks Aye

**RESOLUTION NO. 09-187**

**IN THE MATTER OF AMENDING THE APPOINTMENT DATE OF ED REELY AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS' REPRESENTATIVE TO THE RURAL ZONING COMMISSION:**

**COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD FEBRUARY 19, 2009**

---

It was moved by Mr. O'Brien, seconded by Mr. Hanks 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 previously appointed Ed Reely as a member to the Rural Zoning Commission term beginning January 31, 2008, and ending December 31, 2013 however, the end of the term should be December 31, 2012,

Therefore, be it resolved that the Board of Commissioners at Delaware County, State of Ohio, appoint Ed Reely to the Rural Zoning Commission term beginning January 31, 2008, ending December 31, 2012

Vote on Motion Mr. O'Brien Aye Mr. Thompson Aye Mr. Hanks Aye

**RESOLUTION NO. 09-188**

**IN THE MATTER OF RECOMMENDING BRIAN LEWER AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS' REPRESENTATIVE TO THE DELAWARE CITY AIRPORT COMMISSION:**

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve the following:

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

Whereas, The Board of Commissioners of Delaware County recommend an individual to the Delaware City Airport Commission for a three year term. Brian Lewer's term will begin February 19, 2009, and end December 30, 2011 and

Therefore, be it resolved that the Board of Commissioners at Delaware County, State of Ohio, recommend Brian Lewer to the Delaware City Airport Commission for a three year term beginning February 19, 2009, and term ending December 30, 2011.

Vote on Motion Mr. Hanks Aye Mr. Thompson Aye Mr. O'Brien Aye

**RESOLUTION NO. 09-189**

**SETTING DATE AND TIME TO RECEIVE STATEMENTS OF QUALIFICATIONS (SOQ) FROM EXPERIENCED ARCHITECTURAL/ENGINEERING FIRMS TO ASSIST THE COUNTY IN THE DESIGN AND CONSTRUCTION TO BUILD-OUT THE SECOND FLOOR DORMS OF THE DELAWARE COUNTY JAIL:**

It was moved by Mr. O'Brien, seconded by Mr. Thompson to approve the following:

**Public Notice  
Request for statement of Qualifications  
Architectural / Engineering Design Services  
Jail second floor dorm build-out  
Delaware County, Ohio**

The Delaware County Board of Commissioners, in accordance with Section 153.67 of the Ohio Revised Code, wishes to receive Statements of Qualifications (SOQ) from experienced architectural/engineering firms to assist the County in the design and construction to build-out the second floor dorms of the Delaware County Jail.

The work may involve, but not limited to, review and finalization of project programming and schematic design, detail design development, construction documents, construction administration, and other associated services to build-out approximately 13,060 sqft of shell space on the second floor of the Delaware County Jail Dorm.

The complete Request for Qualifications may be obtained from Delaware County Facilities Management Office, 1405 US Rte 23 North, 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".

Statements of Qualifications will be received at the Delaware County Commissioners' Office, **Attention: Mr. Jon Melvin, Facilities Supervisor, 101 North Sandusky Street, Delaware, Ohio 43015 until 4:00 PM on Thursday March 19th, 2009.** 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.

COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD FEBRUARY 19, 2009

Vote on Motion Mr. Thompson Aye Mr. O'Brien Aye Mr. Hanks Aye

COMMISSIONERS' COMMITTEES REPORTS

Commissioner O'Brien  
-report on Central Ohio Youth Center meeting

Commissioner Thompson  
-concerns on economy; board will continue to look at budget numbers and will need to work with all departments- officials do not want to have layoffs

Commissioner Hanks  
-economic concerns  
-explanation of roll back-- it is possible to eliminate

RESOLUTION NO. 09-190

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 COLLECTIVE BARGAINING:

It was moved by Mr. O'Brien, seconded by Hanks to adjourn into Executive Session at 6:40PM.

Vote on Motion Mr. O'Brien Aye Mr. Thompson Aye Mr. Hanks Aye

RESOLUTION NO. 09-191

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to adjourn out of Executive Session at 8:16PM.

Vote on Motion Mr. Hanks Aye Mr. Thompson Aye Mr. O'Brien Aye

RESOLUTION NO. 09-192

IN THE MATTER OF ADJOURNING THE MEETING:

It was moved by Mr. O'Brien, seconded by Mr. Thompson adjourn the meeting.

Vote on Motion Mr. Thompson Aye Mr. O'Brien Aye Mr. Hanks Aye

\_\_\_\_\_  
Todd Hanks

\_\_\_\_\_  
Ken O'Brien

\_\_\_\_\_  
Tommy Thompson