

**COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 2, 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. 09-370

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD MARCH 30, 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 March 30, 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

DAVE HEJMANOWSKI, Juvenile Court Magistrate

-informs the Commissioners of a Governors Office proposal to overhaul the State Public Defenders

-the proposal would increase reimbursement rates to counties

-some CCOA members are against the program

Refer To CD Minutes For Entire Record

RESOLUTION NO. 09-371

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0401:

It was moved by Mr. Hanks, seconded by Mr. O'Brien to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0401 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>		
PO's					
Increases					
MT. Business Technologies	Maintenance Contract	22411604-5325	\$ 5,000.00		
<u>PR Number</u>	<u>Vendor Name</u>	<u>Line Desc</u>	<u>Line Account</u>	<u>Line Amount</u>	<u>Line Number</u>
R0903912	RINEHART TOWER	TOWER	21411306 - 5325	\$19,787.00	0001
	SERVICE INC	MAINTENANCE			

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

RESOLUTION NO. 09-372

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 CHILD ABUSE PREVENTION "PINWHEELS & PANCAKES" EVENT:

It was moved by Mr. Hanks, seconded by Mr. O'Brien 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

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amenities.

WHEREAS, April is recognized as Child Abuse Prevention month; and

WHEREAS, Delaware County Department of Job and Family Services has planned an Event, "Pinwheels & Pancakes" to observe Child Abuse Prevention on April 18 from 9:00-1:00 at Woodward Elementary; and

WHEREAS, the State has allocated special funding for this purpose; and

WHEREAS, the Department requests approval to procure various food supplies; 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 \$500.00 to assist in funding the purchase of refreshments and other amenities for Child Abuse Prevention Month 2009.

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

RESOLUTION NO. 09-373

IN THE MATTER OF APPROVING A PARTICIPATION AGREEMENT BETWEEN THE CCAO SERVICE CORPORATION AND DELAWARE COUNTY FOR THE NATURAL GAS PURCHASE PROGRAM OF THE CCAO SERVICE CORPORATION ("CCAOSC"):

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

Whereas, the County Administrator recommends approval of the agreement:

Now Therefore Be It Resolved that the Delaware County Board of Commissioners approves the agreement with the CCOA Service Corporation for The Natural Gas Purchase Program Of The CCAO Service Corporation ("CCAOSC").

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

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

911 DISCUSSION

-will there be charges for meetings with the mediator reviewing the consolidation; does there need to be mediation?

COMMISSIONERS' COMMITTEES REPORTS

Refer To CD Minutes For Entire Record

Commissioner O'Brien

-Attend the LEPC meeting

Commissioner Hanks

-April 28 there is a JV Court Recognition Program

-Dow Jones

Commissioner Thompson

-Commissioners will be meeting with the Farm Bureau on April 7, 2009

RESOLUTION NO. 09-374

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. O'Brien, seconded by Mr. Hanks to adjourn into Executive Session at 6:35PM.

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

RESOLUTION NO. 09-375

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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 7:08PM.

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

RESOLUTION NO. 09-376

IN THE MATTER OF ADJOURNING THE MEETING:

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

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

Todd Hanks

Ken O'Brien

Tommy Thompson

Letha George, Clerk to the Commissioners