

**COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JULY 16, 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. 09-843

IN THE MATTER OF AMENDING RESOLUTION NUMBER 09-825 (ACCEPTING ROADS AND APPROVING RECOMMENDED SPEED LIMITS) AND RESOLUTION NUMBER 09-826 (ESTABLISHING STOP CONDITIONS):

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

Whereas, Resolution No. 09-825 Accepted Roads And Approved Recommended Speed Limits For Woodland Hall Section II; Cross Creek Section 3, Phase A; Scioto Reserve Expansion Section 2, Phase A; Scioto Reserve Expansion Section 2, Phase B, and

Whereas, Resolution No. 09-826 Established Stop Conditions For Woodland Hall Section II; Cross Creek Section 3, Phase A; Scioto Reserve Expansion Section 2, Phase A; Scioto Reserve Expansion Section 2, Phase B, and

Whereas, Woodland Hall Section II should have been removed due to outstanding issues yet to be addressed;

Therefore Be It Resolved, that the Commissioners amended Resolution 09-825 and Resolution 09-826 to reflect the removal of Woodland Hall Section II from the approved list of roads and stop conditions.

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

RESOLUTION NO. 09-844

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD JULY 13, 2009:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on July 13, 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

RESOLUTION NO. 09-845

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM SPECIAL MEETING HELD JULY 15, 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 special session on July 15, 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

Refer to CD minutes for entire record

**COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JULY 16, 2009**

Delaware City Mayor Wendell Wheeler

-the City (and him personally) are in support of the Fiber Optic Network resolution later on the agenda
-the county has lost business because Fiber is not already in the ground
-fiber is becoming the 4th utility for all businesses

RESOLUTION NO. 09-846

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND
PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0715, MEMO TRANSFERS IN BATCH
NUMBERS MTAPR0715:**

It was moved by Mr. O'Brien, seconded by Mr. Hanks to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0715, memo transfers in batch numbers MTAPR0715 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO's			
Increase			
Tammy and Tony McWherter	Adoption Assistance	22511607-5350	\$ 740.85
YMCA North	Day Care	22411610-5348	\$ 5,000.00
Enchanted Care – Graphics Way	Day Care	22411610-5348	\$ 15,000.00
Enchanted Care- Gooding Blvd	Day Care	22411610-5348	\$ 8,000.00
Journey Christian Academy	Day Care	22411610-5348	\$ 20,000.00
Adventure Academy	Day Care	22411610-5348	\$ 20,000.00
Child Care Unlimited	Day Care	22411610-5348	\$ 10,000.00
Delaware City SACC	Day Care	22411610-5348	\$ 10,000.00
Little Gems/Samantha Carter	Day Care	22411610-5348	\$ 1,500.00
Brianna Kinniard	Day Care	22411610-5348	\$ 3,000.00
Nancy Lucas	Day Care	22411610-5348	\$ 10,000.00
Nicole Otten	Day Care	22411610-5348	\$ 10,000.00
Christina Tucker	Day Care	22411610-5348	\$ 9,000.00
Nicole Working	Day Care	22411610-5348	\$ 10,000.00
Decreases			
Shelly Heuser	Day Care	22411610-5348	\$ 9,000.00
Darlene Hill	Day Care	22411610-5348	\$ 5,000.00
Rebecca Hummell	Day Care	22411610-5348	\$ 9,500.00
Lorrie Greashaber	Day Care	22411610-5348	\$ 20,000.00
Helen Griffith	Day Care	22411610-5348	\$ 9,000.00
Shirley Halker	Day Care	22411610-5348	\$ 10,000.00
Paula Getter	Day Care	22411610-5348	\$ 4,500.00
Tammy Goodman	Day Care	22411610-5348	\$ 4,500.00
Tammy Graham	Day Care	22411610-5348	\$ 20,000.00
Deanna Bass	Day Care	22411610-5348	\$ 2,500.00
Bobbie Batho	Day Care	22411610-5348	\$ 4,500.00
Laura Black	Day Care	22411610-5348	\$ 4,500.00
Karen Bumpus	Day Care	22411610-5348	\$ 3,000.00
Michell Croy	Day Care	22411610-5348	\$ 4,500.00
Winona Daquila	Day Care	22411610-5348	\$ 4,500.00
YMCA Fouse	Day Care	22411610-5348	\$ 5,000.00
YMCA Westerville	Day Care	22411610-5348	\$ 10,000.00
YMCA Union Co.	Day Care	22411610-5348	\$ 4,500.00
Vine Yard	Day Care	22411610-5348	\$ 10,000.00
YMCA Alcott	Day Care	22411610-5348	\$ 4,500.00
Learning Center of Westerville	Day Care	22411610-5348	\$ 20,000.00
Oxford School Blazer Park Way	Day Care	22411610-5348	\$ 25,000.00
Oxford School Glick Road	Day Care	22411610-5348	\$ 25,000.00
R Kids Count	Day Care	22411610-5348	\$ 7,500.00
Romake Bilingual Preschool	Day Care	22411610-5348	\$ 4,500.00
Stepping Stones	Day Care	22411610-5348	\$ 7,500.00
Ohio School For the Deaf	Day Care	22411610-5348	\$ 7,500.00
Ohio State University Ackerman	Day Care	22411610-5348	\$ 4,500.00
Ohio State University Buckeye	Day Care	22411610-5348	\$ 4,500.00
Kindercare Sawmill	Day Care	22411610-5348	\$ 4,500.00
Kindercare Tara Hill	Day Care	22411610-5348	\$ 10,000.00
New Dimensions	Day Care	22411610-5348	\$ 10,000.00
Gingerbread House	Day Care	22411610-5348	\$ 4,500.00
Goddard Executive Park Way	Day Care	22411610-5348	\$ 25,000.00
Goddard Olentangy	Day Care	22411610-5348	\$ 10,000.00
Child Time Learning Center	Day Care	22411610-5348	\$ 10,000.00

COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JULY 16, 2009

Come & Play	Day Care	22411610-5348	\$ 7,500.00
Enchanted Care	Day Care	22411610-5348	\$ 50,000.00
Kim Smith	Day Care	22411610-5348	\$ 10,000.00
Erin Tope	Day Care	22411610-5348	\$ 10,000.00
Amerikid	Day Care	22411610-5348	\$ 7,500.00
Deanna Lopez	Day Care	22411610-5348	\$ 20,000.00
Theresa Mitchell	Day Care	22411610-5348	\$ 9,000.00
Kerry Santa	Day Care	22411610-5348	\$ 4,500.00
Janice Jodrey	Day Care	22411610-5348	\$ 4,500.00
Amy Jones	Day Care	22411610-5348	\$ 4,500.00
Joyce Koeppel	Day Care	22411610-5348	\$ 20,000.00

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

The following resolution was amended on July 23, 2009 with Resolution No. 09-872:
RESOLUTION NO. 09-847

IN THE MATTER OF DECLARING THE INTENT OF THE DELAWARE COUNTY COMMISSIONERS TO PROCEED WITH THE BIDDING, INSTALLING AND OPERATING A FIBER OPTIC NETWORK:

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve the following and it was agreed by Mr. Hanks and agreed by Mr. Thompson to include the amendment of the addition of line 6 to the originally presented resolution:

Whereas, the Delaware County Board of County Commissioners desire to promote public safety, business, education and efficiency for Delaware County governments, and

Whereas, there is a need for improved technology within Delaware County that improves communications and access to information, and

Whereas, fiber optic technology is now a necessity for all business and education to communicate and have access to information and share data, and

Whereas, Delaware County will be a leader in providing fiber optic technology throughout the County to attract businesses and improve the efficiency of government, business, and education by planning and providing a fiber optic network to be used by entities with a need for such technology, and

Whereas, fiber optic technology should be shared by the various jurisdictions within the County to the benefit of all cities, villages and townships for the betterment of all concerned

THEREFORE BE IT RESOLVED by the Board of Commissioners of Delaware County:

1. It is the intention of the Board of Delaware County Commissioners to move forward with bidding, installing, and operating a fiber optic network in Delaware County.
2. The Board of County Commissioners direct the County Administrator and Economic Development Director to represent the County in working with the County Prosecutor's Office, County Auditor's Office and the Data Center in support of completing such network with the planning, designing, bidding, constructing, installing and financing of a fiber optic network within the County.
3. The parties identified above shall work in conjunction with various entities within Delaware County to determine the best method in which this network shall be owned and operated to the benefit of all Delaware County entities.
4. Until such time as an ownership agreement is adopted by the Board of County Commissioners, the County shall own any fiber optic line installed at county expense as of the passage of this resolution and will authorize the County Administrator to enter into agreements with various political subdivisions to contract shared use of existing fiber optic lines at no cost to the County.
5. Until such time as an agreement is adopted by the Board of County Commissioners, the County shall own any fiber optic line installed as a result of this resolution and will require Board of Commissioner approval for shared use until such time as an ownership agreement is approved by the Board of County Commissioners.
6. The County Administrator and the Data Center Director will work with the Board of County Commissioner to establish the Delaware County Fiber Optic Steering Committee composed of members appointed by the Board of Commissioners. The Steering Committee will make policy recommendations to the Board of Commissioners, assist with the planning of the fiber optic network for Delaware County, and provide oversight for the development of an RFP to expand the fiber optic network in Delaware County. The Steering Committee will be co-chaired by the County Administrator and the Data Center Director.

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

RESOLUTION NO. 09-848

**COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JULY 16, 2009**

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS AND SUPPLEMENTAL APPROPRIATIONS FOR JUVENILE/PROBATE COURT:

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

Transfer of Appropriations

From	To		
10026201-5301 Juvenile Court/Professional Services	10026201-5201 Juvenile Court/General Supplies	\$	3,000.00
26426303-5001 Probation Fund/Compensation	26426303-5101 Probation Fund/Health Insurance	\$	600.00
26526304-5310 Dispute Resolution/Travel	26526304-5101 Dispute Resolution/Health Insurance	\$	600.00
27426313-5319 Crime Victims Grant/Reimbursements	27426313-5101 Crime Victims Grant/Health Insurance	\$	2,480.00

Supplemental Appropriations

26726324-5101	Youth Services Diversion/Health Insurance	\$	900.00
26726324-5102	Youth Services Diversion/Workers Comp	\$	685.00
26726324-5131	Youth Services Diversion/Medicare	\$	2,232.00
26726323-5001	Probation/Compensation	\$	47,000.00

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

COMMISSIONERS' COMMITTEES REPORTS

Refer to CD minutes for entire record

Commissioner O'Brien

- 911 Board Meeting for interviewing 911 Director Applicants
- Commissioners made recommendation to the 911 Board
- attended a Harlem Township Trustee Meeting; EMS/Fire Consolidation and Fiber Optics

Commissioner Hanks

- Read letter from Sheriff informing Commissioners of an incident in Galena

Commissioner Thompson

- Sheriff is trying to update the Commissioners on the Sheriff's Office

RESOLUTION NO. 09-849

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 10:10AM.

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

RESOLUTION NO. 09-850

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 11:02AM.

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

RESOLUTION NO. 09-851

IN THE MATTER OF ADJOURNING THE MEETING:

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

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

COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JULY 16, 2009

Todd Hanks

Ken O'Brien

Tommy Thompson

Letha George, Clerk to the Commissioners