

COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD NOVEMBER 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. 09-1375

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD OCTOBER 29, 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 October 29, 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

**Bob Goheen Speaking against the Sheriff's recommendation to rejecting the "report and recommendations of fact-finder Tobie Braverman" issued October 27, 2009, in the matter of the Delaware County Sheriff And The Fraternal Order Of Police, Ohio Labor Council, Inc (Records Clerks), State Employment Relations Board Case 08-Med-07-0710 (Refer To Cd Minutes For Entire Record)**

RESOLUTION NO. 09-1376

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1030:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1030 and Purchase Orders as listed below:

PR Number	Vendor Name	Line Desc	Line Account	Line Amount	Line Number
R0907118	MONROE	AIR RIDE SUSPENSION	10011303 - 5328	\$5,968.00	0001
	TRUCK	REPLACEMENT FOR			
	EQUIPMENT	SUNBURY MEDIC			

Vendor	Description	Account	Amount
<b>PO' Increase</b>			
Delaware Cab Inc.	Transportations Services	22411601-5355	\$ 6,000.00
Christian Childrens Home	Residential Treatment	22511607-5342	\$ 15,000.00
House of New Hope	Residential Treatment	22511607-5342	\$ 30,000.00
Bobbie Batho	Day Care	22411610-5348	\$ 4,000.00
Laura Black	Day Care	22411610-5348	\$ 4,000.00
Michelle Croy	Day Care	22411610-5348	\$ 3,000.00
Englefield Oil Co	Gasoline	10011106-5228	\$ 3,000.00

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

RESOLUTION NO. 09-1377

IN THE MATTER OF APPROVING PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1030BR:

It was moved by Mr. O'Brien, seconded by Mr. Thompson to approve payment of warrants in batch numbers CMAPR1030BR:

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

RESOLUTION NO. 09-1378

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**A RESOLUTION OF SUPPORT TO BE FORWARDED TO THE GENERAL ASSEMBLY EXPRESSING THE NEED FOR IMMEDIATE FUNDING SUPPORT TO OHIO'S 88 COUNTY SOIL & WATER CONSERVATION DISTRICTS:**

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

**WHEREAS**, the Delaware County Commissioners recognize the economic challenges facing Delaware County and the State of Ohio;

**WHEREAS**, the Delaware County Commissioners seek to increase economic growth and job development in Delaware County and the State of Ohio;

**WHEREAS**, the Delaware County Commissioners recognize that conservation programs are a critical component to the sustainability of economic development, food development, the environment, and our quality of life;

**WHEREAS**, the Delaware County Commissioners values the technical assistance, services and programs the Delaware SWCD provides to Delaware County and the State of Ohio;

**WHEREAS**, the Delaware County Commissioners recognize that strong funding is necessary to enhance urban, suburban, and rural environmental quality; provide for productive soils and clean waters; forestry and wildlife management; improve public health; build sustainable economies and attractive communities; protect fertile farmland and important open spaces; create and maintain adequate recreational opportunities and accompanying infrastructure;

**WHEREAS**, the Delaware County Commissioners believe the Delaware SWCD is a cost-effective and efficient intergovernmental partnership which leverages local, state and federal funding for the purpose keeping our county viable, and protecting a way of life;

**WHEREAS**, the Delaware County Commissioners financially supports the Delaware SWCD;

**NOW, THEREFORE BE IT RESOLVED** that the Delaware County Commissioners support and urge an immediate funding resolution be approved by the Ohio General Assembly that fully funds the state match appropriation so that Ohio's 88 County SWCDs can continue providing critical conservation programs and practices needed to keep Ohio's soils productive and waters clean, aiding our economy; and enhancing our environment for the quality of life for all Ohioans; and

**BE IT FURTHER RESOLVED** that the Delaware County Commissioners forward this resolution and any other supporting documents to the Ohio General Assembly.

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

**RESOLUTION NO. 09 -1379**

**IN THE MATTER OF PROCLAIMING VETERANS DAY, WEDNESDAY, NOVEMBER 11, 2009 AS: THE RAYMOND B. AUSTIN AMERICAN LEGION POST #115 DAY IN DELAWARE COUNTY, OHIO:**

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

The Raymond B. Austin American Legion Post #115 in collaboration with Senior Citizens Inc. of Delaware County and the Council for Older Adults has created a place where veterans can be honored in a Veterans Memorial Garden at 800 Cheshire Road in Delaware, Ohio at the Center for Older Adults.

Whereas, The Raymond B. Austin American Legion Post #115 has provided a black granite memorial monument that states, "Remembering those who defend our freedom. All gave some. Some gave all. Honoring veterans past, present and future," and

Whereas, The Raymond B. Austin American Legion Post #115 has provided a place where members of the community may read the names of veterans on engraved bricks as they sit on benches beneath the flag of the United States of America, and

Whereas, Senior Citizens Inc. of Delaware County and Council for Older Adults along with the Delaware County Commissioners wish to thank The Raymond B. Austin American Legion Post #115 for all their efforts to create a unique place within the county to remember those who have sacrificed their lives, fought in conflicts around the world to fight for our freedoms to protect the Nation we love, and given of their time and service generously.

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Therefore be it RESOLVED that the Delaware County Commissioners do hereby proclaim Veterans Day, Wednesday, November 11, 2009 as: The Raymond B. Austin American Legion Post #115 Day in Delaware County, Ohio

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

**RESOLUTION NO. 09-1380**

**IN THE MATTER OF REJECTING THE "REPORT AND RECOMMENDATIONS OF FACT-FINDER TOBIE BRAVERMAN" ISSUED OCTOBER 27, 2009, IN THE MATTER OF THE DELAWARE COUNTY SHERIFF AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC (RECORDS CLERKS), STATE EMPLOYMENT RELATIONS BOARD CASE 08-MED-07-0710:**

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

Whereas, The Delaware County Sheriff's Records Clerks bargaining unit negotiations were referred to a fact-finder, and

Whereas, the "Report and Recommendations of Fact-Finder Tobie Braverman" was issued on October 27, 2009,

Whereas, Delaware County Sheriff Walter Davis recommends rejecting the fact-finder report

Now Therefore Be It Resolved, by the Board of Commissioners of Delaware County, Ohio that the Board of County Commissioners rejects the fact-finder report based on the recommendation of Delaware County Sheriff Walter Davis.

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

**RESOLUTION NO. 09-1381**

**IN THE MATTER OF APPROVING PERSONNEL ACTIONS:**

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

Whereas, Dispatcher Scott Sullivan has requested a six month leave without pay; and

Whereas, Dispatcher Scott Sullivan has provided medical documentation that demonstrates that he is unable to perform the functions of the job; and

Whereas, Scott Sullivan has applied for and been approved to receive disability retirement through the Ohio Public Employees Retirement System; and

Whereas, the Director of 911 in cooperation with the Human Resources department have reviewed the information with the County Administrator and all recommend approval of the following actions

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Delaware County disapprove the six month leave without pay request of 911 Dispatcher Scott Sullivan.

FURTHER BE IT RESOLVED that the Board of County Commissioners of Delaware County hereby accept the disability retirement for Scott Sullivan effective November 2, 2009.

FURTHER BE IT RESOLVED that the Board of County Commissioners of Delaware County approve a leave without pay request for pay period 23 and 8 hours for pay 24.

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**  
-Attended EMA Meeting In Orange Township  
-Will Attend 911 Board Meeting On Tuesday  
-Also Invited To Kroger Grand Opening

**Commissioner Hanks**  
-Might Not Be Able To Attend Thursday's Session  
-Information From Recorder On Sheriff Deeds Down From This Time Last Year

**Commissioner Thompson**

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- Ford Motor Company No Report Of Bankruptcy; Profit
- Heart Of Ohio Meeting Will Take Place At The Strand Theater
- Alzheimer Associations Meeting
- Board Of Revision Meeting On Tuesday

**RESOLUTION NO. 09-1382**

**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. Hanks Aye Mr. Thompson Aye Mr. O'Brien Aye

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Todd Hanks

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Ken O'Brien

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Tommy Thompson

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Letha George, Clerk to the Commissioners