

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

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. 10-53

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD JANUARY 11, 2010:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on January 11, 2010; 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. Hanks Aye Mr. O'Brien Aye

PUBLIC COMMENT

RESOLUTION NO. 10-54

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0113:

It was moved by Mr. Hanks , seconded by Mr. O'Brien to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0113 and Purchase Orders as listed below:

PR Number	Vendor Name	Line Desc	Line Account	Line Amount	Line Number
R1000796	MASON,ERIC	BOARD AND CARE TRAVEL REIMB.	22511607 - 5350	\$8,400.00	0001
R1000796	MASON,ERIC	CLOTHING	22511607 - 5215	\$100.00	0002
R1000796	MASON,ERIC	REIMBURSEMENT	22511607 - 5294	\$0.00	0003
R1000797	JFS CHILD CARE	DAY CARE	22411610 - 5348	\$1,000,000.00	0001
R1000798	SMITH,KURT	BOARD AND CARE TRAVEL REIMB.	22511607 - 5350	\$12,500.00	0001
R1000798	SMITH,KURT	CLOTHING	22511607 - 5215	\$500.00	0002
R1000798	SMITH,KURT	REIMBURSEMENT	22511607 - 5294	\$0.00	0003
R1000800	STULL,DAVID A	BOARD AND CARE TRAVEL REIMB.	22511607 - 5350	\$6,100.00	0001
R1000800	STULL,DAVID A	CLOTHING	22511607 - 5215	\$100.00	0002
R1000800	STULL,DAVID A	REIMBURSEMENT	22511607 - 5294	\$0.00	0003
R1000836	SWAN,DOUG	BOARD AND CARE TRAVEL REIMB.	22511607 - 5350	\$8,150.00	0001
R1000836	SWAN,DOUG	CLOTHING	22511607 - 5215	\$350.00	0002

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

R1000836	SWAN,DOUG	REIMBURSEMENT	22511607 - 5294	\$0.00	0003
R1000840	HUGHES WEBB,SHERRY A	BOARD AND CARE TRAVEL REIMB.	22511607 - 5350	\$12,400.00	0001
R1000840	HUGHES WEBB,SHERRY A	CLOTHING	22511607 - 5215	\$100.00	0002
R1000840	HUGHES WEBB,SHERRY A	REIMBURSEMENT	22511607 - 5294	\$0.00	0003
R1000844	MORRIN,DAMON	BOARD AND CARE TRAVEL REIMB.	22511607 - 5350	\$8,150.00	0001
R1000844	MORRIN,DAMON	CLOTHING	22511607 - 5215	\$100.00	0002
R1000844	MORRIN,DAMON	REIMBURSEMENT	22511607 - 5294	\$0.00	0003
R1000847	WARD,JOSH	BOARD AND CARE TRAVEL REIMB.	22511607 - 5350	\$8,900.00	0001
R1000847	WARD,JOSH	CLOTHING	22511607 - 5215	\$100.00	0002
R1000847	WARD,JOSH	REIMBURSEMENT	22511607 - 5294	\$0.00	0003
R1000881	VILLAGE NETWORK,THE	RESIDENTIAL TREATMENT	22511607 - 5342	\$318,000.00	0001
R1000884	PNC BANK	MATLS & SPLYS PROCUREMENT CARD PURCHASES	10011105 - 5200	\$16,000.00	0001
R1000884	PNC BANK	SVCS & CHRGS PROCUREMENT CARD	10011105 - 5300	\$500.00	0002
R1000890	HP PRODUCTS CORP	CLEANING PRODS. ACCT 0700231571 DEL COUNTY	10011105 - 5200	\$28,000.00	0001
R1000895	PITNEY BOWES INC	POSTAGE RESERVE ACCT 45219698 MAIL MACHINE	10011105 - 5331	\$230,000.00	0001
R1000898	POSTMASTER	POSTAL SVCS FOR DELAWARE COUNTY OFCS	10011105 - 5331	\$26,500.00	0001
R1000899	AMERICAN ELECTRIC POWER	ELECTRIC UTILITIES FOR DELAWARE COUNTY	10011105 - 5338	\$330,000.00	0001
R1000901	B AND L PACKRAT LLC	SNOW REMOVAL SVCS DEL COUNTY	10011105 - 5325	\$30,000.00	0001
R1000902	CITY OF DELAWARE	WATER/SEWAGE/R EFUSE DELAWARE COUNTY	10011105 - 5338	\$37,500.00	0001
R1000903	COLUMBIA GAS OF OHIO	GAS UTILITIES FOR DEL COUNTY OFCS	10011105 - 5338	\$120,000.00	0001
R1000922	VERIZON	PHONE SVCS FOR DEL COUNTY OFCS	10011105 - 5330	\$65,000.00	0001

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

R1000924	HOUSE OF NEW HOPE INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$69,691.12	0001
R1000929	BENCHMARK LANDSCAPE	LAWN MOWING/CARE 140 N SANDUSKY RBH GROUNDS	10011105 - 5325	\$12,000.00	0001
R1000935	DELAWARE COUNTY ENGINEER	FACL SHARE UTILITIES 50 CHANNING 40%	10011105 - 5338	\$24,000.00	0001
R1000938	DELAWARE MAINTENANCE CO INC	CLEANING SVCS FACL BLDG RTE 23 NORTH	10011105 - 5325	\$6,100.00	0001
R1000943	FIRST COMMUNICATIO NS LLC	LONG DISTANCE PHONE SVC 17408332000 ACCT	10011105 - 5330	\$6,500.00	0001
R1000948	MASTER MAINTENANCE LLC	CLEANING CONTRACT - JANITORIAL SVCS	10011105 - 5325	\$30,000.00	0001
R1000953	NORTHWESTERN OHIO SECURITY SYS INC	SAFETY SVCS & CHRGS DEL COUNTY OFCS	10011105 - 5345	\$5,000.00	0001
R1000953	NORTHWESTERN OHIO SECURITY SYS INC	SAFETY & SECURITY SPLYS DEL COUNTY	10011105 - 5201	\$250.00	0002
R1000955	OTIS ELEVATOR CO INC	ELEVATOR MAINT AGREEMENTS DEL COUNTY	10011105 - 5325	\$36,000.00	0001
R1000955	OTIS ELEVATOR CO INC	ELEVATOR REPAIRS	10011105 - 5328	\$1,500.00	0002
R1000960	TRIDENT GROUP LTD,THE	SECURITY SERVICES	10011102 - 5301	\$100,000.00	0001
R1000961	SYNERGY MECHANICAL CONTRACTORS INC	SERVICE AGRMTS SPRINKLERS & BACKFLOW	10011105 - 5325	\$13,000.00	0001
R1000963	TRI STATE YOUTH AUTHORITY INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$121,417.40	0001
R1000972	BEEMS BP DIST INC	GASOLINE - DELAWARE COUNTY VEHICLES	10011106 - 5228	\$120,000.00	0001
R1000975	TREASURER, STATE OF OHIO	STATE AUDIT	10011102 - 5301	\$80,000.00	0001
R1000978	KIDS COUNT TOO INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$16,470.00	0001
R1000980	BP PRODUCTS NORTH AMERICA INC	GASOLINE & DIESEL FUEL 90159842	10011106 - 5228	\$17,000.00	0001
R1000982	SHERIFF'S OFFICE	CSEA CONTRACT	10011102 - 5360	\$30,000.00	0001
R1000983	ATLAS OIL COMPANY	BULK GASOLINE & DIESEL FUEL	10011106 - 5228	\$17,000.00	0001

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

R1000985	DELAWARE MOTIVE PARTS INC	ACCT 00238 VEHICLE PARTS & SPLYS COUNTY SVC CTR	10011106 - 5228	\$24,000.00	0001
R1000992	PROSECUTORS	CSEA CONTRACT	10011102 - 5360	\$9,000.00	0001
R1001003	FILTER TECHNOLOGY INC	FURNACE FILTERS - DEL COUNTY OFCS	10011105 - 5201	\$7,700.00	0001
R1001003	FILTER TECHNOLOGY INC	DELY - FURNACE FILTERS	10011105 - 5331	\$250.00	0002
R1001029	JUVENILE COURT	CSEA CONTRACT	10011102 - 5360	\$60,000.00	0001
R1001045	EMT TRANSPORTATION	EMT REIMBURSEMENT	22411601 - 5348	\$15,000.00	0001
R1001048	COMMON PLEAS 2ND	CSEA CONTRACT	10011102 - 5360	\$10,000.00	0001
R1001050	COMMON PLEAS 3RD	CSEA CONTRACT	10011102 - 5360	\$8,500.00	0001
R1001062	OHIO REGIONAL DEVELOPMENT CORP	FORMULAS 2009 FAIR HOUSING	23011705 - 5365	\$6,100.00	0001
R1001090	FLOYD BROWNE ASSOC INC	ERIE TRAIL	23811001 - 5301	\$48,000.00	0001
R1001097	LHS FAMILY & YOUTH SRVCS INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$65,000.00	0001
R1001110	REGIONAL PLANNING	2010 MEMBERSHIP	10011102 - 5308	\$157,229.00	0001
R1001129	EMERGENCY MANAGEMENT AGENCY	10 APPORTIONMENT	10011102 - 5345	\$29,370.40	0001
R1001132	TREASURER, STATE OF OHIO	BCMh CRIPPLED CHILDREN	10011102 - 5319	\$150,000.00	0001
R1001133	PNC BANK	PROCUREMENT CARD	21411306 - 5200	\$6,500.00	0001
R1001133	PNC BANK	PROCUREMENT CARD	21411306 - 5300	\$2,500.00	0002
R1001155	MORPC	MEMBERSHIP	10011102 - 5308	\$47,521.00	0001
R1001158	CCAO CEO	MEMBERSHIP 10	10011102 - 5308	\$8,859.00	0001
R1001170	OHIO EDISON CO	ELECTRICITY AT TOWER SITES	21411306 - 5338	\$7,500.00	0001
R1001185	VERIZON	911 TELEPHONE CIRCUITS	21411306 - 5330	\$6,500.00	0001
R1001193	VERIZON	MONTHLY SERVICE CHARGES NON-BASIC	21411306 - 5330	\$25,000.00	0001
R1001199	BUCKEYE POWER SALES CO INC	911 AND TOWER MAINTENANCE	21411306 - 5325	\$10,000.00	0001

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

R1001208	TURNING POINT	DOMESTIC VIOLENCE 90%	24911311 - 5301	\$28,500.00	0001
R1001214	AMERICAN ELECTRIC POWER	ELECTRICITY AT TOWERS AND 911	21411306 - 5338	\$30,000.00	0001
R1001217	CONSOLIDATED ELECTRIC COOPERATIVE INC	ELECTRIC AT TOWER SITES	21411306 - 5338	\$8,000.00	0001
R1001226	GARDNER ARCHITECTS	HAYES EXPANSION	41411435 - 5410	\$27,000.00	0001
R1001237	OSU LEADERSHIP CENTER	OSU GRANT	10011102 - 5601	\$250,000.00	0001
R1001238	ALERT TRACKING SYSTEMS INC	ALERTS MAINTENANCE FOR 2010	21411306 - 5325	\$47,740.50	0001
R1001238	ALERT TRACKING SYSTEMS INC	LEADS MAINTENANCE FOR 2010	21411306 - 5325	\$850.00	0002
R1001240	DIGITAL DATA TECHNOLOGIES INC	ACCUGLOBE 2010 SUPPORT FEE	21411306 - 5325	\$11,520.00	0001
R1001240	DIGITAL DATA TECHNOLOGIES INC	ACCUGLOBE 2010 SUPPORT FEE 1 SERVER	21411306 - 5325	\$825.00	0002
R1001242	PUBLIC DEFENDER ATTORNEY'S	PUBLIC DEFENDER SERVICES	10011202 - 5301	\$700,000.00	0001
R1001245	NETCARE CORP	COURT ORDERED PSYCH SERVICES	10011202 - 5342	\$35,000.00	0001
R1001247	TREASURER, STATE OF OHIO	REIMBURSEMENT TO STATE PD	10011202 - 5319	\$30,000.00	0001
R1001253	ENGLEFIELD OIL CO	GASOLINE ACCT 900602 DEL COUNTY SVC CTR	10011106 - 5228	\$17,000.00	0001
R1001256	FARM PLAN	GAS/OIL DELAWARE COUNTY 4111 71998	10011106 - 5228	\$10,500.00	0001
R1001261	GOODYEAR AUTO SRVC	TIRES PER STATE BID ACCT 635915284 DEL COUNTY SVC	10011106 - 5228	\$35,000.00	0001
R1001261	GOODYEAR AUTO SRVC	VEHICLE REPAIR/ALIGNMT CUST 63591528 SVC CENTER	10011106 - 5328	\$150.00	0002
R1001266	KRIEGER LINCOLN MERCURY	VEHICLE PARTS ACCT 8332290 DEL COUNTY SVC CTR	10011106 - 5228	\$18,000.00	0001
R1001267	MCWHERTERS PETROLEUM	DIESEL/GAS ACCT 888026 DEL COUNTY SVC CTR	10011106 - 5228	\$17,000.00	0001

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

R1001273	SHREMSHOCK ARCHITECTS INC	ARCHITECT JAIL	41211434 - 5410	\$60,350.00	0001
R1001274	W D TIRE SERVICE CENTER	TIRES FOR COUNTY VEHICLES ACCT DEL200	10011106 - 5228	\$15,000.00	0001
R1001276	SOIL & WATER CONSERVATION DISTRICT	GRANT	10011102 - 5601	\$250,000.00	0001
R1001277	WASHINGTON AUTO PARTS & PAINT	VEH. PARTS ACCT 205350 DEL COUNTY SVC CTR	10011106 - 5228	\$24,000.00	0001
R1001289	ARROW UNIFORM	FLOOR MAT RENTAL	10011105 - 5328	\$4,500.00	0001
R1001289	ARROW UNIFORM	UNIFORM RENTAL	10011105 - 5336	\$5,950.00	0002
R1001304	MAXIMUS INC	COST ALLOCATION	10011102 - 5301	\$10,900.00	0001
R1001306	BOARD OF DEVELOPMENTAL DISABILITIES	COUNTY HOME	10011501 - 5350	\$60,000.00	0001
R1001352	DELAWARE COUNTY HISTORICAL SOCIETY	GRANT	10011102 - 5601	\$20,000.00	0001
R1001354	HARTFORD CROTON FAIR	GRANT	10011102 - 5601	\$7,000.00	0001
R1001355	DELAWARE COUNTY FAIR	GRANT	10011102 - 5601	\$10,000.00	0001
R1001360	CITY OF DELAWARE	LIBRARY	10029203-5319	\$78,000.00	0001
R1001219	CITY OF DELAWARE	40% MUNICIPAL COURT	10029203-5319	\$220,000.00	0001
R1001108	CITY OF DELAWARE	MUNICIPAL PROSECUTOR	10029203-5360	\$150,000.00	0001
R1000908	RODMAN NEEPER FUNERAL	CORONER CALLS	10030301-5342	\$10,000.00	0001
R1000905	FRANKLIN COUNTY CORONER	AUTOPSIES	10030301-5342	\$60,000.00	0001

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

RESOLUTION NO. 10-55

IN THE MATTER OF APPROVING A PURCHASE ORDER:

It was moved by O'Brien , seconded by Thompson to approve Purchase Order as listed below:

PR Number	Vendor Name	Line Desc	Line Account	Line Amount	Line Number
R1000941	BUCKEYE RANCH INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$79,290.00	0001

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

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

RESOLUTION NO. 10- 56

IN THE MATTER OF REJECTING CLAIM FOR BAT BITE BY MR. DAVID FROEHLICH:

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

Whereas, Ohio Revised Code (“ORC”) Sections 955.41 and 955.42 outline the process for reimbursement for rabies bite, and

Whereas, ORC 955.42 provides that a person bitten or injured by an animal afflicted with rabies, if the bite or injury has caused the person to employ medical treatment, may present, within four months after the bite or injury, at a regular meeting of the board of county commissioners, an itemized account of the expenses incurred and the amount paid by the person for medical treatment, verified by the persons own affidavit and that of the persons attending physician, and

Whereas, ORC 955.42 further requires that the person shall present, with the accounts and affidavits, documentation establishing that the person is unable, without deprivation of basic needs, to further provide for the payment of the expenses incurred for the medical treatment, and

Whereas, according to the David Froehlich, the bat bite occurred on August 22, 2009, and the information was provided by Carol Froehlich via e-mail to Commissioner Hanks, on December 24, 2009, and

Whereas, the statutorily required documentation was not provided, by the person required to provide such, within the statutory four month period, and no affidavits were provided by the person bitten and the attending physician, per ORC 955.42

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Delaware County that the Board did not receive the proper documentation or affidavits in accordance with ORC 955.42 and 955.41 and hereby rejects the claim for reimbursement of a rabies bite in accordance with ORC 955.42 and 955.41

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

RESOLUTION NO 10-57

IN THE MATTER OF APPROVING THE REIMBURSEMENT TO MR. AND MRS. DAVID FROEHLICH FROM THE DELAWARE COUNTY GENERAL FUND IN THE AMOUNT OF FIFTEEN HUNDRED DOLLARS THE MAXIMUM ALLOWED PURSUANT TO ORC 955.41, AND THE APPROVAL OF A PURCHASE ORDER AND VOUCHER PAYABLE TO THE FROEHLICHS IN THAT AMOUNT

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve the reimbursement to Mr. and Mrs. David Froehlich from the Delaware County General Fund in the amount of fifteen hundred dollars the maximum allowed pursuant to ORC 955.41, and the approval of a purchase order and voucher payable to the Froehlichs in that amount

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

RESOLUTION NO. 10-58

IN THE MATTER OF STATING THE INTENTION OF THE DELAWARE COUNTY BOARD OF COUNTY COMMISSIONERS TO THE LEGISLATURE OF THE STATE OF OHIO TO OPPOSE A CHANGE TO THE CONSTITUTIONAL AMENDMENT TO MOVE THE LOCATION OF THE PENN NATIONAL CASINO TO DELAWARE COUNTY FROM A SPECIFIC SITE AT THE ARENA DISTRICT IN THE CITY OF COLUMBUS :

It was moved by , seconded by to approve the following

Whereas, The Board of Commissioners of Delaware County has become aware that the City of Columbus Mayor Coleman has proposed unspecified sites near Polaris area of Delaware County as alternative sites for the Penn National Casino, and

Whereas, the Board of Trustees from Genoa Township and the City Manager from the City of Westerville, at the direction of Westerville City Council, have written to Mayor Coleman and members of Columbus City Council opposing the Polaris area as an alternate site for the Penn National Casino, and

Whereas, the current constitutional amendment limits the location for a gambling site to the Arena District in the City of Columbus, and

Whereas, any change to that location would have to be approved by a constitutional amendment, and

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

Now Therefore Be it Resolved that the Board of County Commissioners of Delaware County Ohio requests the state legislature to oppose a change to the constitutional amendment to move the location of the Penn National Casino to Delaware County from the location approved by a vote of the people of the state of Ohio to a specific site in the Arena District in the City of Columbus.

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

RESOLUTION NO 09-59

IN THE MATTER OF AMENDING RESOLUTION NO 09-58 BY CHANGING THE HEADING TO READ (IN THE MATTER OF STATING THE INTENTION OF THE DELAWARE COUNTY BOARD OF COUNTY COMMISSIONERS TO THE LEGISLATURE OF THE STATE OF OHIO TO OPPOSE A CHANGE TO THE CONSTITUTIONAL AMENDMENT TO MOVE THE LOCATION OF THE PENN NATIONAL CASINO TO DELAWARE COUNTY FROM A SPECIFIC SITE AT THE ARENA DISTRICT IN THE CITY OF COLUMBUS) AND CHANGING THE LAST PARAGRAPH OF THE RESOLUTION TO READ (NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY OHIO REQUESTS THE STATE LEGISLATURE TO OPPOSE A CHANGE TO THE CONSTITUTIONAL AMENDMENT TO MOVE THE LOCATION OF THE PENN NATIONAL CASINO TO DELAWARE COUNTY FROM THE LOCATION APPROVED BY A VOTE OF THE PEOPLE OF THE STATE OF OHIO TO A SPECIFIC SITE IN THE ARENA DISTRICT IN THE CITY OF COLUMBUS.)

ORIGINAL RESOLUTION READ AS FOLLOW:

IN THE MATTER OF STATING THE INTENTION OF THE DELAWARE COUNTY BOARD OF COUNTY COMMISSIONERS TO THE LEGISLATURE OF THE STATE OF OHIO TO OPPOSE A CHANGE TO THE CONSTITUTIONAL AMENDMENT FOR A SPECIFIC SITE FOR CASINO GAMBLING

Whereas, The Board of Commissioners of Delaware County has become aware that the City of Columbus Mayor Coleman has proposed unspecified sites near Polaris area of Delaware County as alternative sites for the Penn National Casino, and

Whereas, the Board of Trustees from Genoa Township and the City Manager from the City of Westerville, at the direction of Westerville City Council, have written to Mayor Coleman and members of Columbus City Council opposing the Polaris area as an alternate site for the Penn National Casino, and

Whereas, the current constitutional amendment limits the location for a gambling site to the Arena District in the City of Columbus, and

Whereas, any change to that location would have to be approved by a constitutional amendment, and

Now Therefore Be it Resolved that the Board of County Commissioners of Delaware County Ohio requests the state legislature to oppose a change to the constitutional amendment to move the location of the Penn National Casino from the location approved by a vote of the people in the state of Ohio in the Arena District in the City of Columbus.

It was moved by Mr. Thompson and seconded by Mr. O'Brien to approve Resolution No 09-59 Amending Resolution No. 10-58

AMENDED RESOLUTION IS AS APPROVED IN RESOLUTION NO. 10-58

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

RESOLUTION NO. 10-60

IN THE MATTER OF APPROVING CHANGES TO JOB DESCRIPTIONS:

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

Whereas the current job descriptions for the positions of Case Manager Administrative Assistant in the Child Support Enforcement Authority Department and Assistant Delaware County Dog Warden in the Department of Administrative Services were recently updated;

Whereas the updates for the Case Manager Administrative Assistant job description reduces the responsibilities and duties of the position and therefore requires a revision including a change in compensation;

Whereas the updates of the Assistant Dog Warden job description do not alter the primary duties and responsibilities of the position but are more for clarification purposes;

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

Whereas both job description changes are recommended by the County Administrator and the Directors of Child Support Enforcement Authority and Administrative Services and require approval of the Delaware County Board of County Commissioners;

Therefore, be it resolved that the Delaware County Board of Commissioners, upon recommendation, hereby approve the changes to the job descriptions.

(Copies of job descriptions are available in the Administrative Services Office until no longer of administrative value).

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

RESOLUTION NO. 10-61

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

The Director of Job and Family Services recommends to approve the Leave-With-Out-Pay for Stephanie Acker an Income Maintenance Worker III; effective January 8, 2010. (LWOP Pay Period 12/30/09-2/5/10)

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

RESOLUTION NO. 10-62

IN THE MATTER OF ACCEPTING AND AWARDING THE BID TO OFFICE CITY EXPRESS FOR ITB #09-04 - OFFICE SUPPLIES FOR DELAWARE COUNTY:

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

WHEREAS, Delaware County received bids for office supplies for Delaware County on December 14, 2009. And;

WHEREAS, after carefully reviewing the bids received, the bid submitted by Office City Express has been determined to be the lowest and best bid.

NOW THEREFORE BE IT RESOLVED, that the board of Commissioners of Delaware County, State of Ohio, accept and award the bid submitted by Office City Express for ITB #09-04 - Office Supplies for Delaware County.

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

RESOLUTION NO. 10-63

IN THE MATTER OF REJECTING ALL BIDS RECEIVED FOR ITB# 09-04 - BID II PRINTER CARTRIDGES FOR DELAWARE COUNTY:

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

WHEREAS, Delaware County received bids on December 14, 2009. And;

WHEREAS, Delaware County reserves the right to reject all bids, in whole or in part.

NOW THEREFORE BE IT RESOLVED, that the board of Commissioners of Delaware County, State of Ohio, reject all bids received for ITB # 09-04 – Bid II Printer Cartridges for Delaware County.

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

RESOLUTION NO. 10-64

IN THE MATTER OF APPROVING AN ADVANCE FOR VICTIM'S ASSISTANCE AND APPROPRIATIONS FOR THE SHERIFF'S OFFICE LEAP GRANT:

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

Advance of Funds

From	To	
10011102	23412303	\$1,700.00

COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010

Comm General VOCA ARRA

Supplemental Appropriation

28631319-5001	2010 Leap Grant/Compensation	\$	4,000.00
28631319-5101	2010 Leap Grant/Insurance	\$	2,800.00
28631319-5120	2010 Leap Grant/PERS	\$	520.00
28631319-5102	2010 Leap Grant/Workers Comp	\$	80.00
28631319-5131	2010 Leap Grant/Medicare	\$	100.00

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

**COMMISSIONERS' COMMITTEES REPORTS
(Refer To CD Minutes For Entire Record)**

Commissioner O'Brien
-No Comments

Commissioner Hanks
-Met with Shawnee Hills Mayor
-DATA considering shuttle service for new Zoo hotel
-Data Board met – Andy Brenner elected chair
-Concerned about movement to take tax abatement authority away from counties and giving to Cities

Commissioner Thompson
-Alzheimer's Screening at CFOA
-Investigating possible Military assistance for Fiber
-DKMM Director Interview today
-Census Road Tour well attended
RESOLUTION NO. 10-65

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR PENDING OR
IMMINENT LITIGATION:**

It was moved by Mr. Hanks, seconded by Mr. O'Brien to adjourn into Executive Session at 9:50 AM.

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

RESOLUTION NO. 10-66

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Hanks, seconded by Mr. O'Brien to adjourn out of Executive Session at 10:10 AM.

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

RESOLUTION NO. 10-67

**IN THE MATTER OF APPROVING SETTLEMENT OF BOARD OF COMMISSIONERS
DELAWARE COUNTY, OHIO v. LYNN CHARLES HILL ET AL, DELAWARE COUNTY
COMMON PLEAS COURT CASE NUMBER 08-CVH-11-1497:**

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

WHEREFORE: A settlement has been negotiated between legal counsel in the case of Board of Commissioners Delaware County, Ohio v. Lynn Charles Hill et al, Delaware County Common Pleas Court case number 08-CVH-11-1497.

NOW THEREFORE, IT IS HEREBY RESOLVED that this Board approves such negotiated settlement as set forth in the Agreed Judgment Entry (Exhibit A).

BE IT FURTHER RESOLVED, that legal counsel for this Board, without further action of this Board, is hereby given authority to execute on this Board's behalf all documents necessary to effectuate such settlement. Such authority extends to documents concerning settlement executed prior to the date of this Resolution.

This Resolution shall take full effect of at the earliest possible date and time.

(Copy of Entry available in the Commissioners' Office until no longer of administrative value).

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 14, 2010**

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

RESOLUTION NO. 10-68

IN THE MATTER OF ADJOURNING THE MEETING:

It was moved by Mr. Hanks , seconded by Mr. Thompson to adjourn the meeting.

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

Todd Hanks

Ken O'Brien

Tommy Thompson

Letha George, Clerk to the Commissioners