

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD MARCH 8, 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. 10-281**

**IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD MARCH 4, 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 March 4, 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. 10-282**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0305:**

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0305 and Purchase Orders as listed below:

| PR Number | Vendor Name                | Line Desc                  | Line Account    | Line Amount | Line Number |
|-----------|----------------------------|----------------------------|-----------------|-------------|-------------|
| R1003178  | SEDGWICK CLAIMS MANAGEMENT | QUARTERLY INSTALLMENT FEES | 61311923 - 5301 | \$24,350.00 | 0001        |

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

**RESOLUTION NO. 10-283**

**IN THE MATTER OF APPROVING THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0305GC:**

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0305GC.

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

**RESOLUTION NO. 10-284**

**IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:**

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

Whereas, The County Administrator recommends this measure for adoption by the Board,

The Sheriff's Office is requesting that Kevin Barbeam attend a Police Supervisor In-Service Training at the DANA Conference Center March 8-12, 2010, at the cost of \$545.00 (Fund Number 29131321).

The Administrative Services Department is requesting that Dawn Huston attend a Solutions For Ethical Decision Making Seminar for Continuing Education Credits in Columbus, Ohio March 17, 2010, at the cost of \$99.00 (Fund Number 10011108).

The Administrative Services Department is requesting that Christine Shaw attend a Guidelines for Managing Electronic Mail and Digital Imaging Seminar in Columbus, Ohio March 18, 2010, at the cost of \$42.00 (Fund Number 10011103).

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The Child Support Enforcement Agency is requesting that Kelly Mills attend an OCDA Committee Meeting in Columbus, Ohio April 16, 2010, at the cost of \$12.00 (Fund Number 23711630).

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

**RESOLUTION NO. 10-285**

**IN THE MATTER APPROVING A LETTER OF SUPPORT FOR THE WALLICK-HENDY DEVELOPMENT'S REHABILITATION OF SUNNYVIEW SQUARE APARTMENTS:**

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

Whereas, the Board of Delaware County Commissioners, wishes to offer the support of their office to Wallick-Hendy Development's rehabilitation of Sunnyview Square Apartments, located at 69 Rock Creek Drive, Delaware, Ohio 43015, and

Whereas, the development and rehabilitation of affordable housing for low- and moderate-income seniors is a priority of this office, and

Whereas, the Board of Delaware County Commissioners understands that Sunnyview Square's neighborhood will see significant public and private investment in 2010 and beyond, most notably with the Delaware Training & Community Center located at Houk Street near Boulder Drive. This project is part of The City of Delaware's development plan and will consist of a new National Guard Facility, a new YMCA, and a community park with ball fields, ponds and fishing piers, and a new crossroads, and

Whereas, rehabilitating Sunnyview Square will further improve the neighborhood, and is worthy of the Ohio Housing Finance Agency's investment.

Therefore Be It Resolved, the Board of Delaware County Commissioners is eager to see the rehabilitation of Sunnyview Square in 2011, and again offer their support to Wallick-Hendy Development in this endeavor.

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

**RESOLUTION NO. 10-286**

**SETTING DATE AND TIME FOR VIEWING AND PUBLIC HEARING FOR CONSIDERATION OF THE HARDIN #267 WATERSHED AREA DITCH PETITION FILED BY CATHY EGGLESTON AND OTHERS:**

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

WHEREAS, on January 28, 2010, the Clerk of this Board gave notice to the Board of County Commissioners and the County Engineer of Delaware County, Ohio, on the filing with her of a petition signed by Cathy Eggleston and Others, to:

1. Commencing in Delaware County, Liberty Township within the Hardin #267 watershed and generally following, but not limited to the course and termini of the existing improvement.
2. To generally improve the drainage, both surface and subsurface, to a good and sufficient outlet by replacing or repairing, or altering the existing improvement as required and/or creating new surface and subsurface drainage mains or laterals as requested by this petition.

WHEREAS, the proper bond has been filed with the clerk, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the cost incurred by the Engineer in making his preliminary reports, if the prayer of this petition is not granted, or if the petition is for any cause dismissed, unless the Board decides to pay the Engineer's cost from the bond in accordance with Section 6131.09 of the Revised Code;

Whereas, The County Administrator recommends this measure for adoption by the Board,

THEREFORE, BE IT RESOLVED, BY THE Board of County Commissioners, that **Monday the 26th day of April 26, at 1:30 PM** near the following: 5321 Liberty Rd. Powell OH 43065, be and the same is hereby fixed as the time and place for the view thereon, and

BE IT FURTHER RESOLVED, That **Tuesday the 6<sup>th</sup> day of July, 2010, at 7:30 PM** at the Office of the Board of County Commissioners, 101 North Sandusky Street Delaware, Ohio be and the same is hereby fixed as the time and place for the first hearing on the petition, and

BE IT FURTHER RESOLVED, that notice of said view and hearing be given, as required by law.

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

**RESOLUTION NO. 10-287**

**SETTING DATE AND TIME FOR VIEWING AND PUBLIC HEARING FOR CONSIDERATION OF THE ROOF #397 ROAD WATERSHED AREA DITCH PETITION FILED BY DEBORAH HETRICK, KAREN IRWIN AND OTHERS:**

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

WHEREAS, on February 4, 2010, the Clerk of this Board gave notice to the Board of County Commissioners and the County Engineer of Delaware County, Ohio, on the filing with her of a petition signed by Deborah Hetrick, Karen Irwin and Others, to:

1. Commencing in Delaware County, Kingston and Brown Townships within The Roof #397 Watershed and generally following, but not limited to the course and termini of the existing improvement.
2. To generally improve the drainage, both surface and subsurface, to a good and sufficient outlet by replacing or repairing, or altering the existing improvement as required and/or creating new surface and subsurface drainage mains or laterals as requested by this petition.

WHEREAS, the proper bond has been filed with the clerk, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the cost incurred by the Engineer in making his preliminary reports, if the prayer of this petition is not granted, or if the petition is for any cause dismissed, unless the Board decides to pay the Engineer's cost from the bond in accordance with Section 6131.09 of the Revised Code;

Whereas, The County Administrator recommends this measure for adoption by the Board,

THEREFORE, BE IT RESOLVED, BY THE Board of County Commissioners, that **Monday the 3<sup>rd</sup> day of May, 2010, at 1:30 PM** near the following: 2164 N 3 B and K Rd. Sunbury OH 43074 be and the same is hereby fixed as the time and place for the view thereon, and

BE IT FURTHER RESOLVED, That **Monday the 2<sup>nd</sup> day of August, 2010, at 7:30 PM** at the Office of the Board of County Commissioners, 101 North Sandusky Street Delaware, Ohio be and the same is hereby fixed as the time and place for the first hearing on the petition, and

BE IT FURTHER RESOLVED, that notice of said view and hearing be given, as required by law.

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

**RESOLUTION NO. 10-288**

**IN THE MATTER OF AUTHORIZING THE USE OF DELAWARE COUNTY GENERAL FUNDS TO BE USED FOR A DELAWARE AREA CHAMBER EVENT:**

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

WHEREAS, there is a request for authorization to use Delaware County general funds in the amount of \$50.00 for a Delaware Area Chamber Event.

Further Be it Resolved the Commissioners approve a Purchase Order and Voucher payable to the Delaware Area Chamber of Commerce as follow:

\$50.00 10011102-5308

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

**RESOLUTION NO. 10-289**

**IN THE MATTER OF APPROVING PLAT FOR MANSARD ESTATES SECTION 2:**

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

Whereas, the plat for the following development has been approved by the County Engineer, and

Whereas, the County Engineer recommends that the Commissioners approve the following plat;

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Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approve the following plat.

**Mansard Estates Section 2**

Situated In The State Of Ohio, County Of Delaware, Township Of Genoa, And In Farm Lots 13 (41.316 Acres) And 14 (2.109 Acres), Quarter Township 2, Township 3, Range 17, United States Military Lands, Containing 43.425 Acres Of Land, More Or Less, Said 43.425 Acres Being Part Of Those Tracts Of Land Conveyed To M/I Homes Of Central Ohio, Llc By Deeds Of Record In Official Record 686, Page 932, (33.104 Acres) And Official Record 687, Page 773 (42.511 Acres), All Being Of Record In The Recorder's Office, Delaware County, Ohio. (Cost \$150.00)

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

**RESOLUTION NO. 10-290**

**IN THE MATTER OF APPROVING RIGHT OF WAY WORK PERMIT SUMMARY SHEET:**

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

Whereas The Below Requests To Perform Work Within The Right Of Way Have Been Reviewed And Approved By The Delaware County Engineer; Now Therefore Be It Resolved That The Following Permits Are Hereby Approved By The Board Of Delaware County Commissioners:

| Permit # | Applicant    | Location                       | Type of Work       |
|----------|--------------|--------------------------------|--------------------|
| U10-019  | CENTURY LINK | CENTERBURG RD                  | REPLACE CABLE      |
| U10-020  | CENTURY LINK | GREEN COOK RD                  | RELOCATE CABLE     |
| U10-021  | INSIGHT      | WORTHINGTON RD                 | DIRECTIONAL BORE   |
| U10-023  | CENTURY LINK | PORTER CENTRAL & CENTERBURG RD | PLACE CABLE IN ROW |

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

**RESOLUTION NO. 10-291**

**IN THE MATTER OF APPROVING A RESOLUTION VACATING A PORTION OF A DRAINAGE EASEMENT FOR LOT 3782, THE SHORES SECTION 13:**

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

Whereas, the County Engineer recommends approving the following:

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approve the following:

Since the time of the recording of the plat for this project, the drainage facilities have been constructed, and it has been found that the original easement as shown on the exhibit is not necessary. By way of this vacation, the Engineer is reducing the easement as depicted on the exhibit.

**DESCRIPTION OF A PARTIAL RELEASE OF A  
100 YEAR STORM EASEMENT  
PLAT CABINET 3, SLIDE 391-391A  
DELAWARE COUNTY, OHIO**

Situate in the State of Ohio, Delaware County, Orange Township and lying on, over and across Lot 3782 of The Shores Section 13, a subdivision of record in Plat Cabinet 3, Slides 391-391A as conveyed to Keith J. Kuhlmann and Christie A. Kuhlmann by deed of record in Official Record 697, Page 1534 (all records herein are from the Recorder's Office, Delaware County, Ohio) and being more particularly described as follows:

Begin for reference at the northeasterly corner of said Lot 3782, on the southerly right-of-way line of Sandhurst Drive;

Thence South 50° 45' 34" East, a distance of 95.08 feet, along the line common to said Lot 3782 and Lot 3781 to the **True Point of Beginning**;

Thence South 50° 45' 34" East, a distance of 10.00 feet, continuing with the line common to said Lots 3782 and 3781 to a point;

Thence South 39° 15' 39" West, a distance of 100.00 feet, crossing said Lot 3782 to a point on the line common to said Lot 3782 and Lot 3783;

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Thence North 50° 45' 34" West, a distance of 16.00 feet, along the line common to said Lots 3782 and 3783 to a point;

Thence North 42° 41' 40" East, a distance of 100.18 feet, crossing said Lot 3782 to the **True Point of Beginning**, containing 0.030 acre, more or less;

The bearings in the above description are based on the bearing of North 39° 14' 26" East for the centerline of Sandhurst Drive, as shown on the plat entitled The Shores Section 13 a subdivision of record in Plat Cabinet 3, Slides 391-391A, records of the Recorder's Office, Delaware County, Ohio.

The information in the above description is based on available public records and not an actual field survey. This does not represent a boundary survey and is not intended for the transfer of real property. **Stantec Consulting Services Inc.** Robert J. Sands, P.S. Professional Surveyor #S-8053

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

**RESOLUTION NO. 10-292**

**IN THE MATTER OF APPROVING A CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND CRAWFORD CONSTRUCTION COMPANY FOR GREEN COOK ROAD OVER DUNCAN RUN:**

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

Whereas, the County Engineer recommends approval of the contract between the Delaware County Commissioners and Crawford Construction Company for Green Cook Road over Duncan Run;

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approve the contract between The Delaware County Commissioners and Crawford Construction Company for Green Cook Road over Duncan Run.

**DEL-TR29-2.22**

**Green Cook Road over Duncan Run  
Bid Opening of February 16, 2010**

As the result of the above referenced bid opening, The Engineer recommends that a bid award be made to Crawford Construction Company of Galion, Ohio, the low bidder for the project. A copy of the bid tabulation is available for your information.

Also available are two copies of the Contract with Crawford Construction for your approval. The Engineer's Office has received all required documentation (Certification/Affidavit in Compliance with ORC Section 3517.13, Declaration Regarding Material Assistance/Non-assistance to a Terrorist Organization Form) for the approval of this contract.

**CONTRACT**

THIS AGREEMENT is made this 8<sup>th</sup> day of March, 2010 by and between Crawford Construction, hereinafter called the "Contractor" and the Delaware County Commissioners, hereinafter called the "Owner".

Crawford Construction  
782 Charles St, PO Box 148  
Galion, Ohio 44833

The Contractor and the Owner for the considerations stated herein mutually agree as follows:

**ARTICLE 1. Statement of Work**

The Contractor shall furnish all supervision, technical personnel, labor, materials, machinery, tools, equipment, and services, including utility and transportation services, and perform and complete all work required for the construction of the improvements embraced in the project named "DEL-TR29-2.22, Green-Cook Road over Duncan Run", and required supplemental work for the project all in strict accordance with the Contract Documents.

**ARTICLE 2. The Contract Price**

The Owner will pay the Contractor for the total quantities of work performed at the unit prices stipulated in the Bid for the respective items of work completed for the sum not to exceed **Three Hundred Thirty-Seven**

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*Thousand Seven Hundred Twenty-Six Dollars and Forty-Two Cents (\$ 337,726.42)*, subject to additions and deductions as provided in the Contract Documents.

**ARTICLE 3. Contract**

The executed Contract Documents shall consist of the following:

- a. This Agreement
- b. Addenda
- c. Invitation to Bid
- d. Instructions to Bidders
- e. Signed copy of bid
- f. Work Specifications (including all plans, drawings, etc.)
- g. Specifications – General Provisions
- h. Federal and State Requirements
- i. This Agreement, together with other documents enumerated in this ARTICLE 3, which said other documents are as fully a part of the Contract as if hereto attached or herein repeated, forms the Contract between the parties hereto. In the event that any provision in any component part of this Contract conflicts with any provision of any other component part, the provision of the component part first enumerated in this ARTICLE 3 shall govern except as otherwise specifically stated.

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

**RESOLUTION NO. 10-293**

**IN THE MATTER OF DECLARING THE NECESSITY FOR IMPROVEMENTS TO DEL-TR 12-0.00 PORTER CENTRAL AND CENTERBURG ROAD INTERSECTION, INCLUDING REPLACEMENT OF A SIMPLE SPAN STEEL BEAM BRIDGE INCLUDING SIGNIFICANT PROFILE MODIFICATION OF DEL-TR 12 (PORTER CENTRAL ROAD) AND DEL-CR 48 (CENTERBURG ROAD) WITH PROJECT LENGTH TO BE 0.23 MILES, APPROVING PLANS, SPECIFICATIONS, ESTIMATES AND SETTING THE BID DATES FOR THE PROJECT KNOWN AS DEL-TR 12-0.00 PORTER CENTRAL RD AND CENTERBURG RD INTERSECTION IMPROVEMENTS PROJECT:**

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

Whereas, Section 5555.022 of the Revised Code provides that a Board of County Commissioners may find by a majority vote that the public convenience and welfare require the improving of any part of any public road, may fix the route and termini of the Improvement and may authorize such Improvement, and;

Whereas the County Engineer has determined that the existing bridge on Porter Central Road is structurally deficient and improvements to the vertical and horizontal alignment, including the super elevation, of Centerburg Road are needed, and recommends that the Board proceed with Improvements thereof, and;

Whereas the County Engineer has prepared plans, specifications and estimates for the Improvement, and;

Whereas the County Engineer has estimated the construction cost of the Improvement to be \$667,000.00;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners that:

Section 1: The public convenience and welfare require replacement of a simple span steel beam bridge on DEL-TR 12 over the south fork of Culver Creek with a single span precise reinforced concrete arch culvert, also including significant profile modification of DEL-TR 12 and DEL-CR 48. The project also includes improvements to horizontal and vertical alignment of DEL-CR 48 including super elevation and that the Improvement known as DEL-TR 12-0.00 Porter Central Rd and Centerburg Rd Intersection Improvements Project be initiated for such purpose, and;

Section 2: The costs for said Improvement will be paid for from any funds appropriated for road and bridge construction and that no special levies or assessments shall be made to pay for the Improvement, and;

Section 3: The plans, specifications and estimates for the project known as DEL-TR 12-0.00 Porter Central Rd and Centerburg Rd Intersection Improvements Project are hereby approved, and;

Section 4: The County Engineer is authorized to advertise for and received bids on behalf of the Board in accordance with the following Invitation to Bid:

**Sealed bids will be received at the Office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015 until 10:00 a.m. on March 30, 2010**, at which time they will be publicly opened and read aloud for the project known as DEL-TR 12-0.00 Porter Central Rd and Centerburg Rd Intersection Improvements Project.

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The proposals must be made on the forms provided in the Contract Documents or a copy thereof and shall contain the full name and address of the bidder. All bids shall be sealed and plainly marked "Sealed Bid For DEL-TR 12-00.00 Porter Central Rd and Centerburg Rd Intersection Improvement Project Bids shall be accompanied by a Bid Bond in the amount of one hundred percent (100%) of the bid or a certified check in the amount of ten percent (10%) of the bid. In addition to the Bid Security, a one (1) year Maintenance/Performance Bond is required for this project in the amount of one hundred percent (100%) of the total project cost, and may be submitted with the Bid Proposal.

Copies of the plans and specifications must be obtained by bidders from the **Delaware County Engineer's Office, 50 Channing Street, Delaware, Ohio 43015** OR can be downloaded from the Delaware County Engineer's Website at [WWW.DELAWARECOUNTYENGINEER.ORG](http://WWW.DELAWARECOUNTYENGINEER.ORG). Cost for each set of plans & specifications that are picked up at the office are \$20 and the cost is non-refundable. Registration with the Delaware County Engineer's Office is required to be a bidder.

The Owner requires that all work associated with the project be completed before **August 31, 2010** and the **estimated commencement of work date of April 19, 2010**.

This is a prevailing wage contract in accordance with Ohio Revised Code Chapter 4111 and the requirements of the Ohio Department of Commerce, Division of Labor and Worker Safety, Wage and Hour Bureau. Bidders shall comply with all applicable provisions.

No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Delaware County Board of Commissioners in the best interest of the County. The Board reserves the right to reject and or all bids.

Delaware Gazette Advertisement Dates:  
March 12, 2010 and March 19, 2010

**TOTAL ESTIMATED CONSTRUCTION CONTRACT** **\$667,000**

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

**RESOLUTION NO. 10-294**

**IN THE MATTER OF RENAMING AN ORGANIZATIONAL KEY AND APPROVING SUPPLEMENTAL APPROPRIATIONS FOR A FAMILY DRUG COURT GRANT:**

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

Whereas, The County Administrator recommends this measure for adoption by the Board,

**Rename Org Key**

26226206 Family Drug Court ARRA

**Supplemental Appropriations**

|  | <b>Amount</b> |
|--|---------------|
| 26226206-5001 Family Drug Court ARRA/Compensation  | \$ 20,394.00  |
| 26226206-5101 Family Drug Court ARRA/Hth Insurance | \$ 3,544.00   |
| 26226206-5102 Family Drug Court ARRA/Worker Comp   | \$ 423.00     |
| 26226206-5120 Family Drug Court ARRA/ Share OPERS  | \$ 2,856.00   |
| 26226206-5131 Family Drug Court ARRA/Medicare      | \$ 296.00     |

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

**RESOLUTION NO. 10-295**

**IN THE MATTER OF AUTHORIZING THE USE OF A PROCUREMENT CARD FOR THE EMERGENCY MANAGEMENT AGENCY:**

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

WHEREAS, pursuant the Ohio Revised Code Section 301.29, the Board of Commissioners of Delaware County by Resolution No. 04-1193 dated September 30<sup>th</sup>, 2004, has adopted a policy for the use of County Procurement Cards. And;

WHEREAS, the appointing authority for the procurement card being the EMA Executive Board has adopted the procurement card policy for the use of the card to pay for specific classes of

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work related expenses, without submitting a monthly estimate of the expenses, pursuant ORC 301.29 (F)(2).

WHEREAS, The County Administrator recommends this measure for adoption by the Board,

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of Delaware County, State of Ohio, authorize the use of the following procurement cards to the limits indicated and for specific work related expenses designated in the Procurement Card Policy without submitting a monthly estimate of expenses:

|  |                     |
|--|---------------------|
| Appointing Authority:                    | EMA Executive Board |
| Office/Department:                       | EMA                 |
| Daily spending per card:                 | \$1,000.00          |
| Monthly spending per card:               | \$4,000.00          |
| Single transaction limit:                | \$1,000.00          |
| Daily number of transactions per card:   | 5                   |
| Monthly number of transactions per card: | 50                  |
| Name on Card:                            | Bob E. Lavender Jr. |

FURTHER BE IT RESOLVED, that Brian Galligher is named the Procurement Card Coordinator for EMA.

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

**RESOLUTION NO. 10-296**

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

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

Whereas, The County Administrator recommends this measure for adoption by the Board,

The Director of Administrative Services recommends to end the probationary period and approval of the end-of-probationary pay raise for Robert Ferguson, Dog Warden for Delaware County; effective date March 6, 2010.

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

**RESOLUTION NO. 10-297**

**IN THE MATTER OF APPOINTING THOMAS JONES AS THE DELAWARE BOARD OF COUNTY COMMISSIONERS' REPRESENTATIVES TO THE DELAWARE COUNTY TRANSIT BOARD:**

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 from the public to various boards, councils and committees, and

Whereas, the Board of Commissioners of Delaware County shall appoint Thomas Jones to the Delaware County Transit Board for a three year term beginning January 1, 2010, and ending December 31, 2013;

Whereas, a vacancy has existed during a portion of the term, and

Whereas, The County Administrator recommends this measure for adoption by the Board,

Therefore, be it resolved that the Board of Commissioners, County of Delaware, State of Ohio, appoint Thomas Jones to the Delaware County Transit Board for a three year term beginning January 1, 2010, and ending December 31, 2013, Effective today March 8, 2010.

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

**RESOLUTION NO. 10-298**

**IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR REPAIR AND UPGRADE OF ABS SUBMERSIBLE MIXERS FOR ACWRF:**

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



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Whereas, The County Administrator recommends this measure for adoption by the Board,

|                                    |  |               |
|------------------------------------|--|---------------|
| <b>Supplemental Appropriations</b> |  | <b>Amount</b> |
| 66611904-5410                      | Alum Creek URF/Building Improvement >\$25,000.00 | \$137,163.00  |

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

**RESOLUTION NO. 10-299**

**IN THE MATTER OF DECLARING PERSONAL PROPERTY OBSOLETE, UNFIT, OR NOT NEEDED FOR PUBLIC USE AND THE INTENT OF SELLING SUCH PROPERTY VIA INTERNET AUCTION OR DISPOSAL OF PROPERTY OF NO VALUE:**

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

WHEREAS, Delaware County has personal property not needed for public use, or is obsolete or unfit for the use for which it was acquired; and

WHEREAS, Ohio Revised Code Section 307.12 (E) allows, by resolution adopted each calendar year, the sale of such property by internet auction; and

WHEREAS, the Delaware County Board of Commissioners passed Resolution 10-37 on January 11, 2010, declaring its intent to sell such property by internet auction; and

WHEREAS, Delaware County has personal property not needed for public use, or is obsolete or unfit for the use for which it was acquired; and

WHEREAS, certain property may receive no bids during the internet auction and can be declared to be of no value;

WHEREAS, The County Administrator recommends this measure for adoption by the Board,

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners, Delaware County, State of Ohio that the following property listed below is sold in the manner prescribed in Resolution 10-37 and the disposal or salvage of property that has no value.

Pallet #1

| Quantity | Description                         | Model # |
|----------|-------------------------------------|---------|
| 2        | 8 inch Keystone Plug Valve          | na      |
| 1        | 6 inch Keystone Plug Valve          | na      |
| 1        | 8 inch Apco sewage and vacuum valve | na      |

Pallet #2

| Quantity | Description                   | Model # |
|----------|-------------------------------|---------|
| 2        | 4 inch Matco check valve      | na      |
| 1        | 4 inch AVK gate valve         | na      |
| 1        | 4 inch Fairbanks gate valve   | na      |
| 1        | 4 inch DEZBURY plug valve     | na      |
| 1        | 4 inch brass check valve      | na      |
| 1        | Gorman Rupp air release valve | na      |

Pallet #3

| Quantity | Description                | Model # |
|----------|----------------------------|---------|
| 2        | 6 inch Mueller check valve | na      |
| 2        | 6 inch gate valve          | na      |

Pallet #4

| Quantity | Description                            | Model # |
|----------|--|---------|
| 1        | 8 inch Clow tee                        | na      |
| 1        | 4 inch Napco cross                     | na      |
| 2        | 4 inch 90 degree fitting               | na      |
| 1        | 6x6x8 inch Jenkins Brothers ball check | na      |
| 1        | Base elbow                             | na      |
| 1        | 4 inch Mueller gate valve              | na      |
| 1        | 4 inch plug valve                      | na      |

Pallet #5

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| Quantity | Description                         | Model # |
|----------|-------------------------------------|---------|
| 1        | Roots Blower 624 Ram air aquatech 8 | na      |

Pallet #6

| Quantity | Description  | Model #  |
|----------|--------------|----------|
| 1        | Roots Blower | 832RESJH |

Pallet #7

| Quantity | Description                     | Model # |
|----------|---------------------------------|---------|
| 1        | Robbins & Myers Moyno Pump      | na      |
| 2        | Reeds variable speed drive pump | na      |

Pallet #8

| Quantity | Description   | Model # |
|----------|---------------|---------|
| 3        | Roots Blowers | 56 URAI |
| 1        | Roots Blowers | 55AF    |
| 1        | Roots Blowers | 45URMX2 |

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

**RESOLUTION NO. 10-300**

**IN THE MATTER OF AUTHORIZING THE SUBMITTAL OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA 2008 FINAL PERFORMANCE REPORT WITH THE OHIO DEPARTMENT OF DEVELOPMENT (ODOD), OFFICE OF HOUSING AND COMMUNITY PARTNERSHIPS:**

It was moved by Mr. Hanks, seconded by Mr. Thompson to authorize the submittal of the following report:

WHEREAS, the Ohio Department of Development awarded \$143,000 in Fiscal Year 2008 Small Cities Community Development Block (CDBG) grant funds under the Formula Program to Delaware County; and

WHEREAS, funding to Delaware County through the Formula 2008 CDBG Formula Program, is intended to assist communities within Delaware County with necessary and useful public programs, which are responsive to State and National program objectives and qualification criteria for this program, and

WHEREAS, the Ohio Department of Development requires Delaware County to submit a Final Performance Report of the CDBG Formula 2008 for their review.

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. The Delaware County Board of Commissioners hereby authorizes the submittal of the CDBG Formula 2008 Final Performance Report to Ohio Department of Development, Office of Housing and Community Partnership.

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**  
-None

**Commissioner Hanks**  
-Federal Reserve  
-Treasurer Peterson Report  
-Dispatch Article On Google  
-Transfers  
-OSU; Earl Bruce's Birthday  
-Bicentennial Books For Schools

**Commissioner Thompson**  
-8:30AM Thursday; Investment Policy Meeting  
-Conveyance Fees  
-Phone Call; Will Follow-up On Motorcycle Month

**RESOLUTION NO. 10-301**

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**IN THE MATTER OF ADJOURNING THE MEETING:**

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