

**COMMISSIONERS JOURNAL NO. 53 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MAY 13, 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. 10-607

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD MAY 10, 2010:

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 May 10, 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 - None

RESOLUTION NO. 10-608

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0512, MEMO TRANSFERS IN BATCH NUMBERS MTAPR0512 :

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0512 , memo transfers in batch numbers MTAPR0512, and Purchase Orders as listed below:

PR Number	Vendor Name	Line Desc	Line Account	Line Amount	Line Number
R1004178	MASIMO CORPORATION	PEDIATRIC CARBON MANNEKIN SENSOR FOR RAD 57	10011303 - 5250	\$5,200.00	0001
R1004198	GLOBAL KNOWLEDGE	TUITION/BOOKS/FEES	22311611 - 5348	\$6,000.00	0001
R1004198	GLOBAL KNOWLEDGE	TUITION/BOOKS/FEES	22311614 - 5348	\$6,000.00	0002
R1004210	REACHING SUPERIOR ACHIEVEMENTS	TRAINING/POSTON	22311614 - 5348	\$3,700.00	0001
R1004210	REACHING SUPERIOR ACHIEVEMENTS	TRAINING/WILLIAMS	22311614 - 5348	\$3,500.00	0002
R1004222	DELAWARE AREA CAREER CENTER	CY 09	22311611 - 5348	\$28,287.71	0001
R1004222	DELAWARE AREA CAREER CENTER	CY 09	22411601 - 5348	\$708.37	0002
R1004228	HOLLAND ROOFING OF COLUMBUS	EMERGENCY REPAIR TO ROOF AT TARTAN AFTER ICE	66211906 - 5328	\$11,680.00	0001
R1004253	STEWART SECURITY INC	RECORDING EQUIPMENT	22511607 - 5260	\$6,116.00	0001
R1004263	SOUTHERN STATE COMMUNITY COLLEGE	TRAINING/FEES	22311611 - 5348	\$4,100.00	0001
R1004263	SOUTHERN STATE COMMUNITY COLLEGE	TRAINING/FEES	22311614 - 5348	\$4,100.00	0002
R1004291	EASTMAN KODAK CORP	SERVICE AGREEMENT FOR ARCHIVE WRITER 4800	10011103 - 5325	\$5,030.00	0001
R1004291	EASTMAN KODAK CORP	SERVICE AGREEMENT FOR ARCHIVE WRITER INTERFACE	10011103 - 5325	\$860.00	0002

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R1004291 EASTMAN KODAK SERVICE AGREEMENT 10011103 - 5325 \$113.00 0003
CORP FOR ARCHIVE
WRITER CASSETTE

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

RESOLUTION NO. 10-609

IN THE MATTER OF ACCEPTING THE AWARD FROM THE CRIMINAL JUSTICE SERVICES FOR RE-ENTRY PROGRAM COORDINATOR AND ADMINISTRATIVE ASSISTANT:

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

Grant #: 2009-RA-R01-2363
Source: Office of Criminal Justice Services – American Recovery & Reinvestment Act Justice Assistance Grant
Grant Period: 3/1/2010 – 10/31/2011

Federal Grant Amount: \$150,000
Local Match: \$0.00
Total Grant Amount: \$150,000

Accepting this grant would allow the Delaware County Re-entry Task Force to hire a re-entry coordinator along with a part-time administrative assistant to formalize the task force structure and function, conduct a community re-entry needs assessment, and prepare/coordinate development of a re-entry strategic plan with the goal of reducing recidivism by 50%.

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

RESOLUTION NO. 10-610

IN THE MATTER OF APPROVING AN ADVANCE OF FUNDS AND SUPPLEMENTAL APPROPRIATIONS FOR THE CRIMINAL JUSTICE SERVICES FOR THE RE-ENTRY PROGRAM:

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

Advance of Funds

From	To	
10011102	23311324	
Comm General	RE-ENTRY TASK FORCE ARRA	\$ 30,000.00

Supplemental Appropriation

23311324-4515	Re-entry Task Force/ARRA Funding	\$ 67,942.00
23311324-5001	Re-entry Task Force/Compensation	\$ 35,200.00
23311324-5120	Re-entry Task Force/PERS	\$ 4,928.00
23311324-5102	Re-entry Task Force/Workers Comp	\$ 704.00
23311324-5131	Re-entry Task Force/Medicare	\$ 510.00
23311324-5101	Re-entry Task Force/Health Insurance	\$ 6,500.00
23311324-5260	Re-entry Task Force/Tools & Equipment	\$ 4,500.00
23311324-5250	Re-entry Task Force/Minor Tools & Equipment	\$ 750.00
23311324-5201	Re-entry Task Force/General Supplies	\$ 1,440.00
23311324-5301	Re-entry Task Force/Professional Services	\$ 10,000.00
23311324-5309	Re-entry Task Force/Travel Mileage	\$ 1,040.00
23311324-5310	Re-entry Task Force/Travel	\$ 870.00
23311324-5313	Re-entry Task Force/Printing	\$ 1,000.00
23311324-5330	Re-entry Task Force/Communication Services	\$ 500.00

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

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RESOLUTION NO. 10-611

IN THE MATTER OF APPROVING AN ADVANCE OF FUNDS AND A REPOSTING FOR JUVENILE COURT:

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

Advance of Funds

From	To	
10011102	26226206	\$8,700.00
Comm General	Family Drug Court ARRA	

Please Repost

From	To	
10026201	26226206	
Juvenile Court	Family Drug Court ARRA	
5001-Compensation	6,131.21	
5101-Insurance	1,358.23	
5102-Workers Comp	122.62	
5120-PERS	858.37	
5131-Medicare	88.90	

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

RESOLUTION NO. 10-612

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Whereas, The 911 Communications Director recommends to accept the resignation of Teresa Byrd as a Telecommunicator; effective at the end of her shift on May 6, 2010.

Now Therefore Be It Resolved, that The Commissioners approve the resignation of Teresa Byrd as a Telecommunicator; effective at the end of her shift on May 6, 2010.

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

RESOLUTION NO. 10-613

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Whereas, The Director Of Emergency Medical Services recommends to amend resolution number 10-564, to a 3 Day Suspension without pay for EMS employee Pat Pennington; effective May 13, 2010 with specific dates to be determined by Chief Farmer or Assistant Chief Schuiling.

Now Therefore Be It Resolved, that The Commissioners approve amended resolution number 10-564, to a 3 Day Suspension without pay for EMS employee Pat Pennington; effective May 13, 2010 with specific dates to be determined by Chief Farmer or Assistant Chief Schuiling.

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

RESOLUTION NO. 10-614

A RESOLUTION AUTHORIZING THE FILING OF A WAIVER REQUEST AND USE OF THE DELAWARE COUNTY REVOLVING LOAN FUND TO ASSIST THE CENTRAL OHIO MENTAL HEALTH CENTER TO REHABILITATE TWO FACILITIES LOCATED ON SOUTH HENRY STREET:

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

WHEREAS, the Ohio Department of Development, Office of Housing and Community Partnerships, (ODOD/OHCP) provides financial assistance to Delaware County under the Community Development Block Grant (CDBG) Program; and

WHEREAS, Delaware County has a Revolving Loan Fund, which is capitalized with CDBG funds, which require the use of these funds to have a National Objective of assisting eligible low-to-moderate income households; and

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WHEREAS, to assist handicap individuals is considered a National Objective under the CDBG Program, and

WHEREAS, Central Ohio Mental Health Center serve the Serious Mental Disability (SMD) individuals who demonstrate an inability to perform tasks of daily living because of symptoms of their mental illness and physical disabilities, and

WHEREAS, Central Ohio Mental Health Center is mandated by the Ohio Department of Mental Health to be accredited by an external accreditation body to ensure quality standards of care are being practiced, and

WHEREAS, the cost of making the necessary improvements to the facilities to meet the accreditation requirements are significant and unaffordable to Central Ohio Mental Health Center, and

WHEREAS, should Central Ohio Mental Health Center be unable to continue providing services to the clients seen at the two facilities due to the inability to be re-accredited, the clients are likely to live in a severely dysfunctional manner and exhibit persistent disability and impairment in major areas of community living..

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 authorizes submitting a waiver request to ODOD/OHCP to request utilizing Delaware County Revolving Loan Fund funds in an amount not to exceed \$200,000 (two hundred thousand dollars) to assist the Central Ohio Mental Health Center to rehabilitate two facilities, know as the Snouffer Center and Star Center, located on South Henry Street in Delaware, Ohio.

Section 2. That, upon approval by the ODOD/OHCP of said waiver request, the Delaware County Board of Commissioners authorizes utilizing Delaware County Revolving Loan Fund funds in an amount not to exceed \$200,000 to assist the Central Ohio Mental Health Center to rehabilitate two facilities on Henry Street, Delaware, Ohio.

Section 3. That this resolution shall take effect and be in force immediately after its passage.

Further be it resolved that the Commissioners approve the following Supplemental Appropriations,

23111709-5365 Delaware County Revolving Loan Fund \$200,000

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

RESOLUTION NO. 10-615

IN THE MATTER OF COMPLETING THE FY2007 PUBLIC SAFETY INTEROPERABILITY COMMUNICATIONS GRANT:

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

WHEREAS, the Ohio Emergency Management Agency offered a competitive grant that was awarded to interoperable communications projects, and;

WHEREAS, the Delaware County Office of Homeland Security and Emergency Management submitted an application via resolution 07-1238 on behalf of the County, the City of Dublin, and the City of Worthington, and was accepted via resolution 08-1071, and;

WHEREAS, Delaware County was awarded the grant with a total project cost of \$1,911,250.00, a local match of \$382,250 covered by the City of Dublin, and grant revenue of \$1,529,000, and;

WHEREAS, the grant will promote interoperable communications on a regional level, increase system capacity in a large scale emergency, and provide a backup for the county communications system;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners of Delaware County hereby approves the completion of the grant with the payment of \$1,529,000.00 of the grant to the City of Dublin.

Further be it resolved, that the Commissioners approve the following purchase order and voucher:

R1004315 FINANCE FY 07 PSIC GRANT 21611323 - 5365 \$1,529,000.00 0001
DIRECTOR, DUBLIN PAYMENT
CORP

Vote on motion: Mr. Thompson Aye Mr. Hanks Aye Mr. O'Brien Abstain

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RESOLUTION NO. 10-616

IN THE MATTER OF APPROVING THE APPROPRIATION OF THE FY09 SHSGP AND RENAMING ORG KEY 21581304:

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

WHEREAS, the Ohio Emergency Management Agency offered the Delaware County Office of Homeland Security and Emergency Management a grant through the Federal Department of Homeland Security, and;

WHEREAS, the Delaware County Office of Homeland Security and Emergency Management submitted and received \$152,293.91, and;

WHEREAS, the required committee for the purpose of allocating the grant known as the Threat, Risk, and Needs (TRN) Committee met on January 8th, 2010, and;

WHEREAS, this grant does not have a match requirement and;

WHEREAS, this grant has been approved by the Delaware County Office of Homeland Security and Emergency Management Executive Committee;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners of Delaware County hereby approves the renaming of Org Key 21581304 to "FY09 SHSGP" and approve the appropriation,

Supplemental Appropriation

21581304-4509	FY 09 SHSGP/Federal Grant A	\$ 152,293.91
21581304-5001	FY 09 SHSGP/Compensation	\$ 22,000.00
21581304-5101	FY 09 SHSGP/Health Insurance	\$ 12,233.48
21581304-5120	FY 09 SHSGP/PERS	\$ 3,080.00
21581304-5131	FY 09 SHSGP/Medicare	\$ 320.00
21581304-5102	FY 09 SHSGP/Workers Comp	\$ 440.00
21581304-5201	FY 09 SHSGP/General Supplies	\$ 1,720.43
21581304-5215	FY 09 SHSGP/Program Supplies	\$ 60,000.00
21581304-5260	FY 09 SHSGP/Inv Tools Equip	\$ 10,200.00
21581304-5250	FY 09 SHSGP/Minor Tools Equipment	\$ 6,000.00
21581304-5225	FY 09 SHSGP/Personal Protection Equip	\$ 6,300.00
21581304-5243	FY 09 SHSGP/Drugs & Pharmaceuticals	\$ 15,000.00
21581304-5450	FY 09 SHSGP/Machinery & Equipment	\$ 15,000.00

Vote on motion: Mr. Thompson Aye Mr. Hanks Aye Mr. O'Brien Abstain

RESOLUTION NO. 10-617

IN THE MATTER OF APPROVING THE SUPPLEMENTAL APPROPRIATION IN THE EMERGENCY MANAGEMENT ORG KEY:

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

WHEREAS, the Ohio Emergency Management Agency offered a competitive grant for FY08 Emergency Management Performance Grant specific to generators, the Delaware County Office of Homeland Security and Emergency Management was awarded \$18,985.25, and;

WHEREAS, this grant has no match, and;

WHEREAS, EMPG has been appropriated in Emergency Management Org Key 21581301, and;

WHEREAS, this grant has been approved by the Delaware County Office of Homeland Security and Emergency Management Executive Committee;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners of Delaware County hereby approves the supplemental appropriations of Org Key 21581301,

Supplemental Appropriation

21581301-4509	EMA / Federal Grant A	\$ 18,985.25
21581301-5450	EMA/Capital Equipment	\$ 18,985.25

Vote on motion: Mr. Thompson Aye Mr. Hanks Aye Mr. O'Brien Abstain

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RESOLUTION NO. 10-618

IN THE MATTER OF APPROPRIATING THE FY 2008 CITIZEN CORPS PROGRAM GRANT FOR VOLUNTEER RESPONSE AND MANAGEMENT CAPABILITIES:

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

WHEREAS, the Ohio Emergency Management Agency offered a competitive grant for FY08 CCP, the Delaware County Office of Homeland Security and Emergency Management was awarded \$6,650.00, and;

WHEREAS, this grant has no match, and;

WHEREAS, the grant would improve volunteer response and volunteer management during emergencies and disasters, and;

WHEREAS, this grant has been approved by the Delaware County Office of Homeland Security and Emergency Management Executive Committee;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners of Delaware County hereby approves the creation of Org Key 21581308 named "FY08 CCP" and approve the appropriation,

Supplemental Appropriation

21581308-4509	FY 08 CCP/ Federal Grant A	\$	6,650.00
21581308-5001	FY 08 CCP/ Compensation	\$	1,420.00
21581308-5120	FY 08 CCP/ PERS	\$	198.80
21581308-5131	FY 08 CCP/Medicare	\$	20.59
21581308-5102	FY 08 CCP/Workers Comp	\$	28.40
21581308-5225	FY 08 CCP/Personal Protection Equip	\$	800.00
21581308-5224	FY 08 CCP/Clothing	\$	100.00
21581308-5260	FY 08 CCP/Inventoried Equip	\$	1,095.00
21581308-5201	FY 08 CCP/General Supplies	\$	56.41
21581308-5250	FY 08 CCP/Minor Tools	\$	2,626.04
21581308-5320	FY 08 CCP/Software License	\$	304.76

Vote on motion: Mr. Thompson Aye Mr. Hanks Aye Mr. O'Brien Abstain

RESOLUTION NO. 10-619

IN THE MATTER OF APPROVING THE INTERGOVERNMENTAL AGREEMENT FOR THE URBAN AREA STRATEGIC INITIATIVE GRANT:

It was moved by _____, seconded by _____ to adopt the following Resolution:

WHEREAS, the Columbus Urban Area Strategic Initiative offers a competitive grant that will be awarded to regional projects, and;

WHEREAS, the Delaware County Office of Homeland Security and Emergency Management submitted applications to Franklin County, and;

WHEREAS, this grant has no match, and;

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners of Delaware County hereby approves the application for this grant.

INTERGOVERNMENTAL AGREEMENT

This Intergovernmental Agreement ("Agreement") is made and entered into by and between the Franklin County Board of Commissioners and Delaware County Board of Commissioners.

WHEREAS, Franklin County is responsible for the administration of the Urban Area Security Initiative (UASI) grant funds from the Federal government, through the state of Ohio; and

WHEREAS, Delaware County Board of Commissioners is the recipient of four sub-contract awards from the Columbus Urban Area Homeland Security Advisory Committee for UASI funds, as more fully described below; and

WHEREAS, Franklin County and Delaware County Board of Commissioners desire to enter into this Agreement to provide for the administration of those sub-contract awards in order to expeditiously acquire and pay

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for the services and equipment sought to be obtained pursuant to the subgrant awards; and

WHEREAS, Revised Code § 307.15 provides the requisite authority for the parties to enter into this Agreement and perform their respective obligations; and

WHEREAS, this Contract has been authorized by Resolution No. _____ of the Franklin County Board of Commissioners and Resolution No. 10-619 passed the 13 day of May, 2010, by Delaware County Board of Commissioners.

NOW THEREFORE, in consideration of the premises and the mutual promises covenants and conditions contained herein, the parties hereto agree to the following:

1. Final approval for Delaware County Board of Commissioners requested FY09 Urban Area Security Initiative Funds has been received from the Office of Domestic Preparedness and the Ohio Emergency Management Agency. The project descriptions (the "Project") and dollar amounts are listed in the Project Approvals, attached hereto as Exhibit A and incorporated herein by this reference.

Franklin County shall be responsible for monitoring Delaware County Board of Commissioner's compliance with this agreement.

2. Delaware County Board of Commissioners will procure all equipment and/or services specified in the Project Awards in a timely manner. Delaware County Board of Commissioner covenants and agrees that it will utilize any and all competitive selection processes as required by state law or it's Charter and Ordinances. Prior to the ordering of equipment, Delaware County Board of Commissioners shall submit a signed and completed procurement form to the Franklin County Office of Homeland Security & Justice Programs.
3. Upon receipt and acceptance of the equipment and/or services, Delaware County Board of Commissioners shall forward the invoice and a completed Federal Equipment Inventory to Franklin County, to the attention of the Director of the Franklin County Office of Homeland Security & Justice Programs for payment. Franklin County shall process payment directly to vendor.
4. The parties agree that Delaware County Board of Commissioners shall be the initial recipient of any and all equipment purchased pursuant to this Agreement and shall be responsible for requisite maintenance, insurance and upkeep. The Delaware County Board of Commissioners may sublet grant items to government entities, provided a means to ensure the terms of the grant are maintained, such as the requisite maintenance, insurance, and upkeep. Franklin County shall have no obligation or responsibility for any maintenance of the equipment subject to this Agreement. If, however, Delaware County Board of Commissioners chooses to render the equipment inactive, loses the equipment or wishes to donate the equipment, request for approval must be made in writing to the Franklin County Office of Homeland Security & Justice Programs. Further, failure to utilize purchased equipment to support the furtherance of the security of the homeland will result in the surrender of the equipment to the Franklin County Office of Homeland Security & Justice Programs.
5. This agreement shall commence June 1, 2010 and shall terminate on February 28, 2011 unless extended by a mutual agreement of the parties.
6. The application for this Sub-contract submitted by Delaware County Board of Commissioners to the Franklin County Office of Homeland Security & Justice Programs, and the Sub-contract Award, are incorporated into this agreement by reference.
7. Delaware County Board of Commissioners hereby agrees to provide the services and achieve the objectives described in the submitted applications, and to adhere to all Standard Federal Subgrant Conditions and Special Conditions of the Sub-contract Awards. Further, Delaware County Board of Commissioners agrees to comply with the Franklin County Office of Homeland Security & Justice Programs Urban Area Security Initiative Award Terms and Conditions.
8. Payments made by Franklin County to the Vendor shall be made according to procedures stipulated by the Subgrant Conditions, Standard Federal Subgrant Conditions and Special Conditions of the Sub-contract Award.
9. Delaware County Board of Commissioners shall allow access to any books, documents, papers, and records that are pertinent to the Sub-contracts received, for the purposes of audit, evaluation or examination, to the following entities:
 1. Franklin County Office of Homeland Security & Justice Programs
 2. U.S. Department of Homeland Security
 3. Comptroller General of the United States
 4. Auditor of State of Ohio
 5. Franklin County Auditor

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6. Ohio Department of Public Safety, Emergency Management Agency
7. Any other entity entitled by applicable law

Records must be retained for a period of three (3) years following the final program termination date in accordance with Chapter 12 (Retention and Access Requirement for Records) of the Standard Federal Subgrant Conditions of the Subgrant Award. If any action involving the records has been started before the expiration of the three year period, the records must be retained until completion of the action or until the end of the three year period, whichever is later. Sub-contractee must also receive prior written approval from the Office of Homeland Security & Justice Programs prior to the disposal of any Sub-contract records, documents, or files.

10. Either party may cancel completely the obligations delineated in this agreement by giving the other party thirty (30) days written notice.
11. Upon breach of this agreement, the aggrieved party may terminate this agreement by giving thirty (30) days written notice to the breaching party.
12. Absent breach, cancellation, modification, or termination by either party, this agreement shall be absolutely terminated on February 28, 2011, unless the Sub-contract period is changed and approved by a Sub-contract Adjustment Notice. Any request for a contract extension must be made in writing by Delaware County Board of Commissioners to the Office of Homeland Security & Justice Programs at least thirty (30) days prior to the termination date.
13. This contract is subject to amendments, modifications, or alterations anytime, provided such amendments, modifications, or alterations are agreed upon in their entirety by all parties hereto, and executed in accordance with applicable provisions of the Ohio Revised Code.
14. This contract shall be construed, interpreted, and the rights of the parties determined, in accordance with the laws of the State of Ohio. A determination that any part of this agreement is invalid shall not invalidate or impair the force or effect of any other part thereof, except to the extent that such other part is wholly dependent for its operation upon the part so declared invalid.
15. In the event that an authorized governmental agency or its agent having responsibility for conducting an audit of the Sub-contract disallows certain costs and requires that a refund be issued, Delaware County Board of Commissioners shall be responsible for providing the refund amount in full.
16. For purposes of this Agreement, all notices and communications shall be by and between the Delaware County Board of Commissioners and the Franklin County Office of Homeland Security & Justice Programs.

Vote on motion: Mr. Thompson Aye Mr. Hanks Aye Mr. O'Brien Abstain

COMMISSIONERS' COMMITTEES REPORTS

Mr. O'Brien

**Attended and Participated in 911 Board Meeting on May 11, 2010
Patriot is ordered-may be some fees for secondary location**

Mr. Hanks

**News article Delaware County had 96% increase in job creation from 2000-2009
Columbus Dispatch Editorial – Look to Delaware County for the Voluntary Medical Registry
Sheriff-Captain Savage completed training –Northwestern University School of Police
Sheriff- Graduated from Ohio Dominion
New Albany gets Data Center – New Albany Community Development Director
commented that the fiber infrastructure is drawing in High Tech Business to that community
Attended Remembering the Holocaust – Survivor Stanley Ronell Very moving and
inspirational**

Mr. Thompson

**May 15-16 Arts Festival in Downtown Delaware County
CFOA looking for volunteers for Flush Tank**

RESOLUTION NO. 10-620

**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 COLLECTIVE
BARGAINING AND PENDING OR IMMINENT LITIGATION:**

It was moved by Mr. Hanks, seconded by Mr. Thompson to adjourn into Executive Session at 9:35 AM.

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

RESOLUTION NO. 10-621

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Hanks, seconded by Mr. Thompson to adjourn out of Executive Session at 10:55 AM.

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

RESOLUTION NO. 10-622

IN THE MATTER OF ADJOURNING THE MEETING:

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

Vote On Motion Mr. Thompson Mr. O'Brien Mr. Hanks

Todd Hanks

Ken O'Brien

Tommy Thompson

Letha George, Clerk to the Commissioners