

**COMMISSIONERS JOURNAL NO. 54 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD AUGUST 9, 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

9:30 AM Public Hearing # 2 To Consider Using Delaware County Revolving Loan Funds (Rlf) As A Grant To Assist The Delaware Creative Housing In Hiring A Consultant To Assess (Professionally Inspect) Each Property For Home Improvements

RESOLUTION NO. 10-1028

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD AUGUST 2, 2010:

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 August 2, 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 Abstain Mr. Hanks Aye Mr. O'Brien Aye

RESOLUTION NO. 10-1029

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD AUGUST 5, 2010:

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 August 5, 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. Hanks Abstain Mr. Thompson Aye Mr. O'Brien Aye

PUBLIC COMMENT

(Refer To Cd Minutes For Entire Record)

Mike Corbett Delaware Creative Housing

Richard Gear Client of Delaware Creative Housing

Spoke in favor of resolutions on the Public Hearing # 2 To Consider Using Delaware County Revolving Loan Funds (Rlf) As A Grant To Assist The Delaware Creative Housing In Hiring A Consultant To Assess (Professionally Inspect) Each Property For Home Improvements

CHESTER JOURDAN,

EXECUTIVE DIRECTOR MID-OHIO REGIONAL PLANNING COMMISSION

RESOLUTION NO. 10-1030

IN THE MATTER OF APPROVING A LETTER FROM THE DELAWARE COUNTY BOARD OF COMMISSIONERS TO THE MID-OHIO REGIONAL PLANNING COMMISSIONERS CONCERNING DELAWARE COUNTY SUPPORTING THE APPLICATION FOR A SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT THAT THE MID-OHIO REGIONAL PLANNING COMMISSION IS SUBMITTING ON BEHALF OF THE APPLICANT CONSORTIUM, AND INTENDS TO PARTICIPATE IN THE CONSORTIUM TO PRODUCE A REGIONAL PLAN FOR SUSTAINABLE DEVELOPMENT IF THE APPLICATION IS APPROVED:

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

Chester Jourdan, Executive Director
Mid-Ohio Regional Planning Commission
111 Liberty Street, Suite 100
Columbus, OH 43215

Dear Chester,

Delaware County supports the application for a Sustainable Communities Regional Planning Grant that the Mid-Ohio Regional Planning Commission is submitting on behalf of the applicant Consortium, and intends to participate in the Consortium to produce a Regional Plan for Sustainable Development if the application is approved.

This letter demonstrates our commitment to cooperatively carry out the program described in the application MORPC is submitting on behalf of the Consortium as the lead applicant.

In particular, we will exercise our best efforts to work with the other members of the Consortium to adopt and execute a partnership agreement within 120 days after the effective start date of the grant agreement.

The partnership agreement will (a) include a governance structure that reflects the diversity of the members of the Consortium, (b) allow for maximum participation in strategy development and decision-making, and (c) describe each Consortium member's specific activities under the program, including timetables for completion.

We further acknowledge that the U.S. Department of Housing and Urban Development will have the right to terminate the grant to the Consortium if the Consortium fails to adopt and execute a partnership agreement meeting these requirements within 120 days after the effective start date of the grant agreement.

This letter does not constitute adoption of a partnership agreement, but merely states a commitment to work in good faith towards such adoption as described above.

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

RESOLUTION NO. 10-1031

IN THE MATTER OF APPROVING THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0806GC:

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0806GC.

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

RESOLUTION NO. 10-1032

IN THE MATTER OF APPROVING THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0806BR:

It was moved by Mr. Hanks, seconded by Mr. O'Brien to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0806BR.

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

RESOLUTION NO. 10-1033

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Auditor's Office is requesting that Greg Sopczak attend a Bi-Tech Software Users Conference September 15-18, 2010, in San Francisco, California; at the cost of \$2,325.00 (Fund Number 10010101).

Environmental Services is requesting that Bill Johnson, Ed Spiers, Ross Bigelow, Ken Bruen, Larry Eley, Ric Irvine, John Hickman, Greg Miller, Joe Scherler, Joseph Amato and Dave Diehl attend a Fire Suppression and Extinguishing Demo in Columbus, Ohio on August 11 or 12, 2010 at no cost.

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

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RESOLUTION NO. 10-1034

IN THE MATTER OF APPOINTING DEBORAH MARTIN AS COUNTY ADMINISTRATOR ON A TEMPORARY BASIS AND AS SPECIAL CONSULTANT TO THE BOARD OF COMMISSIONERS AND COUNTY ADMINISTRATOR UPON EXPIRATION OF SAID TEMPORARY APPOINTMENT:

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

WHEREAS, on May 17, 2010, the Board of Commissioners of Delaware County (the "Board") adopted Resolution No. 10-641, designating Deborah Martin as Acting County Administrator; and

WHEREAS, Ms. Martin's designation was intended to continue for a period of three months; and

WHEREAS, the Board intends to appoint a new county administrator by September 3, 2010; and

WHEREAS, the Board wishes to ensure an orderly transition for the new county administrator;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Delaware County, State of Ohio:

Section 1. The Board hereby appoints Deborah Martin as Delaware County Administrator on a temporary basis. Ms. Martin shall serve as county administrator at the pleasure of the Board until such time as the Board appoints a new county administrator.

Section 2. The Board hereby sets Ms. Martin's compensation at \$85,000.00 per annum, payable biweekly.

Section 3. Immediately upon the Board's appointment of a new county administrator, Ms. Martin's temporary appointment as county administrator shall expire, and Ms. Martin's employment shall continue as special consultant to the Board of Commissioners and County Administrator. As special consultant, Ms. Martin shall assist the new county administrator acclimate to the duties of the office and advise the Board and the new county administrator on county government matters to ensure an orderly transition.

Section 4. Ms. Martin's shall serve as special consultant at the pleasure of the Board for a period of time not to exceed thirty-five (35) business days and shall be compensated at the same rate of pay set forth in Section 2 of this Resolution.

Section 5. Ms. Martin shall, at all times pertinent to this Resolution, be designated as a temporary employee.

Section 6. The Board hereby finds and determines that approval of this Resolution and all deliberations thereon are in compliance with the laws of the State of Ohio, including specifically section 121.22 of the Revised Code.

Section 7. The Board hereby orders that this Resolution shall take full force and effect immediately upon adoption.

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

RESOLUTION NO. 10-1035

IN THE MATTER OF APPROVING A SUPPLEMENTAL APPROPRIATION TO GRANT FUNDS TO MAIN STREET DELAWARE, INC:

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

WHEREAS, Main Street Delaware has requested a grant from Delaware County in the amount of \$5,000.00, and

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Delaware County that the Board hereby approve a grant in the amount of \$5,000.00 to the Main Street Delaware, Inc.

FURTHER BE IT RESOLVED that the Board of County Commissioners approve a supplemental appropriation in the amount of \$5,000.00 to Org key 10011102 -5601. The Board also approves a purchase order and voucher in the amount of \$5,000.00 to the Main Street Delaware, Inc.

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

RESOLUTION NO. 10-1036

IN THE MATTER OF AWARDING A BID AND APPROVING A CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND RIETSCHLIN CONSTRUCTION FOR WARRENSBURG ROAD OVER DELAWARE RUN PROJECT:

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

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DEL-CR172-3.39**Warrensburg Road over Delaware Run
Bid Opening of July 29, 2010**

Whereas, as the result of the above referenced bid opening, The Engineer recommends that a bid award be made to Rietschlin Construction of Crestline, Ohio, the low bidder for the project. A copy of the bid tabulation is available for your information.

Whereas, also available are two copies of the Contract with Rietschlin for your approval along with copies of the Certification/Affidavit in Compliance with O.R.C. Section 3517.33 and the Terrorist Exclusion List.

Whereas, the County Engineer recommends approval of the contract between the Delaware County Commissioners and Rietschlin Construction For Warrensburg Road Over Delaware Run Project

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approves the contract between The Delaware County Commissioners and Rietschlin Construction For Warrensburg Road Over Delaware Run Project.

CONTRACT

THIS AGREEMENT is made this 9th day of August, 2010 by and between Rietschlin Construction, hereinafter called the "Contractor" and the Delaware County Commissioners, hereinafter called the "Owner".

Rietschlin Construction
4240 Baker Road
Crestline, Ohio 44827

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-CR-172-3.39, Warrensburg Road over Delaware 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 Twenty-Eight Thousand Two Hundred Sixty-one Dollars and Fourteen Cents (\$ 328,261.14)**, 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. O'Brien Aye Mr. Thompson Aye Mr. Hanks Aye

RESOLUTION NO. 10-1037

IN THE MATTER OF AWARDING A BID AND APPROVING A CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND R&I CONSTRUCTION FOR THE DEL-CR-215-1.55, Panhandle Road Bridge over Horseshoe Run PROJECT:

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

**DEL-CR215-1.55 Panhandle Road Bridge over Horseshoe Run
Bid Opening of July 20, 2010**

Whereas, as the result of the above referenced bid opening, The Engineer recommends that a bid award be made to R&I Construction of Tiffin, Ohio, the low bidder for the project. A copy of the bid tabulation is available for your information, and

Whereas, also available are two copies of the Contract with R&I for your approval along with copies of the Certification/Affidavit in Compliance with O.R.C. Section 3517.33 and the Terrorist Exclusion List, and

Whereas, the County Engineer recommends approval of the contract between the Delaware County Commissioners and R&I Construction for the DEL-CR-215-1.55, Panhandle Road Bridge over Horseshoe Run project;

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approves the contract between The Delaware County Commissioners and R&I Construction for the DEL-CR-215-1.55, Panhandle Road Bridge over Horseshoe Run project;

CONTRACT

THIS AGREEMENT is made this 9th day of August, 2010 by and between R&I Construction, hereinafter called the "Contractor" and the Delaware County Commissioners, hereinafter called the "Owner".

R&I Construction
2931 S. St Rt. 67
Tiffin, Ohio 44883

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-CR-215-1.55, Panhandle Road Bridge over Horseshoe 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 **Four Hundred Eighteen Thousand One Hundred Thirty Dollars and Fifteen Cents (\$ 418,130.15)**, 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. O'Brien Aye Mr. Hanks Aye

RESOLUTION NO. 10-1038

IN THE MATTER OF APPROVING A RESOLUTION AUTHORIZING DELAWARE COUNTY TO PARTICIPATE IN THE ODOT COOPERATIVE PURCHASING PROGRAM:

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

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Whereas, the County Engineer's Office has participated in the ODOT Cooperative Purchasing Program for many years in order to secure lower prices for road salt, pipe and other goods and services related to highway maintenance by purchasing those items through annual contract let by ODOT; and

Whereas, a resolution is now required by ODOT for local agencies that wish to participate in the program; and

Whereas, The County Engineer requests the Board's approval to continue purchasing road salt, pipe and other goods or services related to highway maintenance through this program, using funds that are appropriated for those respective items by the Commissioners in the annual budget for the Engineer's Office.

RESOLUTION AUTHORIZING DELAWARE COUNTY TO PARTICIPATE IN THE ODOT COOPERATIVE PURCHASING PROGRAM

WHEREAS, Section 5513.01 (B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township Park Districts, Park Districts created under Chapter 1545 of the Revised Code, Port Authorities, Regional Transit Authorities, Regional Airport Authorities, Regional Water and Sewer Districts, County Transit Boards, State Universities or Colleges to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, material, supplies or other articles, and;

NOW, THEREFORE, be it resolved by the Board of Commissioners of Delaware County, Ohio:

SECTION 1:

That the Board of Commissioners (the "Board") hereby requests authorization to participate in the Ohio Department of Transportation ("ODOT") contracts for the purchase of machinery, materials, supplies or other articles which ODOT has entered into pursuant to Ohio Revised Code Section 5513.01(B).

SECTION 2:

That the Board agrees to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 3:

That the Delaware County Engineer is hereby authorized to generate Purchase Orders, subject to Board approval, for the acquisition of items from vendors under each such ODOT contract in which the Board participates.

SECTION 4:

That the Board agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Revised Code. The Board agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the Board may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

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

RESOLUTION NO. 10-1039

IN THE MATTER OF DESIGNATING AUGUST 2010 CHILD SUPPORT AWARENESS MONTH:

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

WHEREAS, ensuring children grow up safe and healthy, and children and families stay out of poverty; and

WHEREAS, ensuring that children receive the financial support they deserve involves working partnerships between county, state and federal agencies, parents, legislators, judges, healthcare professionals, advocacy groups, employers and many others; and

WHEREAS, through these partnerships, Ohio collected nearly two billion dollars, ranking 3rd in the nation for current child support distributed in 2009, and

WHEREAS, through the leadership of Delaware County Child Support Enforcement Agency, many children's lives are brighter because of the following accomplishments in the past year:

Collected \$21,562,318.15 for 2009;

For Federal Fiscal year 2009, the agency received an award in recognition by the Ohio Office of Child Support for our Cost Effectiveness in the Medium Caseload Division. For every dollar the agency spent we collected \$15.37;

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For Federal Fiscal year 2009, the agency received an award in recognition by the Ohio Office of Child Support for our Collections on Current Support in the Medium Caseload Division;

For Federal Fiscal year 2009, the agency received an award in recognition by the Ohio Office of Child Support for our Collections on Cases with Arrears in the Medium Caseload Division;

In March of 2010, DCCSEA broke our highest collection in one month record with \$1,936,806.89; and
Providing Child Support services to 4,980 cases.

WHEREAS, with the recognition of the above successes comes the acknowledgment that our children's lives count enough to pursue every possible effort to ensure that Ohio children receive the financial support they deserve.

NOW, THEREFORE, WE, The Delaware County Board of Commissioners of Delaware County, Ohio, do hereby designate, in conjunction with the State of Ohio,

AUGUST 2010
CHILD SUPPORT
AWARENESS MONTH

"Throughout Life...Support Matters."

In Delaware County we encourage everyone to promote the partnerships in raising happy and healthy children and to help ensure that the children receive the support they deserve.

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

RESOLUTION NO. 10-1040

IN THE MATTER OF APPROVING THE SUBMISSION OF THE WAL-MART GRANT FOR DELAWARE COUNTY JUVENILE COURT:

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

Grant:	2011 WAL-MART
Source :	Wal-Mart
Grant Period:	10-1-10 thru 9-30-11
Grant Amount	\$3,097.77
County Match	0
Total	\$3,097.77

If this grant is received it would allow the Court to implement a 12 week parenting program to help them learn how to identify, prevent, and intervene with youth that display destructive behaviors. The grant will allow us to purchase the necessary training materials from Parent Project.

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

Nay Votes Per The Request Of Rick Smith, Juvenile/Probate Court Due To A Change In Available Funding

RESOLUTION NO. 10-1041

IN THE MATTER OF APPROVING THE SANITARY SEWER CONSTRUCTION PLANS FOR HYATTS ROAD SANITARY SEWER EXTENSION:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to approve the following sanitary sewer construction plans for Hyatts Road Sanitary Sewer Extension for submittal to the Ohio EPA for their approval.

Whereas, the Director of Environmental Services recommends sanitary sewer plans for the Hyatts Road Sanitary Sewer Extension for submittal to the Ohio EPA for their approval;

Therefore be it resolved, that the Board of Commissioners approves sanitary sewer plans for the Hyatts Road Sanitary Sewer Extension for submittal to the Ohio EPA for their approval.

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

RESOLUTION NO. 10-1042

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

The Director of Environmental Services recommends to end the probationary period and approve the end-of-probationary pay raise for Mark Howard; effective date August 7, 2010;

Therefore Be It Resolved, that the Commissioners approve ending the probationary period and approve the end-of-probationary pay raise for Mark Howard; effective date August 7, 2010.

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

RESOLUTION NO. 10-1043

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

The Director of 911 Communications recommends accepting the retirement resignation of Teresa Glassen a Tele Communicator for 911 Communications; effective August 31, 2010;

Therefore Be It Resolved, that the Commissioners accept the retirement resignation of Teresa Glassen a Tele Communicator for 911 Communications; effective August 31, 2010.

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

RESOLUTION NO. 10-1044

9:30 AM - IN THE MATTER OF PUBLIC HEARING # 2 TO CONSIDER USING DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) AS A GRANT TO ASSIST THE DELAWARE CREATIVE HOUSING IN HIRING A CONSULTANT TO ASSESS (PROFESSIONALLY INSPECT) EACH PROPERTY FOR HOME IMPROVEMENTS:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to open the hearing

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

RESOLUTION NO. 10-1045

IN THE MATTER OF CLOSING THE PUBLIC HEARING # 2 TO CONSIDER USING DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) AS A GRANT TO ASSIST THE DELAWARE CREATIVE HOUSING IN HIRING A CONSULTANT TO ASSESS (PROFESSIONALLY INSPECT) EACH PROPERTY FOR HOME IMPROVEMENTS:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to close the hearing.

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

RESOLUTION NO. 10-1046

A RESOLUTION AUTHORIZING THE USE OF THE DELAWARE COUNTY REVOLVING LOAN FUND (RLF) TO ASSIST THE DELAWARE CREATIVE HOUSING IN HIRING A CONSULTANT TO ASSESS (PROFESSIONALLY INSPECT) EACH PROPERTY FOR HOME IMPROVEMENTS:

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

WHEREAS, the Ohio Department of Development provides financial assistance to Delaware County under the Community Development Block Grant (CDBG) Program, and Delaware County has a Revolving Loan Fund, which is capitalized with CDBG funds, with use of these funds having a National Objective of assisting eligible low-moderate income (LMI) households; and

WHEREAS, Delaware County has established the RLF, capitalized with the payback from CDBG loans to local businesses; and

WHEREAS, Delaware Creative Housing needs assistance to hire a consultant to assess each of their properties for home improvements, and

WHEREAS, Delaware Creative Housing is requesting assistance from the County's RLF to hire a consultant to assess their properties in the amount up to \$25,000.

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Whereas, the Director of the Economic Development Department recommends approval of the RLF to assist the Delaware Creative Housing.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by the Delaware County Commissioners, State of Ohio, as follows:

Section 1. The Delaware County Commissioners authorize the use of the Delaware County RLF in an amount up to and not to exceed \$25,000, to assist the Delaware Creative Housing in hiring a consultant to assess their housing stock for home repairs.

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

RESOLUTION NO. 10-1047

IN THE MATTER OF AMENDING RESOLUTION 10-84 & 10-763 TO INCREASE THE REIMBURSEMENT TO PURCHASE COFFEE, MEALS, REFRESHMENTS AND OTHER AMENITIES FOR ECONOMIC DEVELOPMENT:

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

WHEREAS, The Delaware County Commissioners authorized on Resolution No. 10-84 dated January 19, 2010, the Economic Development Director to be reimbursed from the Economic Development fees in an amount not to exceed \$2,500.00 to assist in funding the purchase of coffee, meals, refreshments and other amenities for business retention; and

WHEREAS, The Commissioners approved on Resolution #10-783 dated June 14, 2010, to increase the amount to \$3,000, and

WHEREAS, The Delaware Economic Development Director schedules planned meetings with current and future business official to discuss growth, expansion and new business, and

WHEREAS, The Economic Development Director is requesting authorization to increase the reimbursement amount to purchase coffee, meals, refreshments and other amenities to \$3,400.00.

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 hereby authorizes the Economic Development Director to be reimbursed from the Economic Development fees in an amount not to exceed \$3,400.00 to assist in funding the purchase of coffee, meals, refreshments and other amenities for business.

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

RESOLUTION NO. 10-1048

IN THE MATTER OF SETTING BID OPENING DATE AND TIME FOR DELAWARE COUNTY FORMULA 2009 OSTRANDER STREET IMPROVEMENT PROJECT (CONSIST OF ASPHALT OVERLAY AND PAVEMENT REPAIRS ON CARR, LOVELESS, HILL, AND SOUTH 2ND STREETS) AND THE APPROVAL OF ADVERTISING THE PROJECT:

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

Whereas, the Economic Development Director recommends the Bid Opening date of 10:00 AM August 27, 2010 at 101 North Sandusky Street, Delaware, Ohio 43015, For 2000 linear feet of pavement overlay along Carr Street, Loveless Street, Hill Street and South 2nd Street. Also included in the project is approximately 330 cubic yards of pavement repair to stabilize unstable areas in each roadway.

Now Therefore Be It Resolved, that the Delaware County Commissioners approve the Bid Opening date of 10:00 AM August 27, 2010 at 101 North Sandusky Street, Delaware, Ohio 43015, For 2000 linear feet of pavement overlay along Carr Street, Loveless Street, Hill Street and South 2nd Street. Also included in the project is approximately 330 cubic yards of pavement repair to stabilize unstable areas in each roadway.

NOTICE TO CONTRACTORS

Sealed proposals will be received by Delaware County, located at 101 N. Sandusky St., Delaware, Ohio, until 10:00 AM on August 27th, 2010, for the Village of Ostrander, 2010 Asphalt Overlay Project set forth in the plans and specifications on file in the above office. At the time hereinbefore mentioned and at the above-indicated office, sealed bids will be publicly opened and read. Work to be performed is described in the bid

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form.

**VILLAGE OF OSTRANDER
2010 ASPHALT PAVEMENT OVERLAY PROJECT
CONTRACT NO. 001**

The proposed work in Contract No. 001 includes: Approximately 2000 linear feet of pavement overlay along Carr Street, Loveless Street, Hill Street and South 2nd Street. Also included in the project is approximately 330 cubic yards of pavement repair to stabilize unstable areas in each roadway.

The estimated cost for this project is \$92,722.46.

All proposals shall be sealed and endorsed for Village of Ostrander, 2010 Asphalt Overlay Project, and mailed or delivered to the Delaware Commissioners Office located at 101 N. Sandusky St., Delaware, Ohio 43015. Proposals are to be on forms furnished in the Contract Documents and included with the specifications.

Plans, specifications, bid forms and contract documents may be viewed and secured at the office of:

ADR & Associates, Ltd.
88 West Church Street
Newark, OH 43055

A \$100.00 non-refundable deposit will be required for each set of drawings, specifications, and contract documents, plus \$10.00 for shipping expenses if required. Checks for bidding documents should be made payable to ADR & Associates, Ltd.

Each bid must be accompanied by a bid guaranty in the form of a bond with an approved surety company as surety for the execution of the contract. The bid guaranty and contract bond shall be for the full amount of the bid proposal and in the form as contained in the contract documents. Alternately, a certified check, cashier's check or letter of credit pursuant to Chapter 1305 of the revised code, in the amount of 10 percent of the bid will be accepted as a bid guaranty. Each proposal must contain the full name and address of every person or company interested in the same.

The County of Delaware hereby notifies all bidders that they affirmatively insure that regard to any contract entered into pursuant to this advertisement, Minority Business Enterprise (MBE) AND Women's Business Enterprise (WBE) will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award. The County of Delaware is an equal opportunity employer and requires all persons contracting with the County to certify that they are equal opportunity employers and that they do not discriminate on the grounds of race, color, religion, sex or national origin.

Bidders are required to comply with the MBE/WBE requirements set forth. In part, this means that any bidder, to the extent that it subcontracts work, shall award subcontracts to certified Minority Business Enterprise/Women's Business Enterprise in an aggregate dollar value of no less than 7.3% of the contract for MBE and 6.9% of the contract for WBE. This percent can include materials and supplies. The bid specifications provide further details on these requirements.

All Contractors and subcontractors involved with the project will, to the extent practicable use Ohio products, materials, services, and labor in the implementation of their project. Additionally contractor compliance with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, as authorized by the Governor's Executive Order of 1972, and Governor's Executive Order 84-9 regarding goals for women working on state construction projects shall be required.

Attention of bidders is called to all of the requirements contained in this bid packet, particularly to the Federal Labor Standards Provisions and Davis -Bacon Wages, various insurance requirements and various equal opportunity provisions. Bidders must comply with the provisions of the Americans with Disabilities Act of 1990.

A Pre-bid conference will be held at 10 AM on August 23, 2010, in the Ostrander Municipal Building, 19 S. Main St., Ostrander, Ohio. It is recommended that all bidders attend the pre-bid conference: however, non-attendance at pre-bid conference does not preclude Contractor from submitting bid.

Copies of the Bidding documents are available for inspection by prospective bidders at the following locations:
**McGraw-Hill Construction / Dodge /
Builder's Exchange of Central Ohio**
1175 Dublin Road
Columbus, Ohio 43215

No bidder may withdraw his bid within thirty (30) days after the actual date of the opening thereof. The County

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reserves the right to reject any and all bids for any reason whatsoever and to waive any irregularities. All bids will be considered based on lowest and best bid.

DELAWARE COUNTY COMMISSIONERS
Published Dates: August 12, 2010 and August 19, 2010

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

RESOLUTION NO. 10-1049

IN THE MATTER OF AUTHORIZING THE ACCEPTANCE AND AWARDING OF THE BID AND APPROVING THE CONTRACT SUBMITTED BY MID-OHIO PAVING FOR VILLAGE OF ASHLEY FORMULA 2009 STREET IMPROVEMENT PROJECT:

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

WHEREAS, the Ohio Department of Development provides financial assistance to local governments under the Community Development Block Grant (CDBG) Formula Program to Delaware County; and

WHEREAS, the Village reviewed the bids received, and the bid submitted by Mid-Ohio Paving, in the amount of \$47,394.40 has been determined to be the lowest and best bid, and

WHEREAS, the Director of the Economic Development Department recommends approval of the following:

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 awards the bid to Mid-Ohio Paving, in the amount of \$47,394.40 for Street Improvements in the Village of Ashley.

Section 2. That this resolution shall take effect and be in force immediately after its passage.

CONTRACT

THIS AGREEMENT made this 9th day of August 2010, by and between, Mid-Ohio Paving, hereinafter called the "Vendor" and Delaware County Commissioners, hereinafter called the "Owner".

WITNESSETH, that the Company 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 street improvements on Race St., Vine St., Taylor St., and S. Grove St.

Contractor shall complete all work as specified or indicated in the Contract Documents. The work is generally described as followed.

The Street Improvement Project will consist of paving repairs with partial depth and asphalt overlays of various Village streets. The improvements are to be done on Race, Vine, Taylor, and S. Grove Sts. The streets are in poor condition and if allowed to deteriorate further, will assuredly cost more in the future to rehabilitate.

ARTICLE 2. **The Contract Price.**

The Owner will pay the Company 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 of up to Forty-Seven Thousand Three Hundred Ninety-Four and 40/100 (Dollars) \$47,394.40 subject to additions and deductions as provided in Section 109 hereof.

1. Choose term most applicable: a corporation organized and existing under the laws of the State of Ohio; a partnership consisting of N/A; and individual trading as N/A.

2. Supply principal items of Contract such as electrical, concrete, signs, caution tape and other items needed.

ARTICLE 3. **Contract.**

The executed contract documents shall consist of the following:

- a. This Agreement
- b. Addenda
- c. Invitation for Bids

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- d. Instructions to Bidders
- e. Signed copy of Bid
- f. General Conditions, Parts I and II
- g. Special Conditions
- h. Technical Specifications
- i. Drawings (as listed in the Schedule of Drawings)

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.

Article 4. Miscellaneous Terms & Conditions

- 4.1 Company agrees that no agency, employment, joint venture, or partnership has been or will be created between the parties hereto pursuant to the terms and conditions of this Contract. Company also agrees that, as an independent Company, Company assumes all responsibility for any federal, state, municipal, or other tax liabilities alone with workers compensation, unemployment compensation, and insurance premiums which may accrue as a result of compensation received for services or deliverables rendered hereunder.
- 4.2 This Contract shall be governed by and interpreted in accordance with the laws of the State of Ohio. Any and all legal disputes arising from this Contract shall be filed in and heard before the courts of Delaware County, Ohio.
- 4.3 No term or provision of this Contract shall be deemed waived, and no breach excused, unless such a waiver or consent is expressly made in writing and signed by the party claimed to have waived or consented. Such waiver shall not constitute and shall not in any way be interpreted as a waiver of any other term or provision or future breach unless said waiver expressly states an intention to waive another specific term or provision or future breach.
- 4.4 If any item, condition, portion, or section of this Contract or the application thereof to any person, premises, or circumstance shall to any extent, be held to be invalid or unenforceable, the remainder hereof and the application of such term, condition, provision, or section to persons, premises, or circumstances other than those as to whom it shall be held invalid or unenforceable shall not be affected thereby, and this Contract and all the terms, conditions, provisions, or sections hereof shall, in all other respects, continue to be effective and to be complied with to the fullest extent permissible under the law.
- 4.5 Company certifies that it has no outstanding findings for recovery pending or issues against it by the State of Ohio.
- 4.6 The Company shall indemnify and hold harmless the county, its agents and employees from any and all losses, claims, damages, lawsuits, costs, judgments, expenses or any other liabilities which they may incur as a result of bodily injury, sickness, disease or death, or injury to or destruction of tangible property including the loss of use resulting therefrom, caused in whole or part by the negligent act or omission of the Company, any subCompany, any person directly or indirectly employed by any of them or any person for whose acts any of them may be liable.

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

RESOLUTION NO. 10-1050

A RESOLUTION IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF A COMMUNITY REINVESTMENT AREA IN ORANGE TOWNSHIP, DELAWARE COUNTY, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL AND A TAX INCENTIVE REVIEW COUNCIL:

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

WHEREAS, Delaware County desires to pursue all reasonable and legitimate incentive measures to assist and encourage development in specific areas of Orange Township that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, a survey of housing, a copy of which is on file in the Delaware County Economic Development Department, as required by section 3735.66 of the Revised Code, has been prepared for the area to be included in the proposed Community Reinvestment Area; and

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WHEREAS, the maintenance of existing and construction of new structures in such area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing structures or the construction of new structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

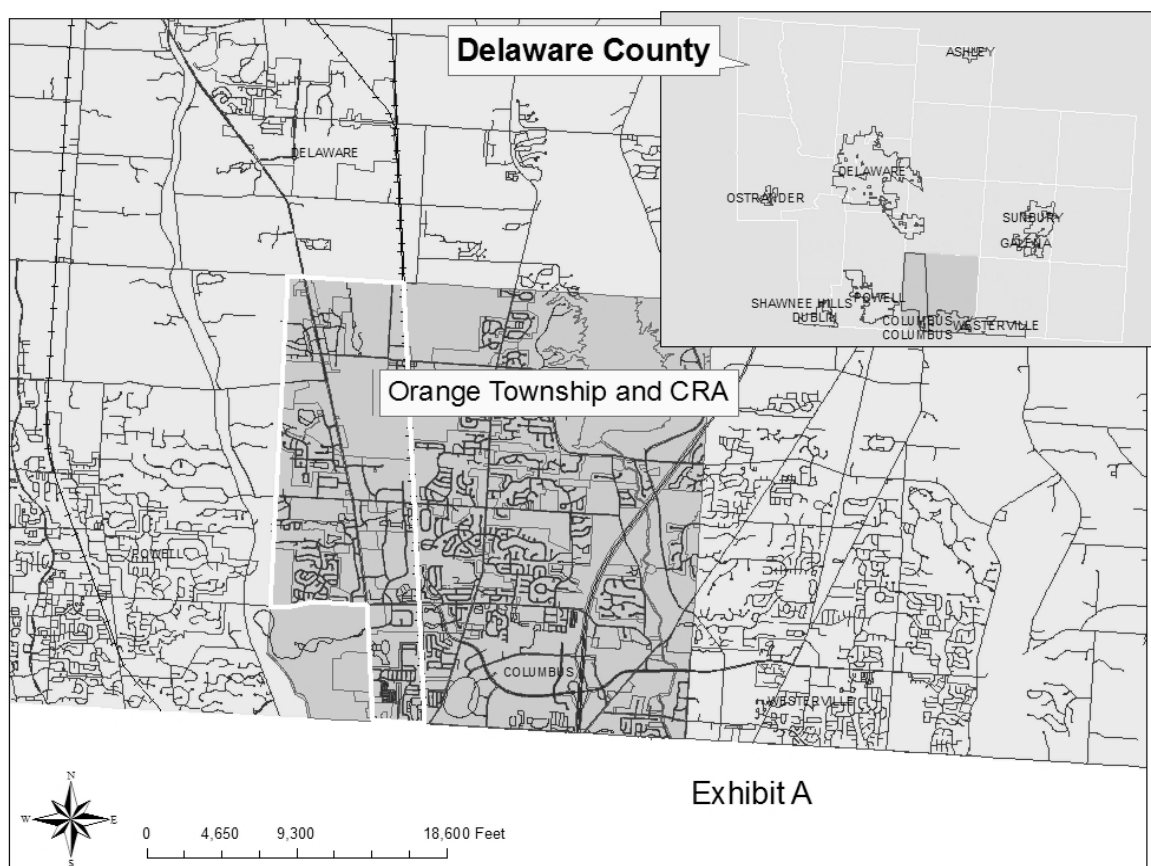
WHEREAS, the Orange Township Trustees recommended approval of the creation of the Orange Township Community Reinvestment Area per Resolution 10-337, passed on August 5, 2010.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by the Delaware County Commissioners, State of Ohio, as follows:

Section 1: The area designated as the Orange Township Community Reinvestment Area constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities or structures has been discouraged.

Section 2: Pursuant to section 3735.66 of the Revised Code, designation of the Orange Township Community Reinvestment Area, is hereby requested in the following described area: The CRA shall originate at the Northwest corner of Orange Township at the point of intersection of Orange, Liberty, and Berlin Townships, shall be bounded on the north by the Township line and shall follow an easterly course along the centerline of Hyatt Road and Shanahan Road; then it heads south with the eastern boundary being the midpoint between the two sets of railroad tracks owned by Norfolk Southern RR and CSX Transportation, respectively; it then heads west along the centerline of Lazelle Road, with the Delaware County line being the southern boundary of the CRA; then at the intersection of Lazelle Road and US-23 the line heads north following the centerline of US-23 to its intersection with Powell Road (SR750); continuing west on the centerline of West Powell Road to the Township line, then north following the western boundary of Orange Township to the CRA's point of origin. Areas in the City of Columbus are excluded.

The Orange Township Community Reinvestment Area is approximately depicted as the outlined area on the following map (see Exhibit A), which is attached hereto and, by this reference, incorporated herein. Only commercial and/or industrial properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program.



Section 3: All commercially and industrially zoned properties identified in Exhibit A, being within the designated Community Reinvestment Area, are eligible for this incentive. The CRA is a public/private partnership intended to promote and expand conforming uses in the designated area. As part of the project, Delaware County intends to undertake supporting public improvements in the designated area.

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Section 4: Applications for exemption from taxation shall be filed with the Housing Officer appointed herein. Applicants shall complete the standard Ohio Department of Development Business Application for Tax Incentives, which shall be made available upon request. Within the Community Reinvestment Area, the percentage of the tax exemption on the increase in the assessed valuation resulting from improvements to commercial and industrial real property and the term of those exemptions shall be negotiated on a case-by-case basis in advance of construction or remodeling occurring, in accordance with section 3735.67 of the Revised Code.

The Housing Officer shall review any and all applications for exemption from taxation submitted in accordance with section 3735.67 of the Revised Code. An Orange Township CRA Tax Incentive Negotiating Committee (TINC) is hereby established to assist and advise the Housing Officer in performing the Housing Officer's duties and responsibilities, pursuant to section 3735.67 of the Revised Code. The TINC shall consist of the following members: (1) the County Administrator or designee; (2) Olentangy Local School Board Superintendent or designee; and (3) an Orange Township Trustee or designee. The Housing Officer, in conjunction with the TINC, may present a tax exemption recommendation for consideration by the Orange Township Trustees prior to submission to the Delaware County Commissioners for final consideration. The final terms of any exemption from taxation shall be approved by the Delaware County Commissioners and set forth in a written Community Reinvestment Area Agreement as outlined in section 3735.671 of the Revised Code, a copy of which shall be certified to the director of the Ohio Department of Development.

Tax exemptions for residential structures are not authorized. Structures primarily used for residential purposes shall be considered residential structures.

For commercial and industrial properties, owners may request:

- a. Up to, and including, twelve (12) years (unless extended pursuant to section 3735.67(D)(3)), and up to, and including, fifty percent (50%) for the remodeling of existing commercial and industrial facilities and upon which the cost of remodeling is at least \$5,000, as described in section 3735.67 of the Revised Code, the term and percentage of which shall be negotiated on a case-by-case basis in advance of remodeling occurring.
- b. Up to, and including, fifteen (15) years, and up to, and including, fifty percent (50%) for the construction of new commercial or industrial facilities, the term and percentage of which shall be negotiated on a case-by-case basis in advance of construction occurring.

If remodeling qualifies for an exemption, during the period of the exemption, the exempted percentage of the dollar amount of the increase in assessed value of the structure shall be exempt from real property taxation. If new construction qualifies for an exemption, during the period of the exemption the exempted percentage of the structure shall not be considered to be an improvement on the land on which it is located for the purpose of real property taxation.

Section 5: All commercial and industrial projects are required to comply with the state application fee requirements of section 3735.672(C) of the Revised Code and the local annual monitoring fee of one percent of the amount of taxes exempted under the agreement—a minimum of \$500 up to a maximum of \$2500 annually, unless waived.

Section 6: To administer and implement the provisions of this resolution, the Delaware County Economic Development Director is designated as the Housing Officer, as described in sections 3735.65 through 3735.70 of the Revised Code.

Section 7: A "Community Reinvestment Area Housing Council" shall be created, consisting of one member appointed by each member of the Delaware County Board of Commissioners and two members appointed by the Delaware County Regional Planning Commission. The majority of the foregoing members shall then appoint two additional members who shall be residents of Orange Township within the Orange Township CRA. Terms of the members of the council shall be for three years. An unexpired term resulting from a vacancy in the council shall be filled in the same manner as the initial appointment was made. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under section 3735.67 of the Revised Code. The Council shall also hear appeals under section 3735.70 of the Revised Code.

Section 8: A Tax Incentive Review Council shall be established, pursuant to section 5709.85(A)(2) of the Revised Code, and shall consist of three representatives appointed by the Delaware County Commissioners, two Orange Township resident-representatives appointed by the Orange Township Trustees, the county auditor or designee, and a representative from the Olentangy Local School District and the Delaware Area Career Center appointed by their respective Boards of Education.

The Tax Incentive Review Council shall review annually the compliance of all agreements involving the granting of exemptions for commercial or industrial real property improvements under section 3735.671 of the Revised Code and make written recommendations to the Delaware County Commissioners as to continuing, modifying, or terminating said agreements based upon the performance of the agreement.

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Section 9: The Delaware County Commissioners reserve the right to re-evaluate the designation of the Orange Township Community Reinvestment Area after December 31, 2011, and annually thereafter, at which time the Council may direct the Housing Officer not to accept any new applications for exemptions as described in section 3735.67 of the Revised Code.

Section 10: The Delaware County Commissioners hereby find and determine that all formal actions relative to the passage of this resolution were taken in an open meeting of the Delaware County Commissioners, that all deliberations of the Delaware County Commissioners and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements, including section 121.22 of the Revised Code.

Section 11: This resolution shall take effect and be enforced from and after the earliest period allowed by law and upon confirmation by the Director of Development of the findings in this resolution.

Section 12: The President of the Board of County Commissioners is hereby authorized to petition the Director of Development to confirm the findings contained within this Resolution. The petition shall be made not later than fifteen days after adoption of this Resolution.

Section 13: The Clerk of the Board of County Commissioners is hereby directed to cause this Resolution to be published in a newspaper of general circulation in Delaware County once a week for two consecutive weeks immediately following adoption of this Resolution.

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

RESOLUTION NO. 10-1051

IN THE MATTER OF ISSUING A REQUEST FOR PROPOSALS (RFP) FOR CONSULTANTS TO PERFORM AN ECONOMIC IMPACT STUDY TO SUPPLEMENT AN INTERCHANGE MODIFICATION STUDY (IMS) BASED ON A MODIFIED EXISTING INTERCHANGE PROPOSED IN THE I-71 AT US 36/SR 37 AREA LOCATED IN DELAWARE COUNTY:

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

WHEREAS, the Delaware County Board of Commissioners desires qualified consultants to submit Proposals for the preparation of an economic impact study for a new interchange planned for the vicinity of I-71 at US 36/SR 37 in Delaware County;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners hereby approve issuance and publication of the following Request for Proposals:

**PUBLIC NOTICE
REQUEST FOR PROPOSALS**

Proposals will be received at the Office of the Delaware County Board of Commissioners, 101 North Sandusky Street, Delaware, Ohio 43015, until 5:00 PM, Friday, September 3, 2010, at which time they will be publicly opened and read aloud, for consulting services and performance of an Economic Impact Study of development proposed for the interchange area of I-71 at US 36/SR 37 in Delaware County, Ohio.

Copies of the detailed Request for Proposals (RFP) may be obtained by prospective consultants from the Delaware County Office of Economic Development, 101 North Sandusky Street, Delaware, Ohio 43015 Monday through Friday from 8:30 AM to 4:30 PM, or via email from the Economic Development Director, Gus Comstock, at gcomstock@co.delaware.oh.us.

The proposed development that would be the subject of the study is comprised of two separately contemplated developments in the vicinity of a planned additional interchange on I-71, which shall be located either north or south of the existing interchange at US 36/SR 37. The study should include an analysis of the retail, office, warehousing, and manufacturing potential of an area of approximately 1000 acres, bounded by the Delaware County line on the north, Cheshire Road on the south, 3B's & K Road on the west, and North Galena Road on the east.

The cost of the economic impact study shall not exceed \$40,000, and will be funded from the Revolving Loan Fund.

All Proposals shall be mailed or delivered to the attention of the Delaware County Economic Development Director, 101 N. Sandusky St., Delaware, Ohio 43015.

No Proposals shall be withdrawn for a period of sixty (60) days after the opening thereof. A contract for consulting services shall be awarded to the most qualified firm or individual, based on the following criteria: (1) experience in performing similar economic impact studies; (2) conduct and performance on previous consulting services contracts; (3) financial condition and responsibility; (4) overall education and experience of staff; and (5) any other

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factor that may reasonably bear on the prospective consultant's qualifications. Award shall be made to the consultant with the Proposal determined to be in the best interest of the County, in the sole discretion of the Board of County Commissioners. The Board reserves the right to reject any or all Proposals .

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

RESOLUTION NO. 10-1052

**IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR THE SHERIFF'S OFFICE
JAIL FUND:**

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

Transfer of Appropriations

From	To	
41211434-5410	41211434-5325	
Jail Fund/Building Improvements	Jail Fund/Maintenance Agreements	6,696.00
41211434-5410	41211434-5328	
Jail Fund/Building Improvements	Jail Fund/Maintenance & Repair	8,540.00
41211434-5410	41211434-5250	
Jail Fund/Building Improvements	Jail Fund/Minor Tools	7,000.00

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

RESOLUTION NO. 10-1053

**IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS AND SUPPLEMENTAL
APPROPRIATIONS FOR THE SHERIFF'S OFFICE:**

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

Transfer of Appropriations

FROM	TO	
10031328-5101	10031317-5001	
Federal Prisoners/Insurance	Contract Deputies/Compensation	\$ 60,600.00
10031328-5120	10031317-5001	
Federal Prisoners/PERS	Contract Deputies/Compensation	\$ 565.00
10031328-5120	10031317-5004	
Federal Prisoners/PERS	Contract Deputies/Overtime	\$ 21,857.00
10031328-5102	10031317-5101	
Federal Prisoners/Workers Comp	Contract Deputies/Insurance	\$ 303.43
10031328-5131	10031317-5101	
Federal Prisoners/Medicare	Contract Deputies/Insurance	\$ 1,941.45
10031328-5120	10031317-5101	
Federal Prisoners/PERS	Contract Deputies/Insurance	\$ 3,086.00
10031328-5120	10031317-5102	
Federal Prisoners/PERS	Contract Deputies/Workers Comp	\$ 1,661.00
10031328-5120	10031317-5131	
Federal Prisoners/PERS	Contract Deputies/Medicare	\$ 628.00

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10031328-5120 Federal Prisoners/PERS	10031317-5120 Contract Deputies/PERS	\$ 5,670.00
10031328-5001 Federal Prisoners/Compensation	10031317-5120 Contract Deputies/PERS	\$ 8,016.00
10031328-5001 Federal Prisoners/Compensation	10031307-5001 Sheriff Pay to Stay-Compensation	\$ 3,905.00
10031328-5001 Federal Prisoners/Compensation	10031307-5004 Sheriff Pay to Stay-Overtime	\$ 545.00
10031328-5001 Federal Prisoners/Compensation	10031303-5001 Sheriff Jail/Compensation	\$ 36,172.00
10031328-5001 Federal Prisoners/Compensation	10031301-5001 Sheriff Deputies/Compensation	\$ 84,890.00
10031322-5102 Sheriff SRO/Workers Comp	10031317-5131 Contract Deputies/Medicare	\$ 328.00
10031322-5120 Sheriff SRO/PERS	10031317-5131 Contract Deputies/Medicare	\$ 172.00
10031322-5001 Sheriff SRO/Compensation	10031301-5001 Sheriff Deputies/Compensation	\$ 16,420.00
10031322-5101 Sheriff SRO/Insurance	10031301-5001 Sheriff Deputies/Compensation	\$ 9,320.00
10031322-5131 Sheriff SRO/Medicare	10031301-5001 Sheriff Deputies/Compensation	\$ 200.00
10031322-5120 Sheriff SRO/PERS	10031304-5102 Sheriff Conveyance/Workers Comp	\$ 2,650.00
10031307-5120 Sheriff Pay to Stay/PERS	10031307-5102 Sheriff Pay to Stay/Workers Comp	\$ 89.00
10031307-5120 Sheriff Pay to Stay/PERS	10031307-5131 Sheriff Pay to Stay/Medicare	\$ 60.00
10031307-5120 Sheriff Pay to Stay/PERS	10031301-5102 Sheriff Deputies/Workers Comp	\$ 300.00
10031303-5101 Sheriff Jail/Insurance	10031303-5001 Sheriff Jail/Compensation	\$ 24,470.00
10031303-5120 Sheriff Jail/PERS	10031303-5102 Sheriff Jails/Workers Comp	\$ 2,660.00
10031303-5120 Sheriff Jail/PERS	10031303-5131 Sheriff Jails/Medicare	\$ 1,503.00
10031303-5120	10031303-5001	

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Sheriff Jail/PERS	Sheriff Jail/Compensation	\$ 75,580.00
10031301-5101	10031301-5001	
Sheriff Deputies/Insurance	Sheriff Deputies/Compensation	\$ 29,690.00
10031301-5120	10031301-5131	
Sheriff Deputies/PERS	Sheriff Deputies/Medicare	\$ 1,116.00
10031301-5120	10031301-5102	
Sheriff Deputies/PERS	Sheriff Deputies/Workers Comp	\$ 2,680.00

Supplemental Appropriations

10031304-5001	Sheriff Conveyance/Compensation	\$ 140,539.00
10031304-5004	Sheriff Conveyance/Overtime	\$ 12,000.00
10031304-5101	Sheriff Conveyance/Insurance	\$ 12,023.00
10031304-5120	Sheriff Conveyance/PERS	\$ 12,630.00
10031304-5131	Sheriff Conveyance/Medicare	\$ 1,735.00

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

**Commissioners' Committees Reports
(Refer To Cd Minutes For Entire Record)**

**Commissioner Hanks
-Transfers**

**Commissioner O'Brien
-Participated In The EMA Meeting On TRN Grants**

**Commissioner Thompson
-All Horse Parade**

RESOLUTION NO. 10-1054

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL AND FOR PENDING OR IMMINENT LITIGATION:

It was moved by Mr. Hanks, seconded by Mr. Thompson to adjourn into Executive Session at 10:07AM.

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

RESOLUTION NO. 10-1055

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to adjourn out of Executive Session at 10:18AM.

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

RESOLUTION NO. 10-1056

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0806 MINUS (AT THIS TIME) THE PAYMENT TO CASTO INC 24820102-5335 IN THE AMOUNT OF \$4,454.59:

It was moved by Mr. Hanks, seconded by Mr. Thompson to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0806 MINUS (AT THIS TIME) THE PAYMENT TO CASTO INC 24820102-5335 IN THE AMOUNT OF \$4,454.59 and Purchase Orders as listed below:

PR Number	Vendor Name	Line Desc	Line Account	Line Amount	Line Number
R1005337	B AND C	MAINTENANCE	21411306-5328	\$750.00	0001
	COMMUNICATIONS	AND REPAIR			

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R1005337 B AND C RADIO 21411306-5328 \$5,300.00 0002
COMMUNICATIONS EQUIPMENT

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

RESOLUTION NO. 10-1057

IN THE MATTER OF ADJOURNING THE MEETING:

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

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

Todd Hanks

Ken O'Brien

Tommy Thompson

Letha George, Clerk to the Commissioners