

COMMISSIONERS JOURNAL NO. 54 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD OCTOBER 4, 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

7:30 PM Public Hearing #2 To Consider Using Delaware County Revolving Loan Funds (RLF) To Assist Mcnamara Park, Hilmar Park, Freeman Park, And Center Green Park With ADA Compliance

7:40 PM Public Hearing #2 To Consider Using Delaware County Revolving Loan Funds (RLF) To Assist Strand Theater In Renovations

RESOLUTION NO. 10-1294

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD SEPTEMBER 30, 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 September 30, 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

Mr. Richard Bird, Questioned The Recorder's Office Ability To Meet Timelines Addressed In Resolution 10-1095

Mr. Tom Travis, General Manager Of Frontier Communications, Introduced Himself and Company, And Reminded The Commissioners Of The Invitation To The Event On Tuesday.

PRESENTATION OF PROCLAMATION AND PLAQUE RECOGNIZING JEGS PERFORMANCE AUTO PARTS FOR FIFTY YEARS IN BUSINESS

RECESS FOR 5 MINUTES

RESOLUTION NO. 10-1295

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1001:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1001 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			
Leo Meyers Uniforms	EMS Department	10011303-5225	\$ 6,000.00
Ohio Commercial Door	EMS Department	10011303-5328	\$ 1,000.00
VOUCHER			
G &G Enterprises	O'Brien Ditch Project	40311431-5328	\$68,553.62
Village of Galena	Kanes Crossing Advance	10011102-5365	\$65,293.60
Treasurer	Retainage Elford	41411435-5410	\$11,797.90

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

RESOLUTION NO. 10-1296

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

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The EMS Department is requesting that the EMS Lieutenants, Captains and Chiefs attend an EMS Leadership Course thur the Ohio Fire Academy in Delaware County November 1-3, 2010 at the cost of \$1,080.00 (Fund Number 10011303).

The EMS Department is requesting that John Berger attend an Advanced Public Information Officer Training at the Center for Domestic Preparedness October 24-30, 2010, at no cost.

The Administrative Services Department is requesting that Dawn Huston attend an Ohio Public Employer Labor Relations Association Conference in Columbus, Ohio October 22, 2010, at the cost of \$155.00 (Fund Number 10011108).

The Administrative Services Department is requesting that Dawn Huston attend Labor and Employment Conference in Columbus, Ohio October 8, 2010; at no cost.

The Administrative Services Department is requesting that Lisa Iannotta attend a CEBCO Renewal Meeting in Columbus, Ohio October 8, 2010, at no cost.

The Administrative Services Department is requesting that Brad Euans attend a Self Insured Seminar in Dublin, Ohio October 20, 2010, at the cost \$25.00 (Fund Number 613)

Environmental Services is requesting that David Finney, Matt Lambert, and Eric Kletrovetz attend the Selecting Good Contract Documents: What Can a Public Owner Include in its Contract Documents to Protect Itself education luncheon Meeting in Columbus, Ohio on October 13, 2010 at a total cost of \$105.00 from org key 66211902-5305.

Environmental Services is requesting that Jack Smelker, David Finney, Blake Jordan, Matt Lambert, Eric Kletrovetz and Tiffany Jenkins attend an educational tour of the Logan Clay Products pipe manufacturing plant in Logan, Ohio on October 20, 2010 at no cost.

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

RESOLUTION NO. 10-1297

IN THE MATTER OF APPROVING A TRANSFER OF APPROPRIATIONS FOR THE COURT VIEW PROJECT FOR JUVENILE/ PROBATE COURT:

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

Transfer of Appropriation

From	To	
26026203-5260 Juvenile Data Fund/Inventoried Tools	26026203-5452 Juvenile Data Fund/Software<\$100,000	\$10,500.00
26026203-5260 Juvenile Data/Inventoried Tools	26026203-5320 Juvenile Data/Data Processing	\$ 5,500.00
41411435-5320 Hayes Remodel/Data Processing	41411435-5452 Hayes Remodel/Software < \$100,000	\$ 117,000.00

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

RESOLUTION NO. 10-1298

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

The Director of Environmental Services recommends to end the probationary period and approve the end-of-probationary pay raise for Walter Pollock; effective date October 2, 2010.

Therefore be it resolved, that the Board of Commissioners approves ending the probationary period and approves the end-of-probationary pay raise for Walter Pollock; effective date October 2, 2010.

The Director of Environmental Services recommends to end the probationary period and approve the end-of-probationary pay raise for John Garrett; effective date October 2, 2010.

Therefore be it resolved, that the Board of Commissioners approves ending the probationary period and approves the end-of-probationary pay raise for John Garrett; effective date October 2, 2010.

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

RESOLUTION NO. 10-1299

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR NELSON FARMS SECTION 1, PHASE B, PART 1:

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

Whereas, the Director of Environmental Services recommends accepting sanitary sewers for ownership, operation, and maintenance by Delaware County as follows:

Nelson Farms Section 1, Phase B, Part 1 713 feet of 8- inch sewer 3- manhole

Therefore be it resolved, that the Board of Commissioners approve and accept the above sanitary sewers for ownership, operation, and maintenance by Delaware County.

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

RESOLUTION NO. 10-1300

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR ENVIRONMENTAL SERVICES:

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

Transfer of Appropriation

From	To		
66611903-5410	66611903-5328		
URF OECC/Building & Improv	URF OECC/Maintenance & Repair	\$	6,223.00
66611904-5410	66611904-5328		
URF ACWRF/Building & Improv	URF ACWRF/Maintenance & Repair	\$	12,472.00
66611903-5450	66611904-5320		
URF OECC/Machinery & Equip	URF ACWRF/Data Processing	\$	70,000.00

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

RESOLUTION NO. 10-1301

SETTING DATE AND TIME FOR PUBLIC HEARING #2 TO CONSIDER USING DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) TO ASSIST ANDREWS HOUSE IN ADA RENOVATIONS 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 following date and time for the Commissioners to consider using Delaware Revolving Loan Funds (RLF) to assist Andrews House in ADA renovations.

**Notice
Delaware County
Notice of Public Hearing#2**

The Delaware County Board of Commissioners anticipates requesting the approval from the Ohio Department of Development to utilize Delaware County Revolving Loan Funds to assist in funding projects. The Delaware County Revolving Loan Fund (RLF) purpose is to encourage the expansion and stability of the economic base of, and encourage increased employment opportunities, particularly for low and moderate (LMI) income persons within Delaware County.

On January 5, 2009, the County conducted its first public hearing to inform citizens about the Revolving Loan Program. Based on both citizen input and local officials' assessment of County's needs, the County is considering undertaking the following RLF Project.

To assist Andrews House with ADA renovations.

Citizens are encouraged to attend this meeting on October 18, 2010, at 9:30 am to provide their input on the RLF Project.

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Now Therefore Be It Resolved, that the Delaware County Commissioners approve the date and time of **9:30 am on Monday, October 18, 2010**, at 101 North Sandusky Street Delaware, Ohio 43015, for Public Hearing #2 to consider using Delaware County Revolving Loan Funds (RLF) to assist Andrews House with ADA renovations

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

RESOLUTION NO. 10-1302

IN THE MATTER OF SCHEDULING SPECIAL COMMISSIONERS' SESSION FOR FRIDAY OCTOBER 8, 2010 AT 9:30AM FOR ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:

It was moved by Mr. Hanks, seconded by Mr. O'Brien to approve scheduling a special Commissioners' Session for Friday October 8, 2010 for adjourning into executive session for consideration of appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or public official.

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

RECESS UNTIL 7:30PM

RESOLUTION NO. 10-1303

7:30 PM- - IN THE MATTER OF OPENING THE PUBLIC HEARING #2 TO CONSIDER USING DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) TO ASSIST MCNAMARA PARK, HILMAR PARK, FREEMAN PARK, AND CENTER GREEN PARK WITH ADA COMPLIANCE:

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

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

COMMISSIONER O'BRIEN'S MOTION TO "MOVE BY SUBSTITUTION THE \$125,300.00 AMOUNT TO \$67,400.00 DIED FOR LACK OF A SECOND.

RESOLUTION NO. 10-1304

IN THE MATTER OF CLOSING THE PUBLIC HEARING # 2 TO CONSIDER USING DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) TO ASSIST MCNAMARA PARK, HILMAR PARK, FREEMAN PARK, AND CENTER GREEN PARK WITH ADA COMPLIANCE:

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

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

RESOLUTION NO. 10-1305

IN THE MATTER OF DELAWARE COUNTY COMMISSIONERS AUTHORIZING THE USE OF THE DELAWARE COUNTY REVOLVING LOAN FUND (RLF) TO ASSIST MCNAMARA PARK, HILMAR PARK, FREEMAN PARK, AND CENTER GREEN PARK WITH ADA COMPLIANCE:

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

WHEREAS, the Genoa Township Parks Advisory Board recommends that McNamara, Hilmar, Freeman, and Center Green Parks move forward to bring the parks into compliance with the ADA standards, and

WHEREAS, McNamara, Hilmar, Freeman, and Center Green Parks are four (4) of Delaware County's more popular public parks, and

WHEREAS, Genoa Township Parks Advisory Board is requesting RLF in the amount of \$125,300.00 to assist McNamara, Hilmar, Freeman, and Center Green Parks with ADA renovations, and

WHEREAS, the ADA renovations would include ADA parking spaces, ADA parking signs, ADA sidewalk ramps, ADA accessible fishing docks, ADA picnic table, and ADA playground equipment, and

WHEREAS, the ADA renovations would promote safety to the handicapped and elderly, and

Whereas, the Director of the Economic Development Department recommends approval of the RLF to assist

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the Genoa Townships Parks with ADA Compliance.

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 the amount up to and not to exceed \$125,300 to assist the Genoa Township Parks Advisory Board with McNamara, Hilmar, Freeman, and Center Green Parks with ADA renovations.

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

RESOLUTION NO. 10-1306

7:40 PM- - IN THE MATTER OF OPENING THE PUBLIC HEARING #2 TO CONSIDER USING DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) TO ASSIST STRAND THEATRE IN RENOVATIONS:

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

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

RESOLUTION NO. 10-1307

IN THE MATTER OF CLOSING THE PUBLIC HEARING # 2 TO CONSIDER USING DELAWARE COUNTY REVOLVING LOAN FUNDS (RLF) TO ASSIST STRAND THEATRE IN RENOVATIONS:

It was moved by Mr. Hanks, seconded by Mr. Thompson to close the hearing.

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

COMMISSIONER O'BRIEN'S MOTION TO "MOVE BY SUBSTITUTION THE \$150,000.00 AMOUNT TO \$50,000.00 DIED FOR LACK OF A SECOND.

RESOLUTION NO. 10-1308

IN THE MATTER OF DELAWARE COUNTY COMMISSIONERS AUTHORIZING THE USE OF THE DELAWARE COUNTY REVOLVING LOAN FUND (RLF) TO ASSIST STRAND THEATRE WITH RENOVATIONS:

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

WHEREAS, the Strand Theatre has entertained the community for more than 90 years, and

WHEREAS, the 25,000 square foot Strand stands today as one of the 10 longest operating movie theatres in the U.S. as well as one of the few independent movie theatres showing first-run films, and

WHEREAS, drawing on its rich history and vital location, the Strand Theatre has an exciting future as the anchor to expanding cultural arts district with the regional entertainment destination, and

WHEREAS, the Strand Theatre and Cultural Arts Association are requesting RLF in the amount up to \$150,000.00 to assist with renovation to the theatre, and

WHEREAS, the renovations would promote safety to the handicapped and elderly, and

Whereas, the Director of the Economic Development Department recommends approval of the RLF to assist the Strand Theatre with renovations.

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 the amount up to \$150,000, to assist the Strand Theatre with renovations.

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

COMMISSIONERS' COMMITTEES REPORTS

**Commissioner Hanks
-180 Years Ago Today The 19th President Of The United States Was Born In Delaware, Ohio
(Rutherford B. Hayes)**

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Commissioner O'Brien

- Percent Of Use Report From Central Ohio Youth Center
- Attended And Participated In The EMA Meeting But There Was No Quorum So No Actions Taken

Commissioner Thompson

- Wednesday There Is A 911 Planning Committee Meeting
- Board Of Revision Will Need A Substitute
- Acceptance Of Orange Township's Community Reinvestment

Administrator Martin

- Council For Older Adults Meeting Minutes

RESOLUTION NO. 10-1309

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:

It was moved by Mr. O'Brien, seconded by Mr. Hanks to adjourn into Executive Session at 8:12PM.

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

RESOLUTION NO. 10-1310

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 8:17PM.

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

RESOLUTION NO. 10-1311

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

Todd Hanks

Ken O'Brien

Tommy Thompson