

**COMMISSIONERS JOURNAL NO. 54 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD OCTOBER 25, 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 Demolition Of The Property Located At 4841 County Home Road Which Is Eligible For Listing In The National Register And The Demolition Of The Property Located At 116 N. Sandusky Street Which Is Considered A Contributing Resource In The Historic Northwest District In The City Of Delaware Which Is Listed In The National Register

RESOLUTION NO. 10-1412

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD OCTOBER 21, 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 October 21, 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

April Nelson: Spoke On Public Hearing #2 Concerned On The Demolition Of The Property Located At 116 N. Sandusky Street Which Is Considered A Contributing Resource In The Historic Northwest District In The City Of Delaware Which Is Listed In The National Register

RESOLUTION NO. 10-1413

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Court of Common Pleas (Adult Court Services) is requesting reimbursement for Mark Tagline's Probation Officers Training in Columbus, Ohio on June 17 and 18, 2010, at the cost of \$150.00 (Fund Number 25622303).

The Engineer's Office is requesting that Bill Raeuchle, Jarrod Hobbs, Josh Hall and Chris McGrew attend an IH-Multiplexing Training in Plain City, Ohio November 2, 2010; at the cost of \$996.00 (Fund Number 29214001).

The Environmental Services Department is requesting that Tiffany Jenkins and Matt Lambert attend a "Visions Form the Lunch Room" meeting for Utility Management in Columbus, Ohio October 26, 2010, at no cost.

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

RESOLUTION NO. 10-1414

IN THE MATTER OF CANCELING THE THURSDAY NOVEMBER 11TH, 2010 AND THE THURSDAY NOVEMBER 25TH 2010 COMMISSIONERS' SESSIONS:

It was moved by Mr. Hanks, seconded by Mr. Thompson to cancel the Thursday November 11th, 2010 and the Thursday November 25th 2010 Commissioners' Sessions due to the holidays.

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

RESOLUTION NO. 10-1415

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

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

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Whereas, the below requests to perform work within the right of way have been reviewed and approved by The Delaware County Engineer;

Now Therefore Be It Resolved That, the following permits are hereby approved by The Board Of Delaware County Commissioners:

Permit #	Applicant	Location	Type of Work
U10-092	TEAM FISHEL	N. CENTRAL DR	INSTALL CABLE
U10-093	SUBURBAN NATURAL GAS	GLEN OAK SEC. 7	LAY GAS MAIN
U10-094	VERIZON	AFRICA RD	PLACE CABLE IN ROW
U10-096	WIDE OPEN WEST	SPRING RUN DR	PLACE CABLE IN ROW

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

RESOLUTION NO. 10-1416

IN THE MATTER OF APPROVING A RESOLUTION TO REQUEST THE OHIO DEPARTMENT OF TRANSPORTATION TO LOWER THE SPEED LIMIT ON CHESHIRE ROAD BETWEEN DOMIGAN ROAD (TR#33) TO THE VILLAGE OF SUNBURY TO 40 MILES PER HOUR:

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

**Cheshire Road (CR#72)
Speed Limit Reduction Request**

As the result of a speed limit study prepared by our office, I request that your Board consider adoption of a Resolution to request the Ohio Department of Transportation to lower the speed limit on Cheshire Road between Domigan Road (TR#33) to the Village of Sunbury to 40 miles per hour.

This portion of Cheshire Road currently has a posted speed limit of 55 miles per hour. The speed then reduces to 35 miles per hour at the Village of Sunbury limits. As a result of our speed limit study (copy attached), it has been determined that a safe prima facie speed for this portion of Cheshire Road to be 40 miles per hour.

Therefore, I am recommending that a Resolution be passed by your Board to request the Director of the Ohio Department of Transportation to determine and declare a 40 mile per hour speed limit for Cheshire Road (CR#72) between Domigan Road (TR#33) to the Village of Sunbury. Upon receipt of your Resolution, we will send a letter of request and the Resolution to the Ohio Department of Transportation for their action. Respectfully submitted, Chris Bauserman, P.E., P.S. Delaware County Engineer

**SPEED ZONE RESOLUTION
Resolution Number: 10-1416**

WHEREAS, a request has been made to the Delaware County Engineer, Delaware, Ohio, that the statutory vehicular speed established by Section 4511.21, Revised Code of Ohio, is greater than that considered reasonable and safe on Cheshire Road, County Road Number 72, between Domigan Road, Township Road Number 33, and the Village of Sunbury Corporation Limits; and

WHEREAS, the Delaware County Engineer has caused to be made an engineering and traffic investigation upon the section of road described above; and

WHEREAS, it is the belief of the Delaware County Engineer that such investigation confirms the allegation that the statutory speed limit of 55 is unrealistic upon this section of road; and

WHEREAS, the Delaware County Engineer has brought such findings to the Delaware County Board of Commissioners of Delaware County, Ohio to request that the Board, by virtue of Section 4511.21, Revised Code of Ohio, request that the Director of the Ohio Department of Transportation review the engineering and traffic investigation and to determine and declare a reasonable and safe prima facie speed limit of 40 miles per hour on Cheshire Road, County Road Number 72, between Domigan Road, Township Road Number 33, and the Village of Sunbury Corporation Limits in Delaware County, Ohio; and

That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of road described above, standard signs properly posted and giving notice thereof will be erected.

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

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RESOLUTION NO. 10-1417

IN THE MATTER OF APPROVING AN AGREEMENT AND RELEASE BETWEEN DELAWARE COUNTY, THE VILLAGE OF SUNBURY AND THE SUNBURY POLICE DEPARTMENT FOR THE DONATION OF A VEHICLE:

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

AGREEMENT AND RELEASE

THIS AGREEMENT AND RELEASE, made this 25th day of October, 2010, by and between Delaware County hereinafter called "County" and the Village of Sunbury and Sunbury Police Department hereinafter called "Sunbury." WITNESSETH: That for and in consideration of the agreements hereinafter stated:

1. The County, pursuant to R.C. Section 307.12(D), shall donate and furnish at no charge to Sunbury, a 1999 Toyota Camry, VIN 4T1BG22K6XU906277 and otherwise release any claim of ownership thereof;
2. The County agrees to further provide any documentation relating to the vehicle which is necessary for the future use thereof;
3. In exchange for the vehicle, Sunbury agrees to accept title thereto and further agrees that any future care and maintenance shall be the responsibility of Sunbury. Sunbury further accepts vehicle "as is" and understands the County makes no warranties as to fitness for use or any other warranties, express or implied;
4. The parties further agree to release the County from any claims and/or liability arising from this agreement and use of the vehicle by Sunbury and that this document also acts as an impediment to recovery by Sunbury from Delaware County, the Delaware County Sheriff and agents and employees thereof for any claims brought against Sunbury.
5. IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in three (3) copies each of which shall be deemed an original on the date first above written.

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

RESOLUTION NO. 10-1418

IN THE MATTER OF EXECUTING AN ACCEPTANCE LETTER FROM WINDSTREAM COMMUNICATIONS ACKNOWLEDGING THE COMPLETION OF THE INSTALLATION AND ACTIVATION OF THE PATRIOT SYSTEM FOR THE DELAWARE COUNTY EMERGENCY SERVICES 9-1-1 CENTER'S NEW 911 PHONE SYSTEM:

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

Whereas, the 911 Communications Director and the Public Safety Systems Administrator recommends executing an acceptance letter from Windstream Communications acknowledging the completion of the installation and activation of The Patriot System for the Delaware County Emergency Services 9-1-1 Center's New 911 Phone System;

Now Therefore Be It Resolved that the Delaware County Board of Commissioners approves executing an acceptance letter from Windstream Communications acknowledging the completion of the installation and activation of The Patriot System for the Delaware County Emergency Services 9-1-1 Center's New 911 Phone System.

(A copy of the acceptance letter is available in the Commissioners' Office until no longer of administrative value).

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

RESOLUTION NO. 10-1419

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

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

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

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- WHEREAS, Ohio Revised Code Section 307.12 (E) allows, by resolution adopted each calendar year, the sale of such property by internet auction; and
- WHEREAS, the Delaware County Board of Commissioners passed Resolution 10-37 on January 11, 2010, declaring its intent to sell such property by internet auction; and
- WHEREAS, Delaware County has personal property not needed for public use, obsolete, or unfit for the use for which it was acquired; and
- WHEREAS, certain of such property may require a signature to transfer such property from the county to a buyer; and
- WHEREAS, certain of such property may receive no bids during the internet auction and can be declared to be of no value;

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners, Delaware County, State of Ohio, that the following property listed below be sold in the manner prescribed in Resolution 10-37 and the disposal or salvage of property that has no value. The President of the Board of Commissioners is hereby authorized to sign any documents needed to transfer such property on behalf of the Board.

<u>Item/Asset Type</u>	<u>Manufacturer/Model</u>	<u>Serial Number/Asset Number</u>
CAR	2000 Ford Crown Vic	2FAFP71W4YX152664
CAR	99 Ford Crown Vic	2FAFP71W1XX225711
CAR	99 Ford Crown Vic	2FAFP71W5XX225713
CAR	98 Ford Crown Vic	2FAFP71W3WX146717
BUS	97 Ford E Superduty	1FDLE40FXVHB14005
TRUCK	96 Ford F150 4X4	1FTEF14Y5TLB46617
TRUCK	95 GMC Sonoma	1GTCS19Z65K539468
VAN	94 Ford E 150	1FTEE14N0RHA92261
TRUCK/SALVAGE	96 Ford Ranger	1FTCR14X8TPA71782

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

RESOLUTION NO. 10-1420

IN THE MATTER OF APPROVING THE CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS; THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND CHILD PLACEMENT SERVICE PROVIDERS AS LISTED:

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

Whereas, Delaware County contracts with Child Care Placement providers in accordance with state and federal regulations, and

Whereas, the Director of Jobs & Family Services recommends approval of the following contract;

Now Therefore Be It Resolved that the Delaware County Board of Commissioners approve the following contract for Child Care Placement:

Child Placement Service	Per diem cost and per diem reimbursement for the following categories
Youth Advocate Services 825 Grandview Avenue Columbus, Ohio 43215	A. Maintenance B. Administration C. Case Management D. Transportation E. Other Direct Services (e.g., special diets, clothing, insurance, respite care) F. Behavioral Healthcare G. Other costs - (any other cost the Agency has agreed to participate in)

(A copy of this contract is available in the Commissioners' Office until no longer of administrative value).

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

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RESOLUTION NO. 10-1421

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

The Director of Job and Family Services recommends hiring Kaitlin Ruddy as a Social Services Worker II with the JFS Department; effective November 1, 2010.

Therefore Be It Resolved, that the Commissioners approve hiring Kaitlin Ruddy as a Social Services Worker II with the JFS Department; effective November 1, 2010.

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

RESOLUTION NO. 10-1422

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

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

WHEREAS, Andrews House is an independent 16 year-old Delaware community services center that sponsors or hosts nine help-giving programs and services, and

WHEREAS, the programs and services are focused on basic community needs such as nutrition, medical care and legal consultation, and

WHEREAS, Andrews House also supports seven small social service agencies it houses by providing them office space at below-market rates, and

WHEREAS, the agencies are Action for Children, Alzheimer’s Associations, Big Brother Big Sisters, Connections Volunteer Center, Concerned Citizens Against Homelessness, Grace Medical Clinic, and Legal Aid Society, and

WHEREAS, the Directors of Andrews House is requesting Revolving Loan Funds to assist Andrews House in making ADA improvements, and

WHEREAS, the ADA improvements will make the building more accessible for the elderly and handicapped, and

Whereas, the Director of the Economic Development Department recommends approval of the RLF to assist Andrews House 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 \$75,000, to assist Andrews House with ADA renovations.

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

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

RESOLUTION NO. 10-1423

9:30 AM- - IN THE MATTER OF OPENING THE PUBLIC HEARING #2 TO CONSIDER DEMOLITION OF THE PROPERTY LOCATED AT 4841 COUNTY HOME ROAD WHICH IS ELIGIBLE FOR LISTING IN THE NATIONAL REGISTER AND THE DEMOLITION OF THE PROPERTY LOCATED AT 116 N. SANDUSKY STREET WHICH IS CONSIDERED A CONTRIBUTING RESOURCE IN THE HISTORIC NORTHWEST DISTRICT IN THE CITY OF DELAWARE WHICH IS LISTED IN THE NATIONAL REGISTER:

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

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

RESOLUTION NO. 10-1424

IN THE MATTER OF CLOSING THE PUBLIC HEARING # 2 TO CONSIDER DEMOLITION OF THE

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

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

COMMISSIONERS' COMMITTEES REPORTS

Commissioner Hanks

-Unemployment Numbers Are Down Slightly In Ohio

Commissioner O'Brien

**-Community Action Organization Is In Need Of Board Members
-Review Of EMA, LEPC, TIRC; Grants And Placement Of Assets**

Commissioner Thompson

-Centennial Of The Stand Theater /In A Few Years

RESOLUTION NO. 10-1425

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