

COMMISSIONERS JOURNAL NO. 57 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD JUNE 25, 2012

THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY MET IN REGULAR SESSION ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT:

Present:  
Dennis Stapleton, President  
Ken O'Brien, Vice President  
Tommy Thompson, Commissioner

10:30 AM Public Hearing For Consideration Of The Homestead At Highland Lakes Condo Phase I & II Drainage Petition

RESOLUTION NO. 12-619

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD JUNE 21, 2012:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on June 21, 2012; 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. Stapleton Aye Mr. O'Brien Aye

PUBLIC COMMENT

ELECTED OFFICIAL COMMENT

RESOLUTION NO. 12-620

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0622:

It was moved by Mr. Thompson, seconded by Mr. Stapleton to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0622 and Purchase Orders as listed below:

	<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>	
<b>PO' Decrease</b>					
AEP		Utility	10011105-5338	\$ 60,000.00	
<b>PO' Increase</b>					
AEP Retail Energy		Utility	10011105-5338	\$ 60,000.00	
<b>PR Number</b>	<b>Vendor Name</b>	<b>Line Desc</b>	<b>Line Account</b>	<b>Amount</b>	<b>Line</b>
R1203986	BUCKEYE RANCH INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$87,500.00	0001
R1204000	MARYHAVEN INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$25,000.00	0001
R1204002	POMEGRANATE HEALTH SYSTEMS	RESIDENTIAL TREATMENT	22511607 - 5342	\$25,000.00	0001
R1204004	SOJOURNERS CARE NETWORK	RESIDENTIAL TREATMENT	22511607 - 5342	\$27,500.00	0001
R1204013	VIAQUEST BEHAVIORAL HEALTH OHIO INC	RESIDENTIAL TREATMENT	22511607 - 5342	\$7,500.00	0001
R1204300	FORTE HOLDINGS	IPCR SOFTWARE	10011303-5320	\$24,995.00	0001

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

RESOLUTION NO. 12-621

IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENT FOR THE PETITIONERS, DAVID W. FISHER, REQUESTING ANNEXATION OF 5.571 ACRES OF LAND IN ORANGE TOWNSHIP TO THE CITY OF WESTERVILLE:

It was moved by Mr. Thompson, seconded by Mr. Stapleton to acknowledge that on June 20, 2012, the Clerk to

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the Board of Commissioners received an annexation petition request to annex 5.571 acres from Orange Township to the City of Westerville.

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

**RESOLUTION NO. 12-622**

**IN THE MATTER OF AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF THE OHIO ATTORNEY FOR THE 2012/2013 VOCA/SVAA GRANT FOR CASA:**

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

Grant# 2012 VACHAE 474  
Source: Federal Victims Assistance sub grant thru Ohio Attorney General  
Grant Period 10-1-12 thru 9-30-13

Grant Request:	\$18,864.00
County Match	<u>6,282.00</u>
Total	\$25,146.00

Grant 2012SACHAE474  
Source: Ohio Attorney General state funds  
Grant Period 10-1-12 thru 9-30-13

Grant Request:	\$1,918.00
Cash Match	<u>0</u>
Total	\$1,918.00

This grant pays for the a portion of the salary and benefits for the executive director of the Court Appointed Special Advocate (CASA) program.

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

**RESOLUTION NO. 12-623**

**IN THE MATTER OF AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF THE OHIO ATTORNEY GENERAL FOR THE 2012/2013 VOCA/SVAA FOR VICTIM ASSISTANCE:**

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

Grant# 2012VACHAE035  
Source: Federal Victim Assistance sub grant thru Ohio Attorney General  
Grant Period: 10-1-12 thru 9-30-13

Grant Request:	\$36,774.00
County Match:	<u>12,246.00</u>
Total:	\$49,020.00

Grant#2012SACHAE035  
Source: Ohio Attorney General state funds  
Grant Period: 10-1-12 thru 9-30-13

Grant Request:	\$22,331.00
County Match:	<u>0</u>
Total	\$22,331.00

This grant pays for a portion of the Victims Assistance director salary and benefits.

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

**RESOLUTION NO. 12-624**

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

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

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

Whereas, the Director of Job & Family Services recommends approval of the following contracts;

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

<b>Child Placement Service</b>	<b>Per diem cost and per diem reimbursement for the following categories</b>
VIA QUEST 525 Metro Place North Dublin, Ohio 43017  RESIDENTIAL TREATMENT \$15,000	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)
POMEGRANATE 765 Pierce Drive Columbus, Ohio 43223  RESIDENTIAL TREATMENT \$50,000	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)
EASTWAY NORTHCUTT TREATMENT CENTER 4950 Northcut Place Dayton, Ohio 45414  RESIDENTIAL TREATMENT \$25,000	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)
SOJOURNERS P.O. BOX 312 McCarthur, Ohio 45651  RESIDENTIAL TREATMENT \$55,000	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)
FOX RUN 67670 Traco Drive St. Clairsville, Ohio 43950  RESIDENTIAL TREATMENT \$5,000	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)
BELMONT PINES HOSPITAL 615 Church-Hubbard Road Youngstown, Ohio 44505  RESIDENTIAL TREATMENT \$5,000	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)

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<p>MARYHAVEN 1791 Alum Creek Drive Columbus, Ohio 43207</p> <p>RESIDENTIAL TREATMENT \$50,000</p>	<p>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)</p>
<p>CORRECTIONAL MNGMNT 9000 Keystone Crossing Suite 1040 Indianapolis, Indiana 46240</p> <p>RESIDENTIAL TREATMENT \$5,000</p>	<p>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)</p>
<p>APPLEWOOD CENTERS 10427 Detroit Ave Cleveland, Ohio 44102</p> <p>RESIDENTIAL TREATMENT \$5,000</p>	<p>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)</p>
<p>PARENTHESIS 6500 Taylor Road Reynoldsburg, Ohio 43068</p> <p>RESIDENTIAL TREATMENT \$5,000</p>	<p>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)</p>
<p>SQUARE ONE FOR YOUTH (A DIVISION OF THE BUCKEYE RANCH) 5665 HOOVER ROAD GROVE CITY, OHIO 43123</p> <p>RESIDENTIAL TREATMENT \$175,000</p>	<p>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)</p>
<p>NECCO CTR. ENA INC. 115 Private Road P.O. Box 6 Pedro, Ohio 45659</p> <p>RESIDENTIAL TREATMENT \$5,000</p>	<p>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)</p>
<p>BEECHBROOK 3737 Lander Road Cleveland, Ohio 44124</p> <p>RESIDENTIAL TREATMENT \$5,000</p>	<p>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)</p>

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

**RESOLUTION NO. 12-625**

**IN THE MATTER OF APPROVING THE AMENDMENT BETWEEN THE DELAWARE COUNTY BOARD COMMISSIONERS; THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND PUBLIC ASSISTANCE CASE REVIEWER NANCY AXLINE:**

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

Whereas, the Director of Job & Family Services recommends approval of the following amendment;

Now Therefore Be It Resolved that the Delaware County Board of Commissioners approve the following amendment with Public Assistance Case Reviewer Nancy Axline.

**AMENDMENT TO AGREEMENT FOR PUBLIC ASSISTANCE CASE REVIEWER  
AMENDMENT NO. 2**

This amendment, effective July 1, 2012, is to amend the Agreement for Public Assistance Case Reviewer between the Delaware County Department of Job and Family Services and Nancy Axline entered into on the 9<sup>th</sup> day of January, 2012.

TERM: Change end date from June 30, 2012 to December 31, 2012

REMUNERATION: The total amount of services to be reimbursed under this contract is increased from **\$12,000 to \$25,000**.

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

**RESOLUTION NO. 12-626**

**IN THE MATTER OF APPROVING THE FIRST AMENDMENT TO THE CONTRACT BETWEEN THE DELAWARE COUNTY BOARD OF COMMISSIONERS; THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND THE DELAWARE AREA CAREER CENTER FOR THE ADULT BASIC LITERACY EDUCATION (ABLE) PROGRAM:**

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

Whereas, the Director of Job & Family Services recommends approval of the following amendment;

Now Therefore Be It Resolved that the Delaware County Board of Commissioners approve the following First Amendment To The Contract With The Delaware Area Career Center For The Adult Basic Literacy Education (ABLE) Program.

**First Amendment to Contract  
Adult Basic Literacy Education (ABLE) Program**

This ("First Amendment") of the Contract For Adult Basic Literacy Education (ABLE) program is entered into this 25<sup>th</sup> day of June, 2012 by and between the Delaware County Department of Job and Family Services (hereinafter,"DCDJFS"), whose address is 140 North Sandusky Street, 2<sup>nd</sup> Floor, Delaware, Ohio 43015, the Delaware County Board of County Commissioners (hereinafter, "Board"), whose address is 101 North Sandusky Street, Delaware, Ohio 43015, and the Delaware Area Career Center (hereinafter, "DACC") whose North Campus address is 1610 State Route 521, Delaware, Ohio 43015 (hereinafter individually "Party", collectively, "Parties").

**WHEREAS**, the Parties entered into the Contract For Adult Basic Literacy Education services (hereinafter "Contract") dated June 30, 2011; and,

**WHEREAS**, the parties agree to the addition of certain provisions to the Contract (collectively" Provisions").

**NOW THEREFORE**, the Parties agree as follows:

1. The parties agree to amend the Contract to add the following Provisions:
  - A. The term of the contract shall be extended through June 30, 2013
  - B. Appendix I of the Contract is replaced with the attached Appendix I.
  - C. Appendix II of the Contract is replaced with the attached Appendix II.

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D. Section (4)(B) of the Contract and Section 4(B) as amended by the First Amendment shall be replaced with the following:

E. The DACC agrees to accept as full payment for Services rendered in a manner satisfactory to DCDJFS, the lesser of the following: (1) The maximum amount of Seventy Two Thousand One Hundred Twenty Dollars and No Cents (\$ 72,120.00) or (2) the amount of actual expenditures made by the DACC for purposes of providing the Services. It is expressly understood and agreed that in no event shall the total compensation to be reimbursed exceed the maximum of Seventy Two Thousand One Hundred Twenty Dollars and No Cents (\$ 72,120.00). See Appendix II.

2. DMA Form

DACC shall complete the attached Declaration Regarding Material Assistance/Non-Assistance to a Terrorist Organization (DMA Form).

3. Attachments

Appendix I, Appendix II, and the DMA Form attached to this First Amendment are by this reference incorporated herein and supersede Appendix I, Appendix II, and the DMA Forms attached to the Contract.

4. Signatures

Any person executing this First Amendment in a representative capacity hereby warrants that he/she has authority to sign this First Amendment or has been duly authorized by his/her principal to execute this First Amendment on such principal's behalf.

5. Conflicts

In the event of a conflict between the terms of the Contract and this First Amendment, the terms of this First Amendment shall prevail.

6. Terms of Contract Unchanged

All terms and conditions of the Contract not changed by this First Amendment remain the same, unchanged, and in full force and effect.

**Appendix I  
Statement of Work  
July 1, 2011 through June 30, 2013**

**Services Narrative**

The Delaware Area Career Center/ABLE Program will provide Ohio Works First and TANF eligible participants adult basic and literacy education services as well as life skills coaching and advocacy. These services are geared toward helping participants transition to self-sufficiency, improve work-readiness skills, and ultimately reduce their dependency on government benefits.

**ABLE/GED Classes** The Delaware Area Career Center ABLE Program will provide ABLE classes on-site at the North One Stop location for Delaware County (the Hayes Building) four mornings per week through this contract. ABLE will also provide classes two afternoons per week at the Hayes Building. The PM classes will be provided through the ABLE Grant, at no charge to JFS.

ABLE will provide all assessment and instructional materials for these on-site classes.

**Service Availability:** ABLE classes will begin July 11, 2010 and end June 30, 2013. ABLE does not provide classes the week of July 4; during the scheduled Christmas Break of the Career Center; or, during Spring Break. Services will be provided for 48 weeks.

**Numbers to be Served: More than 200 adults will become enrolled (receive a minimum of 12 hours of service) at the DJFS location.**

As an additional service to JFS, ABLE will administer the TABE (Test of Adult Basic Education) Assessment to those individuals who are referred by JFS Employment Counselors for assessment only, and will provide Employment Counselors with the scores, so that a determination concerning readiness for additional schooling can be made. Over 40 assessment-only participants are referred to ABLE each year.

Individuals to be served in the ABLE classes will be those adults who need to improve basic skills to prepare for the Work Keys (employment tests), prepare for the GED Test, or, post secondary education, be better prepared to help children with homework, or, simply- to function more optimally in society.

**Scope of Work, Measurable Objectives**

All students will have a pre and post assessment to determine academic progress, as required by ABLE guidelines. The TABE Assessment is the standardized test required for use by ABLE Programs by the Ohio

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Board of Regents (OBR). All students will be required to sign-in at the beginning of class so that attendance can be tracked. JFS Employment Counselors will have daily access to ABLE attendance records, so that determinations concerning client compliance can be made in a timely manner.

An on-going monthly cumulative status report will be provided to DCDJFS. Client progress will be noted by: the reporting of TABE scores, names of students passing the Official GED Practice Test, and the Official GED Test. Student goals will be tracked along with class attendance records.

ABLE will provide an instructor and an intake/orientation/assessment person for the AM on-site class, Monday through Thursday.

**Cost of ABLE Instruction**

2 teachers x 12 hours per week for the AM class, Monday through Thursday, from 9:30-noon, plus ½ hour of preparation time for each instructor per class = 24 hours per week x 30.00 per hour x 96 weeks equals **\$69,120.00.**

**ABLE will cover the cost of the Tuesday/Thursday PM class.**

**Total Instructional Costs this Contract \$ 69,120.00.**

ABLE will have access to free photocopying in the Employment Center in the Hayes Building.

**Provision of Incentives**

TANF eligible ABLE learners will receive a voucher of \$30.00, redeemable at a local merchant, when they become enrolled in an ABLE Class (12 hours of class attendance) 2 vouchers (worth \$60.00) for passing the Official GED Practice Test, and 4 vouchers worth \$120.00, for passing the actual GED Test.

Many of our ABLE learners have a high school diploma, but low basic skills. They will earn a voucher after progressing 2 or more grade levels on the TABE Assessment. A full accounting of vouchers earned each month will be included as part of the monthly DCDJFS Contract Report.

**Cost of Educational Incentives**

Based on the number of vouchers earned to date, we will need to award approximately 100 @ \$ 30.00 each. Total = **3,000.00.**

**Appendix II  
Budget  
July 1, 2011 through June 30, 2013**

Instructional Costs	
AM ABLE/GED Classes Monday through Thursday	\$ 69,120.00
Education Incentives	\$ 3000.00
Total Budget =	\$72,120.00

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

**RESOLUTION NO. 12-627**

**IN THE MATTER OF ACCEPTING THE FINAL COMPLETION OF THE HICKORY KNOLL SCHOOL SEWAGE TREATMENT SYSTEM:**

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

WHEREAS, the Board of County Commissioners have previously executed an agreement with Tom Dew Excavating (Contractor) to complete the improvements known as Hickory Knoll School Sewage Treatment System; and

Whereas, the Contractor has completed the work in accordance with the Contract Documents; and

Whereas, Section 14.07 of the General Conditions of the Contract Documents permits final payment to the Contractor upon completion of all corrections identified during the final inspection of the Improvements; and

Whereas, the Contractor has completed all corrections identified during the final inspection of the Improvements; and

Whereas, the Contractor has made the request for final payment; and

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Whereas, the County Sewer District staff concurs and considers the work complete and deserving of final payment; and

Whereas, County staff recommends accepting the Hickory Knoll School Sewage Treatment System.

THEREFORE be it resolved that the Board of County Commissioners accept the final completion of the Hickory Knoll School Sewage Treatment System.

Furthermore be it resolved that the Board of Commissioner’s make the final payment and release the retainage for the project.

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

**RESOLUTION NO. 12-628**

**IN THE MATTER OF AUTHORIZING THE SUBMITTING OF AN APPLICATION FOR THE VICTIMS OF CRIME AND STATE VICTIMS ASSISTANCE GRANT (VOCA/SVAA) FOR VICTIM SERVICES:**

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

Grant # 2013 VAGENE445  
 Source: VOCA- Ohio Attorney General  
 Grant Period: October 1, 2012 – September 30, 2013

Federal Grant Requested Amount:	\$ 62,190.00
Local Match:	<u>\$ 20,730.00</u>
Total VOCA Grant Amount:	\$ 82,920.00

Grant # 2013 SAGENE445  
 Source: SVAA- Ohio Attorney General  
 Grant Period: October 1, 2012 – September 30, 2013

Federal Grant Requested Amount:	\$ 2,121.00
Local Match:	<u>0.00</u>
Total SVAA Grant Amount:	\$ 2,121.00
 Total Grant Amount:	 \$ 85,041.00

The authorization of us to apply for this grant allows us to continue to employ our victim services assistant and civil order specialist. Without either of these positions our Victim Services Unit would be unable to sustain the amount of victims and would in turn be a disservice to the people of Delaware County.

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

**COMMISSIONERS’ COMMITTEES REPORTS**

**Commissioner O’Brien**  
 -Will Attend An Administrative Meeting on Tuesday

**Commissioner Thompson**  
 -Friday Was The Memorial Service For Detective Dan Otto, Served With The Delaware County Sheriff’s Office Since 1998.  
 -Major League Lacrosse Team Ohio Machine Game Over The Weekend At Wesleyan University

**Commissioner Stapleton**  
 -No Reports Today

**RESOLUTION NO. 12-629**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:**

It was moved by Mr. Thompson, seconded by Mr. Stapleton to adjourn into Executive Session at 10:47AM.

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

**RESOLUTION NO. 12-630**



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**IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:**

It was moved by Mr. Thompson, seconded by Mr. Stapleton to adjourn out of Executive Session at 9:59AM.

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

**RESOLUTION NO. 12-631**

**PUBLIC HEARING FOR CONSIDERATION OF THE HOMESTEAD AT HIGHLAND LAKES CONDO PHASE I & II DRAINAGE PETITION FILED BY DAVID GLASER AND OTHERS:**

It was moved by Mr. Thompson, seconded by Mr. Stapleton to open the hearing at 10:35AM.

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

**RESOLUTION NO. 12-632**

**IN THE MATTER OF APPROVING, FOR A SPECIFIC OCCURRENCE, A SUSPENSION OF RULE 3-SPEAKER REGISTRATION; RULE 4-LIMITATIONS AND RULE 7-PUBLIC COMMENT PROCEDURE FROM THE RULES GOVERNING PUBLIC COMMENT BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO:**

It was moved by Mr. Thompson, seconded by Mr. Stapleton to approve, for a specific occurrence, a suspension of Rule 3-Speaker Registration; Rule 4-Limitations; Rule 7-Public Comment Procedure from the Rules Governing Public Comment Before The Board Of County Commissioners Of Delaware County, Ohio

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

**RESOLUTION NO. 12-633**

**IN THE MATTER OF CLOSING THE PUBLIC HEARING FOR CONSIDERATION OF THE HOMESTEAD AT HIGHLAND LAKES CONDO PHASE I & II DRAINAGE PETITION FILED BY DAVID GLASER AND OTHERS:**

It was moved by Mr. Thompson, seconded by Mr. Stapleton to close the hearing at 10:47AM.

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

**RESOLUTION NO. 12-634**

**IN THE MATTER OF GRANTING THE PRAYER OF THE PETITION AND DIRECTING THE DELAWARE COUNTY ENGINEER TO PROCEED WITH PREPARATION OF PLANS, REPORTS, AND SCHEDULES FOR THE HOMESTEAD AT HIGHLAND LAKES CONDO PHASE I & II DRAINAGE PETITION FILED BY DAVID GLASER AND OTHERS:**

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

Whereas, on January 10, 2012, a Drainage Petition for The Homestead at Highland Lakes Condo Phase I & II Watershed was filed with the Board of Commissioners of Delaware County (the "Board"); and

Whereas, the Board on Thursday the 5<sup>th</sup> day of April, 2012, conducted a view of the proposed improvements; and

Whereas, the Board on Monday the 25<sup>th</sup> day of June, 2012, held a public hearing to determine if the action is necessary, conducive to the public welfare, and the benefits derived exceed the cost incurred for The Homestead at Highland Lakes Condo Phase I & II Watershed Drainage Petition Project; and

Whereas, after hearing testimony from property owners and the preliminary report of County Engineer, Chris Bauserman, the Board is prepared to issue its findings on the proposed improvements.

Therefore, Be It Resolved, by the Board of Commissioners of Delaware County, Ohio as follows:

Section 1. The Board hereby finds that the proposed improvement is necessary and that it will be conducive to the public welfare. The Board also finds that it is reasonably certain that the cost of the proposed improvement will be less than the benefits. Accordingly, the Board hereby grants the prayer of the petition. The hearing on the Petition is hereby adjourned to the date fixed for the filing of the reports, plans, and schedules by the Delaware County Engineer.

Section 2. The Board hereby orders the Delaware County Auditor to transfer \$ Zero from the general revenue funds of the county to the general drainage improvement fund.

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Section 3. Upon the transfer of funds ordered in Section 2, the Board hereby orders the Delaware County Engineer to proceed with the preparation of plans, reports and schedules as presented for the proposed Homestead at Highland Lakes Condo Phase I & II Watershed Drainage Petition Project. The Board hereby fixes June 25, 2013 as the date for filing of the engineer's reports, plans, and schedules. Upon filing of this information a public hearing date will be set and proper notification given to property owners in the affected watershed.

Section 4. THE BOARD HEREBY APPROVES ESTABLISHING A NEW ORGANIZATION KEY FOR THE HOMESTEAD AT HIGHLAND LAKES CONDO PHASE I & II DRAINAGE PETITION PROJECT  
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Section 5. This Board finds and determines that all formal actions taken by this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in said formal actions were in meetings open to the public, in compliance with the laws of the State of Ohio.

Section 6. Sections 1, 4, 5, and 6 of this Resolution shall take immediate effect upon passage. Sections 2 and 3 of this Resolution shall take effect upon the expiration of the twenty-one day appeal period, provided no appeal has been taken.

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

There being no further business, the meeting adjourned.

**1:30PM WORK SESSION**

- 1) **Solar Planet Presentation And Introduction**  
**Kevin Coughlin, Owner Lexington Strategic, Ltd**  
**Siyd Tawana, CEO Solar Planet**  
**David Dwyer, Chief Engineer Solar Planet**

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Ken O'Brien

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Dennis Stapleton

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Tommy Thompson

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Jennifer Walraven, Clerk to the Commissioners