

**COMMISSIONERS JOURNAL NO. 58 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 3, 2013**

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
Gary Merrell, Commissioner**

RESOLUTION NO. 13-01

IN THE MATTER OF APPOINTING FOR YEAR 2013 THE CLERK AND DEPUTY CLERKS FOR THE BOARD OF COMMISSIONERS:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to appoint Jennifer Walraven, Clerk and Tim Hansley and Teri Morgan Deputy Clerks to the Board of Delaware County Commissioners for the year 2013.

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

RESOLUTION NO. 13-02

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD DECEMBER 27, 2012:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on December 27, 2012; and

WHEREAS, the Clerk of the Board has certified, pursuant to section 305.12 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. Merrell Aye Mr. O'Brien Aye Mr. Stapleton Aye

PUBLIC COMMENT

ELECTED OFFICIAL COMMENT

RESOLUTION NO. 13-03

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Commissioners Office is requesting that Gary Merrell attend the CCAO New Commissioners Training Seminar in Mt. Sterling, Ohio February 10-12, 2013; at the cost of \$342.76 (fund number 10011101).

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

RESOLUTION NO. 13-04

IN THE MATTER OF GRANTING THE ANNEXATION PETITION OF 4.912 ACRES OF LAND IN ORANGE TOWNSHIP TO THE CITY OF COLUMBUS:

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

Whereas, on December 5, 2012, the Clerk to the Board of the Delaware County Commissioners received an annexation petition filed by Donald T. Plank, agent for the petitioner, of 4.912 acres, more or less, in Orange Township to the City of Columbus;

Whereas, ORC Section 709.023-Expedited Type 2 Annexation Petition; Petitions By All Property Owners With Or Without Consent of Municipality & Township(s) – If the Municipality or Township does not file an objection within 25 days after filing of annexation, the Board at its next regular session shall enter upon its journal a resolution granting the proposed annexation;

Whereas, 25 days have passed and the Clerk of the Board has not received an objection from the City of Columbus or the Township of Orange;

**COMMISSIONERS JOURNAL NO. 58 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 3, 2013**

Therefore, Be It Resolved, the Delaware County Board of Commissioners grants the annexation petition request to annex 4.912 acres, more or less, in Orange Township to the City of Columbus.

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

RESOLUTION NO. 13-05

IN THE MATTER OF GRANTING THE ANNEXATION PETITION OF 8.014 ACRES OF LAND IN ORANGE TOWNSHIP TO THE CITY OF COLUMBUS:

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

Whereas, on December 5, 2012, the Clerk to the Board of the Delaware County Commissioners received an annexation petition filed by Donald T. Plank, agent for the petitioner, of 8.014 acres, more or less, in Orange Township to the City of Columbus;

Whereas, ORC Section 709.023-Expedited Type 2 Annexation Petition; Petitions By All Property Owners With Or Without Consent of Municipality & Township(s) – If the Municipality or Township does not file an objection within 25 days after filing of annexation, the Board at its next regular session shall enter upon its journal a resolution granting the proposed annexation;

Whereas, 25 days have passed and the Clerk of the Board has not received an objection from the City of Columbus or the Township of Orange;

Therefore, Be It Resolved, the Delaware County Board of Commissioners grants the annexation petition request to annex 8.014 acres, more or less, in Orange Township to the City of Columbus.

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

RESOLUTION NO. 13-06

IN THE MATTER OF GRANTING THE ANNEXATION PETITION OF 1.0 ACRES OF LAND IN ORANGE TOWNSHIP TO THE CITY OF COLUMBUS:

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

Whereas, on December 5, 2012, the Clerk to the Board of the Delaware County Commissioners received an annexation petition filed by Donald T. Plank, agent for the petitioner, of 1.0 acres, more or less, in Orange Township to the City of Columbus;

Whereas, ORC Section 709.023-Expedited Type 2 Annexation Petition; Petitions By All Property Owners With Or Without Consent of Municipality & Township(s) – If the Municipality or Township does not file an objection within 25 days after filing of annexation, the Board at its next regular session shall enter upon its journal a resolution granting the proposed annexation;

Whereas, 25 days have passed and the Clerk of the Board has not received an objection from the City of Columbus or the Township of Orange;

Therefore, Be It Resolved, the Delaware County Board of Commissioners grants the annexation petition request to annex 1.0 acres, more or less, in Orange Township to the City of Columbus.

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

RESOLUTION NO 13-07

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR THE DELAWARE COUNTY DRUG PROSECUTOR:

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

| Supplemental Appropriations | |
|------------------------------------|-------------|
| 10012101-5001 | \$41,246.40 |
| 10012101-5101 | \$13,680.00 |
| 10012101-5102 | \$ 412.46 |
| 10012101-5120 | \$ 5,774.50 |
| 10012101-5131 | \$ 598.07 |
| 77112104-5001 | \$13,748.80 |
| 77112104-5101 | \$ 4,560.00 |

**COMMISSIONERS JOURNAL NO. 58 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 3, 2013**

| | |
|---------------|-------------|
| 77112104-5102 | \$ 137.49 |
| 77112104-5120 | \$ 1,924.83 |
| 77112104-5131 | \$ 199.36 |

These appropriations would allow for the Delaware County Prosecutor’s Office to keep Peter Ruffing as our drug prosecutor for 2013. We have a large number of drugs in Delaware County and felony drug cases are on the up rise. Allowing this would enable us to continue to have 1 individual who is completely focused on helping decrease this growing drug epidemic. It would also allow Peter to continue working with numerous drug coalitions in the county.

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

RESOLUTION NO. 13-08

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

It was moved by Mr. O’Brien, seconded by Mr. Merrell to approve the following:

The Director of Environmental Services recommends hiring Kristopher Fluty as a Maintenance Mechanic I with the Regional Sewer District; effective date January 7, 2013;

Therefore Be It Resolved, the Board of Commissioners approve hiring Kristopher Fluty as a Maintenance Mechanic I with the Regional Sewer District; effective date January 7, 2013.

The Director of Environmental Services recommends hiring Richard Teter as a Maintenance Mechanic I with the Regional Sewer District; effective date January 7, 2013;

Therefore Be It Resolved, the Board of Commissioners approve hiring Richard Teter as a Maintenance Mechanic I with the Regional Sewer District; effective date January 7, 2013.

The Director of Environmental Services recommends hiring Lucas Baird as a Maintenance Mechanic I with the Regional Sewer District; effective date January 7, 2013;

Therefore Be It Resolved, the Board of Commissioners approve hiring Lucas Baird as a Maintenance Mechanic I with the Regional Sewer District; effective date January 7, 2013;

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

RESOLUTION NO. 13-09

**IN THE MATTER OF APPROVING A TWO AND ONE QUARTER PERCENT (2.25%)
COMPENSATION ADJUSTMENT FOR CERTAIN EMPLOYEES UNDER THE DIRECTION OF
THE BOARD OF COMMISSIONERS:**

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

WHEREAS, the Delaware County Board of Commissioners (the “Board”) adopted the annual county appropriation measure for 2013, which included sufficient appropriations for a two and one quarter percent (2.25%) compensation adjustment for certain county employees; and

WHEREAS, in order to equitably and expediently approve the pay increases, the Board desires a policy clearly expressing the eligibility criteria;

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

Section 1. The Board hereby approves a two and one quarter percent (2.25%) compensation adjustment, effective January 5, 2013, for certain employees under the direction of the Board that meet the following eligibility criteria:

- (a) The employee shall not have received any pay increase on or after December 1, 2012, unless the pay increase was the result of the end of a probationary period.
- (b) The employee shall not be a member of a collective bargaining unit, unless the current collective bargaining agreement for the employee’s unit did not provide for a wage increase in 2013.

Section 2. The pay increase approved herein shall be awarded to all eligible employees, pursuant to Section 1, regardless of whether the pay increase exceeds the Board’s established wage scales or ranges as applied to the individual employee. In the event an employee’s salary exceeds the Board’s established wage scales or ranges as a result of the pay increase approved herein, each pay increase shall be considered an individual exception to the established wage scales or ranges, which shall in all other respects remain in full force and effect.

**COMMISSIONERS JOURNAL NO. 58 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 3, 2013**

Section 3. The County Administrator shall consult with the Director of Administrative Services, and the individual department directors and supervisors to determine the employees that meet the eligibility criteria.

Section 4. The County Administrator is hereby authorized to execute employment action forms for the pay increases approved herein for all employees that meet the eligibility criteria.

Section 5. The Board hereby encourages all county appointing authorities to institute substantially similar eligibility criteria for the employees under their respective direction and control, and the Board directs the Clerk of the Board to distribute copies of this Resolution to all county offices.

Section 6. This Resolution shall take effect immediately upon adoption.

Vote on Motion Mr. Stapleton Aye Mr. O'Brien Nay Mr. Merrell Aye

RESOLUTION NO. 13-10

IN THE MATTER OF APPROVING A REDUCTION IN APPROPRIATIONS:

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

| Appropriation Reductions | | |
|---------------------------------|--|---------------|
| 24231333-5301 | FY11 2 nd Chance Family Based | (\$11,125.00) |
| 24331334-5301 | FY11 2 nd Chance Adult Offender | (\$15,625.00) |
| 25522309-5201 | Drug Court Docket | (\$1,600.00) |
| 23212103-5001 | JAG Drug Prosecutor Grant | (\$2,800.00) |

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

COMMISSIONERS' COMMITTEES REPORTS

**Commissioner O'Brien
Looking Forward To The New Year**

**Commissioner Merrell
First Meeting Comments And First Term Comments**

**Commissioner Stapleton
Looking Forward To A Great New Year**

RESOLUTION NO. 13-11

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE FOR CONSIDERATION OF
EMPLOYMENT; PROMOTION AND COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC
OFFICIAL:**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to adjourn into Executive Session at 9:45AM.

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

RESOLUTION NO. 13-12

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. O'Brien, seconded by Mr. Merrell to adjourn out of Executive Session at 12:00PM.

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

There being no further business, the meeting adjourned.

COMMISSIONERS JOURNAL NO. 58 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JANUARY 3, 2013

Gary Merrell

Ken O'Brien

Dennis Stapleton

Jennifer Walraven, Clerk to the Commissioners