

COMMISSIONERS JOURNAL NO. 59 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 4, 2013

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

Present:
Ken O'Brien, President
Dennis Stapleton, Vice President
Gary Merrell, Commissioner

10:00 AM Public Hearing To Consider The Text Amendments To The Delaware County Zoning Resolution

RESOLUTION NO. 13-343

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD APRIL 1, 2013:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on April 1, 2013; 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. Stapleton Aye Mr. O'Brien Aye

PUBLIC COMMENT

ELECTED OFFICIAL COMMENT

RESOLUTION NO. 13-344

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0403:

It was moved by Mr. Merrell, seconded by Mr. Stapleton to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0403 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>	
PO' Increase				
Xylem (Line 1)	Flyght Pumps OECC and Alum	66211903-5201	\$ 5,000.00	
Xylem (Line 2)	Flyght Pumps OECC and Alum	66121904-5201	\$ 5,000.00	
PR			Line	
Number	Vendor Name	Line Description	Account	Amount
COMMISSIONERS – MATERIAL AND SUPPLIES				
R1303415	INNOVATIVE MEDIA SYSTEMS	HEARING ROOM EQUIPMENT	10011102-5250	6,876.75
R1303415	INNOVATIVE MEDIA SYSTEMS	HEARING ROOM EQUIPMENT	40111402-5260	12,386.78
R1303415	INNOVATIVE MEDIA SYSTEMS	INSTALLATION	10011102-5328	1,854.50
PERMANENT IMPROVEMENT – SERVICES AND CHARGES				
R1303170	BKM CONSTRUCTION LLC	CONCRETE SLAB FOR DOG SHELTER	40111402-5328	7,106.40
R1303412	HILLS BLACKTOP NC	ADDITIONAL PARKING SERVICE CENTER	40111402-5328	9,775.00
SANITARY ENGINEER – SERVICES AND CHARGES				
R1303414	FROST BROWN TODD LLC	LEGAL SERVICES FOR LSWRF	66211905-5361	25,000.00

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

RESOLUTION NO. 13-345

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Commissioners' Office is requesting that Ken O'Brien, Dennis Stapleton, Gary Merrell, Tim Hansley, Teri Morgan, Dawn Huston, Si Kille, Tiffany Jenkins, Gus Comstock and (*yet to be determined*) attend the Mid Ohio Regional Planning Commission Annual Lunch Meeting in Columbus, Ohio April 25, 2013; at the cost of \$650.00 (fund number 10011101).

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

RESOLUTION NO. 13-346

IN THE MATTER OF CANCELING THE THURSDAY APRIL 25, 2013 COMMISSIONERS' SESSION:

It was moved by Mr. Stapleton, seconded by Mr. Merrell to cancel the Thursday April 25, 2013 Commissioners' Session.

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

RESOLUTION NO. 13-347

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

The Manager of Maintenance recommends hiring Tina Loudermilk as a Custodian with the Maintenance Department; effective April 8, 2013;

Therefore Be it Resolved, the Board of Commissioners approve hiring Tina Loudermilk as a Custodian with the Maintenance Department; effective April 8, 2013.

The Interim Director of 911 Communications recommends accepting the resignation of Pam Leone as a Tele Communicator for 911 Communications; effective April 1, 2013;

Therefore Be It Resolved, the Board Of Commissioners accept the resignation of Pam Leone as a Tele Communicator for 911 Communications; effective April 1, 2013.

The Director of the Child Support Enforcement Agency recommends accepting the resignation of Adeana Gray with the CSEA Department; effective April 12, 2013;

Therefore Be It Resolved, the Board of Commissioners accept the resignation of Adeana Gray from the CSEA Department; effective April 12, 2013.

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

COMMISSIONERS' COMMITTEES REPORTS

Commissioner Merrell
-No Reports Today

Commissioner Stapleton
-No Reports Today

Commissioner O'Brien
- Attended And Participated In An Executive DKMM Meeting; By-Laws Reviewed. Director May Have Authority To Hire, But Not To Set Pay. Church Parking Lot Issue

RESOLUTION NO. 13-348

IN THE MATTER OF ADJOURNING INTO EXECUTIVE FOR APPOINTMENT; DISMISSAL; DISCIPLINE AND COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:

It was moved by Mr. Stapleton, seconded by Mr. Merrell to adjourn into Executive Session at 9:40AM.

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

RESOLUTION NO. 13-349

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IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Merrell, seconded by Mr. Stapleton to adjourn out of Executive Session at 10:08AM.

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

RESOLUTION NO. 13-350

PUBLIC HEARING TO CONSIDER THE TEXT AMENDMENTS TO THE DELAWARE COUNTY ZONING RESOLUTION:

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

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

RESOLUTION NO. 13-351

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. Stapleton, seconded by Mr. Merrell 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. Merrell Aye Mr. Stapleton Aye Mr. O'Brien Aye

RESOLUTION NO. 13-352

IN THE MATTER OF CLOSING THE PUBLIC HEARING TO CONSIDER THE TEXT AMENDMENTS TO THE DELAWARE COUNTY ZONING RESOLUTION:

It was moved by Mr. Merrell, seconded by Mr. Stapleton to close the hearing.

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

RESOLUTION NO. 13-353

IN THE MATTER OF ADOPTING TEXT AMENDMENTS TO THE DELAWARE COUNTY ZONING RESOLUTION:

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

WHEREAS, the Zoning Resolution was most recently amended in October, 2000; and

WHEREAS, by virtue of Ohio Revised Code 303.02, the Board of County Commissioners is authorized and empowered to adopt regulations that pertain to the location, height, bulk, number of stories, and size of buildings and other structures, including tents, cabins, and trailer coaches, percentages of lot areas that may be occupied, set back building lines, sizes of yards, courts, and other open spaces, the density of population, the uses of buildings and other structures, including tents, cabins, and trailer coaches, and the uses of land for trade, industry, residence, recreation, or other purposes in the unincorporated territory of the County and any other jurisdiction under contract with the County; and

WHEREAS, the Delaware County Rural Zoning Commission hosted several public workshops to discuss and consider the text amendments; and

WHEREAS, the Delaware County Regional Planning Commission recommends approval of the text amendments; and

WHEREAS, the Delaware County Rural Zoning Commission recommends approval of the text amendments; and

WHEREAS, the County has provided public notice to its citizens that the proposed Zoning Resolution has been made available for public review; and

WHEREAS, a public hearing was advertised and held for public input on April 4, 2013.

Now therefore be it resolved, by the Board of County Commissioners of Delaware County, State of Ohio:

That the Delaware County Zoning Resolution, "draft to initiate" version dated January 7, 2013, is adopted to

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replace The Delaware County Zoning Resolution, October 11, 2000 (effective date), edition.

That this Resolution shall become effective on May, 4, 2013.

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

RESOLUTION NO. 13-354

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

WHEREAS, Brandi Bernard is a telecommunicator in the emergency communications center and is currently serving in a probationary period; and

WHEREAS, the Assistant County Administrator/ Director Of Administrative Services recommends the termination of Brandi Bernard, effective April 4, 2013;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners approves the termination of Brandi Bernard, effective April 4, 2013.

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

There being no further business, the meeting adjourned.

Gary Merrell

Ken O'Brien

Dennis Stapleton

Jennifer Walraven, Clerk to the Commissioners