

COMMISSIONERS JOURNAL NO. 62 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD NOVEMBER 6, 2014

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

Present:
Gary Merrell, President
Ken O'Brien, Commissioner

Absent:
Dennis Stapleton, Vice President

9:45 AM Public Hearing To Discuss The Potential Issuance By Franklin County Of Its Revenue Bonds Pursuant To Chapter 140, Ohio Revised Code, To Finance And Refinance Hospital Facilities For The Benefit Of Nationwide Children's Hospital Located In Franklin County And Delaware County And Approving The Issuance Of The Bonds Pursuant To Section 147(F) Of The Internal Revenue Code

RESOLUTION NO. 14-1269

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD NOVEMBER 3, 2014:

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 November 3, 2014; 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 Absent Mr. O'Brien Aye

PUBLIC COMMENT

ELECTED OFFICIAL COMMENT

RESOLUTION NO. 14-1270

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1105:

It was moved by Mr. O'Brien, seconded by Mr. Merrell to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1105 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			
Germain Ford	Vehicle Repair /parts	10011106-5228	\$ 5,000.00
Germain Ford	Vehicle Repair /Services	10011106-5328	\$2,200.00
Public Defender	Attorney Services	10011202-5301	\$100,000.00

PR	Vendor Name	Line Description	Line Account	Amount
Number				
INSURANCE AND RISK				
R1405819	BLUES AUTO SERVICE INC	DEER HIT 21-S5	60111901-53	\$7,893.23
ENVIRONMENTAL SERVICES				
R1405788	METRO DEVELOPMENT LLC	RETURN OF UNUSED INSPECTION FEES: RESERVE AT SCIOTO GLEN PHASE 1	66211902-5319	\$8,821.50
DRAINAGE MAINTENANCE				
R1405805	DITCH MAINTENANCE	ROOF #397 DITCH MAINTENANCE	40311436-5328	\$11,485.94
(LINE 1)				
(LINE 2)	DITCH MAINTENANCE	WINDING CREEK DITCH MAINTENANCE	40311446-5328	\$2,568.49
(LINE 3)	DITCH MAINTENANCE	MOONEY #75 DITCH MAINTENANCE	40311448-5328	\$1,252.62
(LINE 4)	DITCH MAINTENANCE	HAVENS #503 DITCH MAINTENANCE	40311449-5328	\$393.30

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(LINE 5)	DITCH MAINTENANCE	RUDER/TOOT DITCH MAINTENANCE	40311417-5328	\$1,628.43		
CAPITAL IMPROVEMENTS						
R1405833	LEVI ACQUISITION 4 LLC	HR- CARPET	40111402-5328	\$7,533.82		
R1405834	STUART DEAN CO INC	REPAIR	40111402-5328	\$5,400.00		
R1405835	KOORSEN PROTECTION SRVC	BIG LOTS - SPRINKLER SYSTEM UPGRADES	40111402-5328	\$6,528.00		
Vote on Motion	Mr. Stapleton	Absent	Mr. Merrell	Aye	Mr. O'Brien	Aye

RESOLUTION NO. 14-1271

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Director of the Delaware County Child Support Enforcement Agency is requesting that Sandy Disantis attend an Attorney Networking Meeting in Lancaster, Ohio on November 20, 2014 at no cost.

The Assistant County Administrator/Director of Human Resources is requesting that John King attend the CCAO Winter Conference in Columbus, Ohio from December 8-10, 2014 at the cost of \$50.00 (fund number 20411305).

The Manager of Facilities is requesting to attend a Construction Claims Seminar, Top Gun in Columbus, Ohio on November 20, 2014 at the cost of \$199.00 (fund number 10011105).

The County Administrator is requesting that Teri Morgan attend an IABC Professional Development Seminar in Columbus, Ohio on December 12, 2014 at the cost of \$100.00 (fund number 10011101).

The Director of the Delaware County Child Support Enforcement Agency is requesting that Wendy Shannon and Leslie Owens attend a Regional Hearing Officer Roundtable Meeting in Mt. Vernon on November 13, 2014 at no cost.

Vote on Motion	Mr. O'Brien	Aye	Mr. Merrell	Aye	Mr. Stapleton	Absent
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RESOLUTION NO. 14-1272

IN THE MATTER OF CANCELING THE MONDAY DECEMBER 8, 2014 COMMISSIONERS’
SESSION DUE THE COUNTY COMMISSIONERS ASSOCIATION ANNUAL CONFERENCE:

It was moved by Mr. O’Brien, seconded by Mr. Merrell to cancel the Monday December 8, 2014 Commissioners’ Session Due To The County Commissioners Association Annual Conference.

Vote on Motion	Mr. Merrell	Aye	Mr. O'Brien	Aye	Mr. Stapleton	Absent
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RESOLUTION 14-1273

IN THE MATTER OF DESIGNATING A DESIGNEE FOR THE COMMISSIONER’S OFFICE FOR
PUBLIC RECORDS TRAINING:

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

WHEREAS, pursuant to section 149.43(E)(1) of the Revised Code, to ensure that all employees of public offices are appropriately educated about a public office's obligations under the Ohio Public Records Act, all elected officials or their appropriate designees shall attend public records training approved by the attorney general as provided in section 109.43 of the Revised Code; and

WHEREAS, a “designee” means a designee of all of the elected officials in the public office if the public office involved includes more than one elected official; and

WHEREAS, the Delaware County Board of Commissioners (the “Board”) wishes to designate a designee to attend a public records training on behalf of all members of the Board to be held on November 25, 2014;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby designates Dawn Huston, Assistant County Administrator/Director of Administrative Services as the designee for all members of the Board to attend the public records training to be held on November 25, 2014.

Vote on Motion	Mr. Stapleton	Absent	Mr. O'Brien	Aye	Mr. Merrell	Aye
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RESOLUTION NO. 14-1274

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

The Interim Director of Emergency Communications recommends the hiring of Staci Reardon as a Telecommunicator with the 911 department; effective November 24, 2014.

Therefor Be it Resolved, the Board of Commissioners approve the hiring of Staci Reardon as a Telecommunicator with the 911 department; effective November 24, 2014.

Vote on Motion Mr. Stapleton Absent Mr. O’Brien Aye Mr. Merrell Aye

ADMINISTRATOR REPORTS

Tim Hansley

-No reports

COMMISSIONERS’ COMMITTEES REPORTS

Commissioner Merrell

-Attended the Delaware City Planning Commission meeting last night with Administrator Hansley and Jon Melvin. Adjustments have been made to the Historic Overlay. The matter has been tabled until the new plan has been reviewed by all of the Commissioners. Tom Homan will be in our session on Monday to give an update.

Commissioner O’Brien

-No reports

RECESS AT 9:35AM/RECONVENE AT 9:45AM

RESOLUTION NO. 14-1275

9:45AM IN THE MATTER OF OPENING THE PUBLIC HEARING FOR THE POTENTIAL ISSUANCE BY FRANKLIN COUNTY OF ITS REVENUE BONDS PURSUANT TO CHAPTER 140, OHIO REVISED CODE, TO FINANCE AND REFINANCE HOSPITAL FACILITIES FOR THE BENEFIT OF NATIONWIDE CHILDREN’S HOSPITAL LOCATED IN FRANKLIN COUNTY AND DELAWARE COUNTY AND APPROVING THE ISSUANCE OF THE BONDS PURSUANT TO SECTION 147(f) OF THE INTERNAL REVENUE CODE:

It was moved by Mr. O’Brien, seconded by Mr. Merrell to open the hearing at 9:45AM.

Vote on Motion Mr. Merrell Aye Mr. Stapleton Absent Mr. O’Brien Aye

RESOLUTION NO. 14-1276

IN THE MATTER OF CLOSING THE PUBLIC HEARING FOR THE POTENTIAL ISSUANCE BY FRANKLIN COUNTY OF ITS REVENUE BONDS PURSUANT TO CHAPTER 140, OHIO REVISED CODE, TO FINANCE AND REFINANCE HOSPITAL FACILITIES FOR THE BENEFIT OF NATIONWIDE CHILDREN’S HOSPITAL LOCATED IN FRANKLIN COUNTY AND DELAWARE COUNTY AND APPROVING THE ISSUANCE OF THE BONDS PURSUANT TO SECTION 147(f) OF THE INTERNAL REVENUE CODE:

It was moved by Mr. O’Brien, seconded by Mr. Merrell to close the hearing at 9:49AM.

Vote on Motion Mr. Stapleton Absent Mr. Merrell Aye Mr. O’Brien Aye

RESOLUTION NO. 14-1277

A RESOLUTION APPROVING THE POTENTIAL ISSUANCE BY FRANKLIN COUNTY OF ITS REVENUE BONDS PURSUANT TO CHAPTER 140, OHIO REVISED CODE, TO FINANCE AND REFINANCE HOSPITAL FACILITIES FOR THE BENEFIT OF NATIONWIDE CHILDREN’S HOSPITAL LOCATED IN FRANKLIN COUNTY AND DELAWARE COUNTY AND APPROVING THE ISSUANCE OF THE BONDS PURSUANT TO SECTION 147(f) OF THE INTERNAL REVENUE CODE:

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

WHEREAS, the County of Franklin, Ohio (“Franklin County”), as a “public hospital agency,” as defined in Chapter 140, Revised Code (the “Act”), is authorized and empowered by the Act to (a) acquire, construct, improve and equip “hospital facilities,” as defined in the Act, and (b) issue its revenue bonds to refund bonds and other obligations issued to

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pay the “costs of hospital facilities,” as defined in the Act;

WHEREAS, pursuant to the Act and certain public hearings, including a hearing held by the County Hospital Commission of Franklin County on October 29, 2014, and a hearing held by this Board of County Commissioners on November 4, 2014, Franklin County anticipates issuing its Adjustable Rate Hospital Facilities Revenue Refunding Bonds, Series 2014B (Nationwide Children’s Hospital) (whether designated as described in this Resolution or in the final bond indenture securing such bonds, the “Series 2014B Bonds”), a portion of the proceeds of which are to be used by Nationwide Children’s Hospital, an Ohio nonprofit corporation (the “Corporation”) to refinance the costs of the acquisition, construction, installation and equipping of certain “hospital facilities” located within the County of Franklin, Ohio, and the County of Delaware, Ohio (the “Projects”);

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Delaware, Ohio, that:

Section 1. Approval. The issuance of the Series 2014B Bonds is hereby approved by this Board, as an “applicable elected representative” of Delaware County, solely for the purpose of satisfying the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended.

Section 2. No Obligation. The costs of issuance of the Series 2014B Bonds by Franklin County shall be paid from the proceeds of the Series 2014B Bonds, or from moneys made available by the Corporation. The Series 2014B Bonds do not constitute a general obligation, debt or bonded indebtedness of Franklin County or this County and neither the faith or credit or taxing power of Franklin County or this County or any other political subdivision is pledged to the payment of principal of or interest on the Series 2014B Bonds and the holders or owners thereof shall not be given the right and have no right to have excises or taxes levied by Franklin County or this County for the payment of principal of and interest thereon. Further, no part of the Series 2014B Bonds are to be issued, or shall be deemed issued, for or on behalf of this County.

Section 3. Bond Terms. The terms and provisions of the Series 2014B Bonds shall be as provided for in or pursuant to resolutions of the County Hospital Commission of Franklin County and the Board of County Commissioners of Franklin County authorizing the issuance, sale and delivery of the Series 2014B Bonds.

Section 4. Execution of Other Documents. Any member of this Board, the Clerk of this Board, the County Auditor and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

Section 5. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of 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 and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. Effectiveness. This Resolution shall be in full force and effect immediately upon its adoption.

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

RESOLUTION NO. 14-1278

IN THE MATTER OF ADJOURNING INTO EXECUTIVE FOR CONSIDERATION OF
APPOINTMENT; EMPLOYMENT OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL, FOR
COLLECTIVE BARGAINING:

It was moved by Mr. O’Brien, seconded by Mr. Merrell to adjourn into Executive Session at 9:50AM.

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

RESOLUTION NO. 14-1279

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 11:42AM.

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

There being no further business, the meeting adjourned.

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Gary Merrell

Ken O'Brien

Dennis Stapleton

Jennifer Walraven, Clerk to the Commissioners