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

Present

Barb Lewis, Vice President Jeff Benton, Commissioner

Absent

Gary Merrell, President (arrived at meeting during Administrative Reports)

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**RESOLUTION NO. 15-1154** 

# IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD SEPTEMBER 21, 2015:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve the following:

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on September 21, 2015; 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. Merrell Absent Mrs. Lewis Aye Mr. Benton Aye

2 PUBLIC COMMENT

3 ELECTED OFFICIAL COMMENT

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**RESOLUTION NO. 15-1155** 

# IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0925:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0925 and Purchase Orders as listed below:

<b>Vendor</b>			<b>Description</b>	<b>Account</b>	<b>Amount</b>	
PO' Increase						
Central Ohio Contractor		Barrier Wall Drainage Water Rec.		68011916-5328	\$ 9,050.00	
Design Building		Roof Replacement OECC		66711901-5410	\$27,356.00	
Design Building		Roof Replacement OECC		66711901-5410	\$ 4,325.00	
PR Number	Vendor Name		Line Desc	Line Account	Amount	Line
R1504830	TUTTLE		TIP FLOOR REPAIRS AT	68011916 -	\$260,600.00	0001
	CONSTRUCTI	ON INC	TRANSFER STATION	5410		
R1504878	PELTON		OECC -CLAMPS, O-	66211903 -	\$ 2,415.14	0001
	ENVIRONME	NTAL	RINGS, MEMBRANES	5201		
	PRODUCTS					
R1504878	PELTON		ALUM CREEK -	66211904 -	\$ 4,252.64	0002
	ENVIRONME	NTAL	CLAMPS, MEMBRANES	5201		
	PRODUCTS		AND DIFFUSERS			
R1504925	COMMISSION	IERS	2015 COST	22411605 -	\$ 34,801.50	0001
			ALLOCATION	5380		
R1504944	ALERT TRAC	KING	COMPANY	21411306 -	\$ 10,500.00	0001
	SYSTEMS INC	2		5320		
R1504952	CIRCLE OF		PROFESSIONAL	22511607 -	\$ 10,500.00	0001
	ATTACHMEN	Т	SERVICES	5350	,	
R1504950	SHRM		MEMBERSHIP	10011108 5308	\$36,100.00	0001
			RENEWAL - DAWN		, ,	
			HUSTON			
R1504961	TREASURER,	STATE	MARCS -	21411306 -	\$ 3,500.00	0001
	OF OHIO		COMMUNICATIONS	5330		

R1504961 TREASURER, STATE MARCS - TOWER 21411306 - \$ 1,800.00 0002 OF OHIO 5325

Vote on Motion Mrs. Lewis Aye Mr. Merrell Absent Mr. Benton Aye

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#### **RESOLUTION NO. 15-1156**

### IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve the following:

The Economic Development Department is requesting that Jenna Jackson attend an IEDC Managing Economic Development Organization Training in Columbus, Ohio November 12-13, 2015, at the cost of \$509.64 (fund number 21011113).

Vote on Motion Mr. Benton Aye Mr. Merrell Absent Mrs. Lewis Aye

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### **RESOLUTION NO. 15-1157**

IN THE MATTER OF APPROVING A FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE BOARD OF DELAWARE COUNTY COMMISSIONERS, THE DELAWARE COUNTY COMMON PLEAS COURT, JUVENILE DIVISION AND MARYHAVEN, INC. FOR A JUVENILE SEX OFFENDER COUNSELOR:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve the following:

Whereas, the Delaware County Common Pleas Court, Juvenile Division recommends approval of a first amendment to the agreement with Maryhaven for a juvenile sex offender counselor;

Therefore Be It Resolved, that the Delaware County Board of Commissioners approve a first amendment to the agreement with Maryhaven for a juvenile sex offender counselor:

# FIRST AMENDMENT TO AGREEMENT FOR JUVENILE SEX OFFENDER COUNSELOR

This First Amendment of the Agreement for Juvenile Sex Offender Counselor ("First Amendment") is entered into this 28<sup>th</sup> day of September, 2015 by and between the Board of Delaware County Commissioners ("Board"), whose principal place of business is located at 101 North Sandusky Street, Delaware, Ohio 43015, the Delaware County Common Pleas Court, Juvenile Division ("Court"), whose principal place of business is located at 140 North Sandusky Street, Ground Floor, Delaware, Ohio 43015 (Board and Court collectively "County") and Maryhaven, Inc. ("Maryhaven"), whose principal place of business is located at 1791 Alum Creek Drive, Columbus, Ohio 43207 (Individually "Party," collectively "Parties").

**WHEREAS,** the Parties entered into an Agreement for Juvenile Sex Offender Counselor ("Agreement") on December 18, 2014; and,

WHEREAS, the term of the Agreement will expire on October 1, 2015; and,

**WHEREAS**, the Agreement permits, upon written agreement of the Parties, for the Agreement to be renewed for successive one (1) year periods subject to the same terms and conditions provided in the Agreement and upon any such terms and conditions as may be specifically agreed upon, added and/or amended in writing by the Parties; and.

**WHEREAS**, the Agreement also permits the Agreement to be amended in writing with the mutual consent and agreement of the Parties; and,

**WHEREAS**, the Parties now desire to renew the Agreement and certain certifications in the Agreement and amend the Agreement to correct a typographical error and add an additional section.

NOW THEREFORE, the Parties agree to the following:

### 1. RENEWAL

The term of the Agreement is renewed and extended for an additional one (1) year through October 1, 2016.

### 2. NO EXPENDITURE OF COUNTY FUNDS

This First Amendment does not require the expenditure of any Board, Court, or County funds (\$0.00).**RENEWAL OF CERTIFICATIONS** 

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The following certifications are renewed:

# Independent Contractor Acknowledgement/No Contribution to OPERS

Pursuant to Section VII(B) of the Agreement, Maryhaven, by the signature of its authorized representative below, hereby certifies that it continues to have five (5) or more employees in lieu of completing the OPERS Independent Contractor Acknowledgement Form:

Paul Coleman President and CEO Maryhaven, Inc.

#### **Findings for Recovery:**

Maryhaven, by the signature of its authorized representative below, hereby certifies that it is not subject to any current unresolved findings for recovery pending with or issued by the Ohio Auditor of State.

Paul Coleman President and CEO Maryhaven, Inc.

### **Certification Regarding Personal Property Taxes:**

Maryhaven, by the signature of its authorized representative below, hereby certifies that it is not charged with delinquent personal property taxes on the general list of personal property in Delaware County, Ohio, or any other counties containing property in the taxing districts under the jurisdiction of the Auditor of Delaware County, Ohio.

Paul Coleman

President and CEO Maryhaven, Inc.

#### Campaign Finance - Compliance with ORC § 3517.13

Maryhaven shall complete the attached certificate/affidavit entitled "Certification/Affidavit in Compliance With O.R.C. Section 3517.13." Such certification is attached to this First Amendment as Exhibit A and by this reference made a part of this First Amendment.

## CORRECTION

The citation in Section VII(X) of the Agreement to R.C. § 2115.13 shall be corrected to read R.C. § 2151.13.

### 4. ADDED SECTION

The following section shall be added to the Agreement:

"FF. County Policies:

Maryhaven shall be bound by, conform to, comply with, and abide by all current applicable Delaware County policies, including, but not limited to, the Contractor Safety Policy, Computer Use Policy, Social Media Policy, and Internet Use Policy (collectively "County Policies") and shall require any and all of its employees, including, but not limited to, the Clinician, performing work under this Agreement and/or for or on behalf of the County to comply with all County Policies and shall be responsible for such compliance. The County may, in its sole discretion, immediately terminate this Agreement for failure of Maryhaven or any of its employees, including, but not limited to, the Clinician, to comply with County Policies. Copies of County Policies are available and may be viewed online at:

http://www.co.delaware.oh.us/index.php/policies.

### 5. 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.

### 6. CONFLICTS

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

### 7. TERMS OF AGREEMENT UNCHANGED

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

Vote on Motion Mr. Merrell Absent Mr. Benton Ave Mrs. Lewis Ave

# IN THE MATTER OF APPROVING A TRANSFER OF APPROPRIATIONS FOR JUVENILE COURT:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve the following:

**Transfer of Appropriations** 

From To

26226206-5101 26226206-5001 10.00

Specialized Court Docket/Health Insurance Specialized Court Docket/Compensation

Vote on Motion Mrs. Lewis Aye Mr. Benton Aye Mr. Merrell Absent

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**RESOLUTION NO. 15-1159** 

# IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS FOR JOB AND FAMILY SERVICES:

It was moved by Mrs. Lewis, seconded by Mr. Benton to approve the following:

Supplemental Appropriations	Amount		
22411601-5001	JFS Income Maintenance/Compensation	\$	50,000.00
22411601-5120	JFS Income Maintenance/County Share OPERS	\$	3,000.00
22411601-5348	JFS Income Maintenance/Client Services	\$	50,000.00
22411603-5001	JFS Workforce/Compensation	\$	35,000.00
22411603-5120	JFS Workforce/County Share OPERS	\$	50,000.00
22411604-5001	JFS Child Protection/Compensation	\$	(85,000.00)
22411604-5120	JFS Child Protection/County Share OPERS	\$	(54,000.00)
22411605-5301	JFS Administration/Contracted Prof. Services	\$	36,000.00
22411605-5315	JFS Administration/Aircards	\$	8,000.00
22411605-5331	JFS Administration/Postage	\$	17,000.00
22411605-5370	JFS Administration/Insurance Premium and Claims	\$	6,000.00
22411605-5380	JFS Administration/Other Services	\$	10,000.00
22411606-5101	JFS Social Services/Health Insurance	\$	1,000.00
22411606-5348	JFS Social Services/Client Services	\$	1,000.00
Vote on Motion	Mr. Benton Aye Mr. Merrell Absent Mrs. I	Lewis	Aye

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### **RESOLUTION NO. 15-1160**

# IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR SLATE RIDGE COMMERCIAL SOUTH:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve the following:

Whereas, the construction of new sanitary sewers at the Slate Ridge Commercial South have been completed to meet sewer district requirements; and

Whereas, the sewer district has received the necessary items required by the subdivider's agreement; and

Whereas, the Director of Environmental Services recommends accepting sanitary sewers for ownership, operation, and maintenance by Delaware County as follows:

**Slate Ridge Commercial South** 400' of 8- inch sewer \$18,607.55

3 ea- manholes \$5,490.00

Therefore be it resolved, that the Board of Commissioners approve and accept the above sanitary sewers for ownership, operation, and maintenance by the Delaware County Sewer District.

Section 1. The Board hereby approves and accepts the above sanitary sewer improvements for ownership, operation, and maintenance by the Delaware County Sewer District.

Section 2. The Board hereby releases any Bond, certified check, irrevocable letter of credit, or other approved financial warranties executed to insure faithful performance for construction of the above sanitary sewer improvements, if applicable.

Section 3. The Board hereby accepts any Bond, certified check, irrevocable letter of credit, or other approved financial warranties executed per the requirements of the subdivider's agreement for the five-year maintenance period for the above sanitary sewer improvements.

Vote on Motion Mr. Merrell Absent Mrs. Lewis Aye Mr. Benton Aye

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**RESOLUTION NO. 15-1161** 

# IN THE MATTER OF APPROVING THE SANITARY SEWER IMPROVEMENT PLANS FOR VILLAS OF OLENTANGY, PHASE 2:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve the following sanitary sewer construction plans for Villas of Olentangy, Phase 2 for submittal to the Ohio EPA for their approval.

Whereas, the Director of Environmental Services recommends sanitary sewer plans for Villas of Olentangy, Phase 2 for submittal to the Ohio EPA for their approval.

Therefore be it resolved, that the Board of Commissioners approves sanitary sewer plans for Villas of Olentangy, Phase 2 for submittal to the Ohio EPA for their approval.

Vote on Motion Mrs. Lewis Aye Mr. Merrell Absent Mr. Benton Aye

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#### **RESOLUTION NO. 15-1162**

# IN THE MATTER OF AUTHORIZING THE USE OF A PROCUREMENT CARD FOR THE DOG AND KENNEL DEPARTMENT:

It was moved by Mrs. Lewis, seconded by Mr. Benton to approve the following:

WHEREAS, pursuant to Ohio Revised Code Section 301.29, the Board of Commissioners of Delaware County by Resolution No. 04-1193 dated September 30<sup>th</sup>, 2004, adopted a policy for the use of County Procurement Cards. <u>In addition, The Board of Commissioners of Delaware County by Resolution No. 11-1040 dated October 3<sup>rd</sup> 2011, adopted amendments to the Policies and Procedures for the county procurement card program; and</u>

WHEREAS, the appointing authority for the procurement card being the Board of Commissioners has adopted the procurement card policy for the use of the card to pay for specific classes of work related expenses, without submitting a monthly estimate of the expenses, pursuant ORC 301.29 (F)(2).

NOW THEREFORE BE IT RESOLVED, that the board of Commissioners of Delaware County, State of Ohio, authorize the use of the following procurement cards to the limits indicated and for specific work related expenses designated in the Procurement Card Policy without submitting a monthly estimate of expenses:

Appointing Authority: Board of Commissioner
Office/Department: Dog and Kennel

Daily spending per card: \$1,000
Monthly spending per card: \$5,000
Single transaction limit: \$1,000
Daily number of transactions per card: 10
Monthly number of transactions per card: 50

Name on Card 1: John King

Mark Strohl Daniel James

Department Coordinator: Jenny Downey

Vote on Motion Mr. Benton Aye Mr. Merrell Absent Mrs. Lewis Aye

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### **RESOLUTION NO. 15-1163**

### IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

It was moved by Mr. Benton, seconded by Mrs. Lewis to approve the following:

The Director of Environmental Services recommends the promotion of Cory Smith to Assistant Operations Superintendent with the Regional Sewer District; effective October 3, 2015;

Therefore Be It Resolved, that the Board of Commissioners approve promoting Cory Smith to Assistant Operations Superintendent with the Regional Sewer District; effective October 3, 2015;

The Code Compliance Supervisor recommends hiring Michael Neff as an Electrical Safety Inspector with the Code Compliance Department; effective October 19, 2015;

Therefore Be It Resolved, that the Board of Commissioners approve hiring Michael Neff as an Electrical Safety Inspector with the Code Compliance Department; effective October 19, 2015.

Vote on Motion Mr. Merrell Absent Mr. Benton Aye Mrs. Lewis Aye

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#### ADMINISTRATOR REPORTS

- -BIA Parade Of Homes (Northstar Community) Runs Thru The End Of The Week
- -Administrator Hansley Is Working With Scott Stephens, With The Soil And Water Conservation District, To Submit The Farmland Preservation Application (Commissioner Merrell's Concern With Easements And Future Sewer Lines Was Satisfactorily Answered).

#### 1/

### **COMMISSIONERS' COMMITTEES REPORTS**

### **Commissioner Benton**

- -Great Week At The Delaware County Fair
- -Little Brown Jug Society (Racing) And Agricultural Society (Fair) And Board Of Commissioners
- -Important To Keep Jug Race In Delaware County
- -Fair Animals Important Part Of The Event

#### **Commissioner Lewis**

- -Fair Week: Hall Of Fame Honoree Jim Buchy, Great Weather, Racing, Good Community Turnout,
- -Heard Positive Feedback On The Waterline Help From The County

### **Commissioner Merrell**

- -Fair: Attended Every Day, Also Heard Good Things About The Waterline Help With County And City (Saving Money), Attended The Veterans Event On Friday Of Fair Week; -Fair Should Be A Priority For The County
- -On Tuesday Attended A Ceremony At The Stratford Ecological Center In Delaware, Ohio, The Center Was Awarded A Kubota L-Series Tractor From The Kubota Tractor Corporation

### **Other Business**

**RESOLUTION NO. 15-1164** 

# IN THE MATTER OF APPROVING THE SANITARY SEWER IMPROVEMENT PLANS FOR VERONA SECTION 1:

It was moved by Mr. Benton, seconded by Mr. Merrell to approve the following sanitary sewer construction plans for Verona Section 1 for submittal to the Ohio EPA for their approval.

Whereas, the Director of Environmental Services recommends sanitary sewer plans for Verona Section 1 for submittal to the Ohio EPA for their approval.

Therefore be it resolved, that the Board of Commissioners approves sanitary sewer plans for Verona Section 1 for submittal to the Ohio EPA for their approval.

Vote on Motion Mrs. Lewis Aye Mr. Merrell Aye Mr. Benton Aye

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## **RESOLUTION NO. 15-1165**

# IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF EMPLOYMENT; DISMISSAL; DISCIPLINE AND PROMOTION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:

It was moved by Mr. Benton, seconded by Mr. Merrell to adjourn into Executive Session at 10:10AM.

Vote on Motion Mrs. Lewis Aye Mr. Benton Aye Mr. Merrell Aye

### **RESOLUTION NO. 15-1166**

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

It was moved by Mr. B	senton, seconded by	Mr. Mer	rell to adjourn out	t of Execu	itive Session at 1	0:47AM.
Vote on Motion	Mr. Benton	Aye	Mr. Merrell	Aye	Mrs. Lewis	Aye
There being no further	business, the meet	ing adjour	ned.			
			Gary	Merrell		
			Gary	Wichen		
			Barb I	Lewis		
			Jeff B	enton		
Jennifer Walraven, Cle	erk to the Commiss	ioners	<del></del>			