

**COMMISSIONERS JOURNAL NO. 66 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 2, 2017**

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

Present:
Jeff Benton, President
Gary Merrell, Vice President
Barb Lewis, Commissioner

**1
RESOLUTION NO. 17-212**

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 27, 2017:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on February 27, 2017; 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 Mrs. Lewis Aye Mr. Benton Aye

**2
PUBLIC COMMENT**
 Mark Butler, Policing policies in Delaware County

**3
ELECTED OFFICIAL COMMENT**

**4
RESOLUTION NO. 17-213**

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0301:

It was moved by Mr. Merrell, seconded by Mrs. Lewis to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0301 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			
Xylem (add a line 2)	OECC/Alum Creek pump repair parts	66211903-5201	\$ 1,500.00
Xylem (add a line 3)	OECC/Alum Creek pump repair parts	66211903-5260	\$ 5,000.00
Xylem (add a line 4)	OECC/Alum Creek pump repair parts	66211904-5201	\$ 1,500.00
Xylem (add a line 5)	OECC/Alum Creek pump repair parts	66211904-5260	\$ 5,000.00

<u>PR Number</u>	<u>Vendor Name</u>	<u>Line Description</u>	<u>Line Account</u>	<u>Amount</u>
R1702456	MT BUSINESS TECHNOLOGIES INC	PHOTOCOPIER RENTAL & SUPPORT	22411605 - 5325	\$17,000.00
R1702519	CARBON ENTERPRISES INC	SAND FOR FILTERS - OECC	66211903 - 5201	\$5,500.00
R1702540	KEVIN MCGOVERN ASSOCIATES INC	JAIL - CHIMNEY AUTOMATION SYSTEM	40111402 - 5450	\$9,327.00
R1702541	SHREMSHOCK ARCHITECTS INC	JAIL - BODY SCANNER PROJECT	41711436 - 5410	\$26,400.00
R1702543	XYLEM WATER SOLUTIONS USA INC	BACKWASH RETURN PUMP - ALUM CREEK	66211904 - 5450	\$5,668.00

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

**5
RESOLUTION NO. 17-214**

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Commissioners' Office is requesting that Commissioner Jeff Benton attend the 82nd Annual NACO

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Conference in Columbus, Ohio from July 21-24, 2017 at the cost of \$530.00 (fund number 10011101).

The GIS Department is requesting that Robert Parsons attend an ESRI Users Conference in San Diego, California from July 9-14, 2017 at the cost of \$2312.00 (fund number 20110106).

The Adult Court Services department is requesting that Cody Rodgers and Nick Dean attend an Ohio Peace Officer Training Academy in London, Ohio on May 3, 2017 at the cost of \$200.00.

The Regional Sewer District is requesting that Mark Chandler, Chad Kidd, Matt Ice, Marshall Yarnell, and Ricky Thomas attend a 2017 Ohio Safety Congress & Expo at Greater Columbus Convention Center on March 9, 2017 at no cost.

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

**6
RESOLUTION NO. 17-215**

**IN THE MATTER OF APPROVING CHANGE ORDER NO. 2 TO THE DEVELOPER-
CONTRACTOR AGREEMENT BETWEEN METRO DEVELOPMENT II LLC AND TRUCCO
CONSTRUCTION COMPANY, INC. FOR THE CLARK-SHAW SANITARY SEWER LINE
PROJECT 1:**

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

Whereas, there is a Developer-Contractor Agreement between Metro Development II, LLC and Trucco Construction Company, Inc. for the construction of the Clark-Shaw Trunk Sewer Project 1; and

Whereas, Change Order No. 2 is for Project 3, which will convey flows from the Scioto Reserve tributary into the Lower Scioto WRF for startup flows; and

Whereas, pursuant to the Third Amendment to the Amended and Restated Intergovernmental Cooperation Agreement between Delaware County and the Concord/Scioto Community Authority, the Delaware County Board of Commissioners must approve all change orders to the Developer-Contractor Agreement; and

Whereas, there is an increase to the contract in the amount of \$668,988.80; and

Whereas, the Sanitary Engineer recommends approval of Change Order No. 2.

THEREFORE BE IT RESOLVED that the Delaware County Board of Commissioners approve Change Order No. 2 to the Developer-Contractor Agreement between Metro Development II LLC and Trucco Construction Company, Inc. for the construction of the Clark-Shaw Sanitary Sewer Line Project 1.

Furthermore, be it resolved that the Board of Commissioners approve an increase to Purchase Order P1702261 in the amount of \$668,988.80.

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

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RESOLUTION NO. 17-216**

**IN THE MATTER OF APPROVING AMENDMENT NO. 2 TO THE SANITARY SEWER
IMPROVEMENTS PLAN APPROVAL AND SUBDIVIDER'S AGREEMENT FOR LIBERTY TRACE
SECTION 1:**

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

Whereas, the Sanitary Engineer recommends approval of Amendment No. 2;

THEREFORE BE IT RESOLVED that the Delaware County Board of Commissioners approve Amendment No. 2 to the Sanitary Sewer Improvements Plan Approval and Subdivider's Agreement for Liberty Trace Section 1.

**AMENDMENT NO. 2 TO
SANITARY SEWER IMPROVEMENTS
PLAN APPROVAL AND SUBDIVIDER'S AGREEMENT
LIBERTY TRACE SECTION 1**

This Amendment No. 2 to the Sanitary Sewer Improvements Plan Approval and Subdivider's Agreement for Liberty Trace Section 1, which was entered into on September 10, 2015, is made and entered into this 2nd day of March, 2017, by and between Pulte Homes of Ohio LLC (the "Subdivider"), and the Delaware County Board of Commissioners (the "County"). The Subdivider and the County mutually agree to amend the Agreement as follows:

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AMENDMENT

A new SECTION VIII-B shall be inserted as follows:

SECTION VIII-B: BUILDABLE LOTS

Notwithstanding the Downstream Improvements not yet being accepted into public service, the County shall permit the Subdivider to connect the model home lot and six additional residential lots within Liberty Trace Section 1. This consists of lot numbers 5667, 5671, 5676, 5686, 5687, 5688, and 5693 on the plat for Liberty Trace Section 1 recorded in Book 1398, Pages 1736-1738, subject to the following conditions:

1. The acceptance of Improvements shall remain as set forth in the original Agreement.
2. The full tap fee and inspection fee shall be paid prior to scheduling inspection.
3. The Subdivider shall be responsible for operation of the Liberty Trace Pump Station until final acceptance of Improvements.

REMAINING PROVISIONS

All remaining provisions of the Agreement shall continue in full force and effect unless specifically amended herein.

IN WITNESS WHEREOF, the Subdivider and the County have executed this Amendment No. 2 as of the date first written above.

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

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ADMINISTRATOR REPORTS

Ferzan Ahmed, County Administrator

-First Thursday Highlight: Delaware County Facilities Department.

The Delaware County Developmental Disabilities awarded the Facilities Department the 2017 Outstanding Employer Award. Chad Aleshire has done a wonderful job with the DD building and staff to incorporate workers.

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COMMISSIONERS' COMMITTEES REPORTS

Commissioner Lewis

-Attended the CCAO Legislative Conference in Washington D.C. over the weekend. Among the many topics that were discussed were: Collaborate Waters of the U.S., Social Services Block Grants, Stepping Up Initiative program, match rated for Medicaid/Medicare, and tax rates for municipal bonds.

Commissioner Merrell

- Had the chance to introduce Dr. Harrison (Columbus State University) at rotary this week.
- Attended the Juvenile Drug Court graduation with Commissioner Benton yesterday. That is such a good program and wish the graduates continued success.
- Will be attending the MORPC Executive Committee meeting this afternoon.
- Tomorrow morning there will be a conference call with CCAO about the sales tax (Medicaid/Medicare) changes.

Commissioner Benton

- Attended the Mainstreet Delaware luncheon. Heritage Ohio was there to do their annual accreditation. Got to see their former Director, Frances Jo Hamilton. Happy to report that Mainstreet received accreditation again this year.
- Met with two members of the CIC. Will continue the conversation about the future of the CIC.
- The CAP survey is now online of Facebook and Twitter looking for public opinion on Delaware County infrastructure projects.
- Bob Lamb is working on an Entrepreneur Center. Ohio Wesleyan seems to be very interested in this project.

There being no further business, the meeting adjourned.

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Gary Merrell

Barb Lewis

Jeff Benton

Jennifer Walraven, Clerk to the Commissioners