

COMMISSIONERS JOURNAL NO. 67 - DELAWARE COUNTY
 MINUTES FROM REGULAR MEETING HELD SEPTEMBER 7, 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. 17-921

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD AUGUST 31, 2017 AND SPECIAL SESSION HELD SEPTEMBER 6, 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 August 31, 2017 and met in a special session on September 6, 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 meetings.

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

2
 PUBLIC COMMENT

Swearing in of EMS Paramedics: Dustin Schaaf, Ryan Kirby, Kami Paine and Jon Young

3
 ELECTED OFFICIAL COMMENT

4
 RESOLUTION NO. 17-922

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0906:

It was moved by Mr. Merrell, seconded by Mrs. Lewis to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0906 and Purchase Orders as listed below:

PR Number	Vendor Name	Line Description	Line	Amount
R1704699	BUCKEYE INNOVATION LLC	BUCKEYE INNOVATION LLC Contract approved 083117	10011102 - 5301	\$125,000.00
R1704869	JWC ENVIRONMENTAL LLC	GRINDER - O'SHANUGNESSY PUMP STATION	66211905 - 5450	\$18,608.04
R1704890	LIBERTY TWP FIRE DEPT	EMS TRANSPORT BILLING APRIL 1, 2017 -JUNE 30, 2017	10011303 - 5345	\$69,206.75
R1704849	MIRKA,BETHANY	FAMILY SUPPORT SERVICES contract 08312017	70161603- 5301	\$7,500.00
R1704909	AQUA-AEROBIC SYSTEMS INC	MIXER - NEW ANOXIC ZONE IN THE EAST AERATION BASIN SCIOTO RESERVE	66611907- 5450	\$10,317.96
R1704933	YSI INC (line 1)	VARION PROBES AND 20/20 - TO PROVIDE DATA FOR OPTIMAL PROCESS CONTROL OF THE PLANT	66211905- 5450	\$25,100.00
R1704933	YSI INC (line 2)	VARION PROBES AND 20/20 - TO PROVIDE DATA FOR OPTIMAL PROCESS CONTROL OF THE PLANT	66211911- 5450	\$17,300.00

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

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 RESOLUTION NO. 17-923

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Job and Family Services Department is requesting that Deanna Roberts and Kathie Elrod attend the Regional CCMEP Program Update and Procurement Training located at ODNR- District 4 in Athens, Ohio at the cost of \$100.00.

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

**7
RESOLUTION NO. 17-924**

IN THE MATTER OF APPROVING THE FIRST AMENDMENT TO THE CONTRACT FOR THE PROVISION OF CHILD PLACEMENT AND RELATED SERVICES BETWEEN THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY BOARD OF COMMISSIONERS, AND CINCINNATI CHILDREN’S HOSPITAL MEDICAL CENTER:

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

Whereas, Delaware County contracts with Child Care Placement providers in accordance with state and federal regulations, and

Whereas, the Director of Job & Family Services recommends approval of the following contract amendment;

Now Therefore Be It Resolved that the Delaware County Board of Commissioners approve the following contract amendment for a Child Care Placement provider:

**First Amendment
To
Contract for the Provision of Child Placement
And Related Services
Between
Delaware County
and
Cincinnati Children’s Hospital Medical Center**

This First Amendment of the Contract For The Provision of Child Placement And Related Services is entered into this 7th day of September, 2017 by and between the Delaware County, Ohio Board of County Commissioners (hereinafter “Board”), whose address is 101 North Sandusky Street, Delaware, Ohio 43015, the Delaware County, Ohio Department of Job and Family Services, a Title IV-E Agency, (hereinafter “Agency”) whose address is 140 North Sandusky Street, 2nd Floor, Delaware, Ohio 43015, and Cincinnati Children’s Hospital Medical Center (hereinafter “Provider”) whose address is 5642 Hamilton Avenue, Cincinnati, Ohio 45224 (hereinafter collectively the “Parties”).

WHEREAS, the Parties entered into the Contract for the Provision of Child Placement and Related Services on August 16, 2017.

WHEREAS, the parties agree to the addition of certain provisions to the Contract (collectively, “Provisions”).

NOW THEREFORE, the Parties agree as follows:

1. The Parties agree to amend the Agreement to add the following Provisions:
 - A. The contract service period shall be extended through September 30, 2018.
 - B. The maximum amount payable pursuant to this contract shall be increased to \$179,000.
 - C. Agency agrees to waive the requirement for One Hundred Thousand Dollars (\$100,000.00) coverage in legal liability fire damage.
 2. 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.
3. Conflicts
In the event of a conflict between the terms of the Contract and this First Amendment, the terms of the First Amendment shall prevail.
 4. Terms of Agreement Unchanged

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

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

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RESOLUTION NO. 17-925

IN THE MATTER OF AUTHORIZING THE USE OF A PROCUREMENT CARD FOR THE SHERIFF'S OFFICE:

It was moved by Mrs. Lewis, seconded by Mr. Merrell 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 30th, 2004, adopted a policy for the use of County Procurement Cards. In addition, The Board of Commissioners of Delaware County by Resolution No. 11-1040 dated October 3rd, 2011, adopted amendments to the Policies and Procedures for the county procurement card program; and

WHEREAS, the appointing authority for the procurement card being the Delaware County Sheriff, 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: County Sheriff
Office/Department: Sheriff's Office

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

Name on Card: Kelsey Evans
Department Coordinator: Pam Sonagere

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

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RESOLUTION NO. 17-926

IN THE MATTER OF APPROVING AN FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE GOVERNING BOARD OF THE EDUCATIONAL SERVICE CENTER OF CENTRAL OHIO; THE DELAWARE COUNTY BOARD OF COMMISSIONERS AND THE DELAWARE COUNTY SHERIFF'S OFFICE REGARDING THE POSITION OF DELAWARE COUNTY SUBSTANCE ABUSE LIAISON:

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

Whereas, the Sheriff and Sheriff Office Staff recommends approval of the first amendment to the Agreement Between The Governing Board Of The Educational Service Center Of Central Ohio; The Delaware County Board Of Commissioners And The Delaware County Sheriff's Office Regarding The Position Of Delaware County Substance Abuse Liaison;

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approve the following first amendment to the Agreement Between The Governing Board Of The Educational Service Center Of Central Ohio; The Delaware County Board Of Commissioners And The Delaware County Sheriff's Office Regarding The Position Of Delaware County Substance Abuse Liaison:

First Amendment to the Contract between Delaware County and Educational Service Center

The Parties mutually agree to renew the contract providing for a substance abuse coordinator approved by Resolution #16-881 on 09/12/2016.

Amended Terms:

The Parties agree to renew this for another year, as is provided under the contract. This renewal shall be effective

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upon the date when the final party executes this renewal. The parties agree that if the final execution occurs earlier than June 30, 2017, it will be deemed to have occurred on June 30, 2017.

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

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

**10
RESOLUTION NO. 17-927**

IN THE MATTER OF APPROVING A MEMORANDUM OF UNDERSTATING BETWEEN THE DELAWARE-MORROW MENTAL HEALTH & RECOVERY SERVICES BOARD AND THE SHERIFF OF DELAWARE COUNTY, OHIO REGARDING THE POSITION OF DELAWARE COUNTY SUBSTANCE ABUSE LIAISON:

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

Whereas, the Sheriff and Sheriff’s Office Staff recommend approval of the following Memorandum of Understating between the Delaware-Morrow Mental Health & Recovery Services Board and the Sheriff of Delaware County, Ohio Regarding the Position of Delaware County Substance Abuse Liaison;

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approve the following Memorandum of Understating between the Delaware-Morrow Mental Health & Recovery Services Board and the Sheriff of Delaware County, Ohio Regarding the Position of Delaware County Substance Abuse Liaison

**Memorandum of Understating between the Delaware-Morrow Mental Health & Recovery Services Board and the Sheriff of Delaware County, Ohio Regarding the Position of Delaware County Substance Abuse Liaison
FY 2018**

Background:

The Sheriff of Delaware County Ohio, ("Sheriff"), and local agencies previously identified the need for an individual to serve as a Substance Abuse Liaison in Delaware County. In a Memorandum of Understanding between the parties effective July 1, 2016 (Board's FY 2017), Board made a grant to Sheriff to be utilized by Sheriff for the employment of an individual to fill the full-time position of Substance Abuse Liaison. The Board in combination with other local agencies has determined to continue funding to support the staffing and services to be provided by the Substance Abuse Liaison.

Now Therefore, the Parties Agree as Follows:

1. **Grant Award.** Board makes a grant to Sheriff of Twenty Thousand Dollars (\$20,000) to be utilized for the employment of a qualified individual to hold the full-time position of Substance Abuse Liaison, as the position is set forth on the job title/position description attached hereto as Exhibit "A". Board's grant will be paid in two equal installments of \$10,000; the first installment following the effective date of this MOU and the second installment 6 months thereafter. Payments will be made following receipt of invoices from the Sheriff satisfactory to the Board.
2. **Obligations of the Parties.** Sheriff is solely responsible for the selection, employment and compensation of the individual in the position of Substance Abuse Liaison. Services to be provided will be as generally set forth on Exhibit "A". The Board's sole obligation under this Memorandum is for payment of the above grant.
3. **Communication with Board.** Sheriff agrees to provide information as Board may reasonably request to keep Board apprised of the overall scope of the services and important accomplishments of the liaison during the term of this Memorandum.
4. **Memorandum Term.** This Memorandum of Understanding shall be effective on July 1, 2017, and shall continue until June 30, 2018 (the end of the Board's fiscal year). Thereafter, the parties anticipate but do not guarantee that they will renew this

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

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RESOLUTION NO. 17-928**

IN THE MATTER OF APPROVING THE SANITARY SEWER IMPROVEMENT PLAN FOR NELSON FARMS SECTION 2, PHASE C, PARTS 1 & 2:

It was moved by Mr. Merrell, seconded by Mrs. Lewis to approve the following sanitary sewer improvement plan for submittal to the Ohio EPA for their approval.

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WHEREAS, the Sanitary Engineer recommends approval of the sanitary sewer improvement plan.

THEREFORE BE IT RESOLVED, that the Board of Commissioners approve the sanitary sewer improvement plan for Nelson Farms Section 2, Phase C, Parts 1 & 2 for submittal to the Ohio EPA for their approval.

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

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RESOLUTION NO. 17-929

IN THE MATTER OF ACCEPTING SANITARY SEWER IMPROVEMENTS FOR THE VILLAGE AT BALE KENYON PHASE 2-6:

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

Whereas, the construction of new sanitary sewers at the The Village at Bale Kenyon Phase 2-6 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:

Village at Bale Kenyon Phase 2-6	220’ of 8- inch sewer	\$24,575.00
	1- manhole	\$ 2,820.00

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 Aye Mr. Benton Aye Mrs. Lewis Aye

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RESOLUTION NO. 17-930

IN THE MATTER OF AUTHORIZING THE USE OF A PROCUREMENT CARD FOR THE REGIONAL SEWER DISTRICT:

It was moved by Mrs. Lewis, seconded by Mr. Merrell 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 30th, 2004, adopted a policy for the use of County Procurement Cards. In addition, the Board of Commissioners of Delaware County, by Resolution No. 11-1040 dated October 3rd 2011, adopted amendments to the Policies and Procedures for the county procurement card program; and

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 card 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 Commissioners
Office/Department:	Regional Sewer District
Daily spending per card:	\$10,000
Monthly spending per card:	\$25,000
Single transaction limit:	\$10,000
Daily number of transactions per card:	10
Monthly number of transactions per card:	50

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Name on Card: Jason Watts

Department Coordinator: Janet Fawcett

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

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RESOLUTION NO. 17-931

**IN THE MATTER OF APPROVING CHANGE ORDER 011 (AS AMENDED) TO THE
CONSTRUCTION MANAGER CONTRACT BETWEEN THE DELAWARE COUNTY BOARD OF
COMMISSIONERS AND LEND LEASE (US) CONSTRUCTION INC. FOR THE SANDUSKY
STREET COURTHOUSE AND RELATED PARKING FACILITY:**

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

Whereas, the Manager of Facilities recommends approval of change order 011;

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners approve the change order 011 to the contract between the Delaware County Board of Commissioners and Lend Lease (US) Construction Inc. for the Sandusky Street Courthouse and Related Parking Facility:

**DELAWARE COUNTY JUDICIAL BUILDING
NORTH SANDUSKY STREET
DELAWARE, OH**

**AIA Document G701 Change Order #11
Exhibit A**

Item #1 - Change Order Request #64 (Contractor Omission/Compensable Change)

Additional cost to install two security windows in Rooms 557 and 567. Windows were shown on floor plan, but not shown in window elevations.

Original contract cost did not include this cost. **\$ 20,781.42**

Item #2 - Change Order Request #66A (Design Error – Architect will pay this cost)

Additional cost to relocate sink to work with approved casework layout. **\$ 2,815.86**

Item #3 - Change Order Request #66B (Owner Requested Change)

Cost to remove hose bib from West Elevation of the building. County request due to visual reasons.

\$ 762.95

Item #4 - Change Order Request #118 (Owner Requested Change)

Additional cost to change framing for projection screens. Size was changed by the Judges after framing was done.

\$ 1,864.45

Item #5 - Change Order Request #119 (Compensable change. Field Conditions)

Cost to add a layer of drywall to make wall accept depth of wall heater. Depth of wall heater was unknown until actual heater was bought and delivered to site. Of the options to accommodate the depth of the heater, adding an additional layer of drywall was the cheapest option.

\$ 702.94

Item #6 - Change Order Request #120 (Compensable change. Field Conditions)

Additional cost to add fireproofing to fill in gap between steel roof beams on Level 500. The drawings didn't have a section cut at this area. There were two levels of fireproofing and original contract cost only included one level.

~~\$ 3,234.21~~

\$ 4,097.77

Item #7 - Change Order Request #121 (Compensable change. Field Condition)

Additional cost to add bulkhead between window soffits and hallway ceiling due to elevation of sprinkler line required in order to let it drain.

\$ 3,538.54

**Item #8 - Change Order Request #122 (Omission/Compensable change.
Information omitted on drawings)**

Additional cost to laminate drywall over the concrete masonry at end of 201A Corridor. Drawings didn't show

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this area receiving drywall, so original contract cost did not include this work.

\$ 2,732.25

Item #9 - Change Order Request #123 (Omission/Compensable change.)

Additional cost to frame a column at North/East corner of Level 100 Elevator Lobby. Stair PS2 has a landing support that needed to be enclosed in the wall. The drawings didn't have a section or elevation showing that corner of the framing.

\$ 780.03

Item #10 - Change Order Request #126 (Design Error – Architect will pay this cost)

Additional cost to change doors 314 A, B, C and D to fire rated.

\$ 9,383.47

**Item #11 - Change Order Request #127 (Omission/Compensable change.
Information omitted on drawings)**

Additional cost for dumpster wall footing. A footing size and rebar were not shown on the drawings. Original contract cost did not include this cost.

\$ 3,764.39

Item #12 - Change Order Request #129 (Site Conditions. Owner Requested Change per Field Condition)

After seeing the grading around the catch basin, Owner asked that we raise it so it would not be an issue if a car ran off of the pavement and over the catch basin. Additional cost to add a riser to catch basin #21.

\$ 1,214.43

Item #13 - Change Order Request #130 (Omission/Compensable change. Information omitted on drawings)

Cost to add threshold to door #315A and #315B. Thresholds were not listed in original door hardware but need to be added as both doors are exterior doors. Original contract cost did not include this cost.

\$ 407.22

Item #14 - Change Order Request #141 (Credit/Owner's Request)

A credit to delete the sidewalk and light bollards along the North Elevation.

(\$ 8,172.46)

Total Add Amount for Change Order #11

\$ 43,637.26

\$ 44,673.26

See copy change order request and contractors cost breakdown

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

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ADMINISTRATOR REPORTS

Ferzan Ahmed, County Administrator

-Met with William Murdock (MORPC) yesterday. He reminded me of how Union County and the City of Dublin applied for and was awarded a grant for improvements to US 33. He suggested Delaware County apply for the same grant for the US 23 corridor for "Smart Transportation".

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COMMISSIONERS' COMMITTEES REPORTS

Commissioner Lewis

-No reports

Commissioner Merrell

-Attended the P.I.N. 5K run on Sunday. It was well attended for their first event.
-There will be a work session on Monday afternoon regarding Evans Farm

Commissioner Benton

-The All Horse Parade will be this Sunday at 3:00PM starting at the Fairgrounds
-The Economic Development Department has been busy with several projects
-Will be attending the Farm and Science Review on September 19th
-The 2017 Parade of Homes has started. September 12th the Commissioners' will hold their reception
-The Indians won their 14th consecutive game (for the second year in a row)
-Ohio State will be playing Oklahoma University this Saturday.

There being no further business, the meeting adjourned.

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Gary Merrell

Barb Lewis

Jeff Benton

Jennifer Walraven, Clerk to the Commissioners