

**COMMISSIONERS JOURNAL NO. 70 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD OCTOBER 22, 2018**

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

**Present:**  
**Gary Merrell, President**  
**Jeff Benton, Commissioner**

**Absent:**  
**Barb Lewis, Vice President**

**1**  
**RESOLUTION NO. 18-1155**

**IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD OCTOBER 18, 2018:**

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on October 18, 2018; 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              Aye              Mrs. Lewis              Absent      Mr. Benton              Aye

**2**  
**PUBLIC COMMENT**

**3**  
**ELECTED OFFICIAL COMMENT**

**4**  
**RESOLUTION NO. 18-1156**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1019, MEMO TRANSFERS IN BATCH NUMBERS MTAPR1019 AND PROCUREMENT CARD PAYMENTS IN BATCH NUMBER PCAPR10196:**

It was moved by Mr. Benton, seconded by Mr. Merrell to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1019, memo transfers in batch numbers MTAPR1019, Procurement Card Payments in batch number PCAPR1019 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase XYLEM	EQUIPMENT PARTS	66211904-5201	\$5,000.00

<u>PR Number</u>	<u>Vendor Name</u>	<u>Line Description</u>	<u>Line Account</u>	<u>Amount</u>
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Vote on Motion                      Mrs. Lewis              Absent      Mr. Merrell              Aye              Mr. Benton              Aye

**5**  
**RESOLUTION NO. 18-1157**

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

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

The Child Support Enforcement Agency is requesting that Wendy Shannon attend a Hearing Officer Roundtable Meeting in Knox County, November 1, 2018; at no cost.

The Commissioners' Office is requesting that Commissioner Jeff Benton, Commissioner Barb Lewis,

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Commissioners Gary Merrell, Mike Frommer and Dawn Huston attend the County Commissioners 2018 Winter Conference in Columbus, Ohio December 9-11, 2018, at the cost of \$1,750.00 (fund number 10011101).

The Commissioners' Office is requesting that Commissioner Merrell, Mike Frommer and Bob Lamb attend a Sunbury/Big Walnut Area Chamber Annual Meeting & Awards Ceremony on November 8, 2018 at the cost of \$105.00 (fund number 10011101).

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

**6**

**RESOLUTION NO. 18-1158**

**IN THE MATTER OF A TRANSFER OF A LIQUOR LICENSE REQUEST FROM SAM THE PLUMBER, INC.(1<sup>ST</sup> FLOOR AND BASEMENT) TO DAVERN HOLDINGS, LLC, DBA BAR ROUTE 23 AND SAMS BAR (1<sup>ST</sup> FLOOR AND BASEMENT) AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:**

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

Whereas, the Ohio Division of Liquor Control has notified the Delaware County Board of Commissioners of a transfer of a liquor license request from Sam the Plumber, Inc.(1<sup>st</sup> floor and basement) to Davern Holdings, LLC, DBA Bar Route 23 and Sams Bar (1<sup>st</sup> floor and basement) located at 4819 Columbus Pike, Lewis Center, Ohio 43035; and

Whereas, the Delaware County Board of Commissioners has found no reason to file an objection;

Now, Therefore, Be it Resolved, that the Clerk of the Board shall complete the necessary forms and notify the Ohio Division of Liquor Control that no objections are made and no hearing is requested by this Board of County Commissioners.

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

**7**

**RESOLUTION NO. 18-1159**

**IN THE MATTER OF A NEW LIQUOR LICENSE REQUEST FROM MAM GEM ENTERPRISES, LLC (DBA MASSEYS PIZZA POWELL) AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:**

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

Whereas, the Ohio Division of Liquor Control has notified the Delaware County Board of Commissioners of a liquor license request from MAM Gem Enterprises, LLC (DBA Masseys Pizza Powell) located at 9838 Brewster Lane, Powell, Ohio 43065; and

Whereas, the Delaware County Board of Commissioners has found no reason to file an objection;

Now, Therefore, Be it Resolved, that the Clerk of the Board shall complete the necessary forms and notify the Ohio Division of Liquor Control that no objections are made and no hearing is requested by this Board of County Commissioners.

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

**8**

**RESOLUTION NO. 18-1160**

**IN THE MATTER OF APPROVING RIGHT-OF-WAY WORK PERMIT SUMMARY SHEET:**

It was moved by Mr. Benton, seconded by Mr. Merrell to approve the following work permits:

WHEREAS, the below requests to perform work within the right-of-way have been reviewed and approved by the Delaware County Engineer;

NOW, THEREFORE, BE IT RESOLVED that the following permits are hereby approved by The Board of Delaware County Commissioners:

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Permit #	Applicant	Location	Type of Work
U18-158	AEP	West Powell Road	Install, remove & replace poles
U18-159	Consolidated Electric	Locust Drive	Install new cable
U18-160	Consolidated Electric	Meredith State Road	Install new cable
U18-161	Consolidated Electric	N. County Line Road	Install new cable
U18-162	Consolidated Electric	Centerburg Road	Install new cable
U18-163	MCI Metro	Orange Road	Install cable

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

**9  
RESOLUTION NO. 18-1161**

**IN THE MATTER OF CANCELING THE DELAWARE COUNTY COMMISSIONERS' SESSION SCHEDULED FOR MONDAY DECEMBER 10, 2018:**

It was moved by Mr. Benton, seconded by Mr. Merrell to cancel the Delaware County Commissioners' session scheduled for Monday December 10, 2018.

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

**10  
RESOLUTION NO. 18-1162**

**IN THE MATTER OF CERTIFYING AND AUTHORIZING THE SIGNING OF THE ENVIRONMENTAL REVIEW RECORD AND AUTHORIZING THE SIGNING OF THE REQUEST FOR RELEASE OF FUNDS (RROF):**

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

WHEREAS, the Delaware County Board of Commissioners (the "Board") approved activity funding, per Resolution No. 18-1055 for CDBG Grant B-F-18-1AT-1; and

WHEREAS, prior to release of the funds, an Environmental Review Record (ERR) must be completed and an assessment made on the positive and negative social, economic and environmental impacts; and

WHEREAS, the Delaware County Board of Commissioners authorized the publication of a notice of intent to request a release of Federal Funds (NOI/RROF) for PY2018 CDBG Grant funded activities per Resolution No. 18-1068; and

WHEREAS, once ODSA processing requirements are completed, an Environmental Release is sent to the chief executive officer authorizing activity funding to begin;

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

Section 1. The Board hereby certifies the Environmental Review Record and authorizes the President of the Board of Commissioners to sign the certification of exemption, request for release of funds and any necessary administrative documents in support of the ERR for this project.

Section 2. The Economic Development Coordinator is hereby directed to forward this Resolution and supporting documents to the Office of Community Development, Ohio Development Services Agency.

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

**11  
ADMINISTRATOR REPORTS**

Mike Frommer, County Administrator  
-The preliminary budgets have been added to the One Solution software. In the next couple of weeks will be running reports based off that information for budget hearings.

**12  
COMMISSIONERS' COMMITTEES REPORTS**

Commissioner Benton  
-Will be attending the Lank Bank 101 session this afternoon.

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- Attended the Records Commission meeting last Friday. They have several new projects happening. They have good leadership with Chris Shaw.
- The financial report was released. All areas are looking good.
- The Grand Opening of Top Golf is today.

Commissioner Merrell

- Looking forward to attending the Land Bank 101 session this afternoon.
- Attended the Sunbury/Big Walnut Chamber of Commerce Quarterly breakfast Friday morning.

**13**

**RESOLUTION NO. 18-1163**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF EMPLOYMENT; DISCIPLINE OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:**

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

WHEREAS, pursuant to section 121.22(G) of the Revised Code, a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of any of the matters specified in section 121.22(G)(1)–(7) of the Revised Code; and

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

Section 1. The Board hereby adjourns into executive session for consideration of employment; discipline of a public employee or public official.

Vote on Motion	Mr. Benton	Aye	Mr. Merrell	Aye	Mrs. Lewis	Absent
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**RESOLUTION NO. 18-1164**

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

It was moved by Mr. Benton, seconded by Mr. Merrell to adjourn out of Executive Session.

Vote on Motion	Mr. Merrell	Aye	Mr. Benton	Aye	Mrs. Lewis	Absent
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There being no further business, the meeting adjourned.

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Gary Merrell

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Barb Lewis

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Jeff Benton