

**COMMISSIONERS JOURNAL NO. 71 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD MARCH 4, 2019**

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

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

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

**1**  
**RESOLUTION NO. 19-182**

**IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 28, 2019:**

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on February 28, 2019; 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**  
**RESOLUTION NO. 19-183**

**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 Mr. Benton 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>
<b>PO' Increase</b>			
Superion LLC (P1902142)	Additions To County System	66211900-5452	\$35,020.00

<b>PR Number</b>	<b>Vendor Name</b>	<b>Line Description</b>	<b>Account</b>	<b>Amount</b>
R1902338	BKM CONSTRUCTION LLC	BLOCK CONCRETE WALL ASSEMBLY MEDIC #1 FOR UCAPIT	10011303 - 5201	\$1,880.00
R1902338	BKM CONSTRUCTION LLC	LABOR	10011303 - 5301	\$3,940.00
R1902339	EXCELSIOR BLOWER SYSTEMS INC	SEAL KITS FOR DIGESTER BLOWERS - LOWER SCIOTO	66211900 - 5201	\$10,662.36

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

**4**  
**RESOLUTION NO. 19-184**

**IN THE MATTER OF ACCEPTING THE TREASURER'S REPORT FOR THE MONTH OF JANUARY 2019:**

It was moved by Mr. Merrell, seconded by Mr. Benton to accept the Treasurer's Report for the month of January 2019.

(Copy available for review at the Commissioners' Office until no longer of administrative value.)

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

**5**

**RESOLUTION NO. 19-185**

**IN THE MATTER OF EXTENDING THE FILING DATE FOR THE FILING OF PLANS, REPORTS, AND SCHEDULES FOR THE RIBOV #620 WATERSHED DRAINAGE IMPROVEMENT PETITION PROJECT:**

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

WHEREAS, Resolution No. 15-525 granted the prayer of the petition and directed the Delaware County Engineer to proceed with preparation of plans, reports, and schedules for the Ribov #620 Watershed Drainage Improvement Petition Project; and

WHEREAS, Resolution No. 15-525 fixed the date of March 9, 2017 for filing of the reports, plans, and schedules; and

WHEREAS, Resolution No. 17-188 extended the filing date for the filing of plans, reports, and schedules for the Ribov #620 Watershed Drainage Improvement Petition Project to March 9, 2018; and

WHEREAS, Resolution No. 18-266 extended the filing date for the filing of plans, reports, and schedules for the Ribov #620 Watershed Drainage Improvement Petition Project to March 9, 2019; and

WHEREAS, additional time is required to allow for field survey, design, and engineer review; and

WHEREAS, upon filing of the reports, plans, and schedules, the Board of County Commissioners shall set a date and time for a public hearing for the Ribov #620 Watershed Drainage Improvement Petition Project; and

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

Section 1. The Board hereby approves November 9, 2019 as the date for filing of the reports, plans, and schedules for the Ribov #620 Watershed Drainage Improvement Petition Project.

Section 2. The Board hereby approves that, upon filing of the reports, plans, and schedule for the Ribov #620 Watershed Drainage Improvement Petition Project, the Clerk of the Board of Commissioners will prepare a resolution setting the date and time of the Public Hearing for a date after 25 days and before 90 days from the filing date of the reports, plans, and schedules.

Section 3. The Board hereby approves that proper notification will be given to property owners in the affected watershed of the date and time of the hearing for the Ribov #620 Watershed Drainage Improvement Petition Project.

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

**6**

**RESOLUTION NO. 19-186**

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

It was moved by Mr. Merrell, seconded by Mr. Benton 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
U19-028	Columbia Gas	Longview Drive	Relocate Gas Main
U19-029	AEP	Freeman Road	Relocate Poles
U19-030	MCI Metro	Liberty Road	Place aerial cable
U19-031	Spectrum	Hawksbeard Drive	Place buried cable in ROW
U19-032	AEP	Big Walnut Road	Replace poles & rearrange facilities
U19-033	WOW	Enterprise Drive	Directional Bore
U19-034	AEP	Home Road	Relocate facilities
U19-035	Columbia Gas	Bayhill Drive	Install Gas Main
U19-036	Frontier	Lewis Center Road	Bury cable & place poles

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

**7**

**RESOLUTION NO. 19-187**

**IN THE MATTER OF RESCINDING RESOLUTION NO. 19-149:**

It was moved by Mr. Merrell, seconded by Mr. Benton to rescind Resolution No. 19-149 because it contains incorrect information.

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

**8**

**RESOLUTION NO. 19-188**

**RESOLUTION OF NECESSITY FOR THE PURCHASE OF MOTOR VEHICLES FOR THE USE OF THE DELAWARE COUNTY EMERGENCY MEDICAL SERVICES DEPARTMENT:**

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

WHEREAS, pursuant to section 307.41 of the Revised Code, the Delaware County Board of Commissioners (the "Board") may find, by resolution of necessity, that it is necessary to expend county monies for the purchase or lease of motor vehicles to be used by the Board, by any county department, board, commission, office or agency, or by any elected county official or his or her employees; and

WHEREAS, the Board has before it a request from the Delaware County Emergency Medical Services Department ("EMS") to expend county monies for the purchase of two (2) emergency response vehicles; and

WHEREAS, these emergency response vehicles for Delaware County EMS are necessary to ensure that a sufficient number of vehicles are maintained to provide daily coverage; and

WHEREAS, the emergency response vehicles are available for purchase through the State of Ohio's cooperative purchasing program (the "Program"); and

WHEREAS, pursuant to section 125.04(C) of the Revised Code, the Board may purchase supplies from another party instead of through participation in Program contracts if the Board can purchase those supplies or services from the other party upon equivalent terms, conditions, and specification but at a lower price than it can through the Program contract; and

WHEREAS, the necessary vehicles are available from another party, Chesrown Chevrolet, upon equivalent terms, conditions, and specifications but at a lower price than through the Program contract;

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

Section 1. The Board hereby declares that it is necessary to expend county monies for the purchase of new motor vehicles to be used by the Delaware County EMS because the purchase will ensure that a sufficient number of vehicles are maintained to provide daily coverage in furtherance of the public health, safety, and welfare.

Section 2. The Board hereby authorizes the purchase of two (2) 2019 Chevrolet Tahoe four-wheel drive, four-door commercial CK-15706 vehicles at a total cost of \$70,652.00 from Chesrown Chevrolet, Delaware, Ohio,

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upon the equivalent terms, conditions, and specifications of State of Ohio Index No. GDC050, Contract No. RS901519.

Section 3. The Board hereby approves the necessary purchase order in the amount of \$70,652.00 to Chesrown Chevrolet, Delaware, Ohio.

Section 4. The Board hereby approves the purchase and accompanying purchase order for the necessary graphics lettering and safety striping from Columbus Signworks, LLC, at a cost not to exceed \$3,360.00, the purchase and accompanying purchase order for the necessary radio communications equipment from Vasu Communications not to exceed \$3,953.00, and the purchase and accompanying purchase order for the installation of electronics and emergency safety warning equipment from State Wide Emergency Products at a cost not to exceed \$15,726.00.

Section 5. This Resolution shall take immediate effect upon adoption.

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

**9**

**RESOLUTION NO. 19-189**

**IN THE MATTER OF WAIVING THE DELAWARE COUNTY PORTION OF TIPPING FEES AT THE SOLID WASTE TRANSFER STATION TO SUPPORT 2019 LITTER CONTROL CAMPAIGNS:**

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

WHEREAS, the Board of County Commissioners of Delaware County owns the Delaware County Solid Waste Transfer Station; and

WHEREAS, the Delaware General Health District has requested that the Board of County Commissioners waive its portion of the Solid Waste Transfer Station tipping fees in support of litter control campaigns; and

WHEREAS, these litter control campaigns include support of Keep Delaware County Beautiful, an affiliate of Keep America Beautiful to promote the Great American Cleanup, the Olentangy Watershed Clean Up, and the Scioto River Sweep; and

WHEREAS, the Board of County Commissioners of Delaware County has waived its portion of Solid Waste Transfer Station tipping fees in support of these initiatives in past years.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Delaware County does hereby waive the Delaware County portion of the Solid Waste Transfer Station tipping fees in support of the aforementioned programs, effective April 1, 2019 to June 30, 2019, for the Great American Clean Up, the Olentangy Watershed Clean Up in April 2019 and August 2019, and the Scioto River Sweep in September 2019.

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

**10**

**RESOLUTION NO. 19-190**

**IN THE MATTER OF APPROVING A TRANSFER OF FUNDS & SUPPLEMENTAL APPROPRIATIONS:**

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

**Transfer of Funds**

<b>From</b>	<b>To</b>	
10011102-5801 Commissioners General/Misc. Cash Transfers	42011438-4601 Capital Improvements Reserve/Interfund Revenues	589,809.20
24820101-5801 Title Administration/Misc. Cash Transfers	10011102-4601 Commissioners General/Interfund Revenues	116,818.22

**Supplemental Appropriation**

44411439-5375	Olentangy Crossings/Settlement	2,500.00
44411439-5720	Olentangy Crossings/Interest	18,650.00
44411439-5725	Olentangy Crossings/Principal	80,000.00
50911126-5375	BR Olentangy Crossings/Settlement	(1,973.00)
50911126-5720	BR Olentangy Crossings/Interest	(18,650.00)

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50911126-5725 BR Olentangy Crossings/Principal (80,000.00)  
Vote on Motion Mr. Benton Aye Mr. Merrell Aye Mrs. Lewis Absent

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ADMINISTRATOR REPORTS

Mike Frommer, County Administrator  
-Brad Lutz and I will be attending the OCMA (City/County Administrator Association) Conference later this week.

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COMMISSIONERS' COMMITTEES REPORTS

Commissioner Merrell  
-No reports.

Commissioner Benton

-Will be helping out at Meals on Wheels tomorrow.  
-Ohio Wesleyan is in the process of being re-accredited. This occurs every ten years. Part of that process is to engage the community. Will be participating in that tomorrow.

13

RESOLUTION NO. 19-191

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF PROMOTION; COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:

It was moved by Mr. Merrell, seconded by Mr. Benton 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 promotion; compensation of a public employee or public official.

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

RESOLUTION NO. 19-192

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

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

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

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

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Jennifer Walraven, Clerk to the Commissioners