

**COMMISSIONERS JOURNAL NO. 71 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD MARCH 21, 2019**

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

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

**1**  
**RESOLUTION NO. 19-252**

**IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD MARCH 18, 2019:**

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 March 18, 2019; 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**

**3**  
**RESOLUTION NO. 19-253**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0320 AND PROCUREMENT CARD PAYMENTS IN BATCH NUMBER PCAPR0320:**

It was moved by Mr. Merrell, seconded by Mr. Benton to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0320, Procurement Card Payments in batch number PCAPR0320 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
<b>PO' Increase</b>			
EPS (P1901423)	Software for Cameras	40111402-5320	\$13,347.18

<u>PR Number</u>	<u>Vendor Name</u>	<u>Line Description</u>	<u>Line Account</u>	<u>Amount</u>
R1902551	MOUNT CARMEL HEALTH SYSTEM	QUANTIFERON TB IGRA FOR EMS EMPLOYEES	10011303- 5342	\$5,400.00
R1902562	WORLY PLUMBING SUPPLY INC	DIGESTER AIR VALVES - OECC	66211900- 5260	\$7,220.23
R1902569	YSI INC	INSTRUMENTATION MONITORING EQUIPMENT	66211900- 5201	\$16,000.00
R1902570	VELOCITY DYNAMICS LLC	VELOBLEND LIQUID POLYMER ACTIVATION SYSTEM - AC	66211900- 5450	\$3,4288.00
R1902581	BECKMAN ENVIRONMENTAL SERVICES INC	ANNUAL SERVICE FEES FOR HIGHTIDE TELEMETRY UNITS	66211900- 5330	\$8,960.00

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

**4**  
**RESOLUTION NO. 19-254**

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

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

The Emergency Medical Services Department is requesting that Lieutenant Glen Keating attend a Leadership Training in Columbus, Ohio on April 4, 2019 at the cost of \$100.00 (fund number 10011303).

The Emergency Medical Services Department is requesting that Lieutenant Jen Ransom and Lieutenant Shelly

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Gannon attend a Cadaver Lab in Columbus, Ohio on March 21, 2019 at no cost.

The Code Compliance Department is requesting that John Hickman, Bill Johnson, Andrew Shorter and Chris Stanich attend a 2019 Residential Code of Ohio Seminar in Columbus, Ohio at no cost.

The Code Compliance Department is requesting that John Hickman, Ric Irvine and Greg Miller attend a 2019 International Energy Conservation Code Seminar in Columbus, Ohio at no cost.

The Regional Sewer District is requesting that John Feightner and Kevin Brutchey attend an Alloway Workshop in Bellville, Ohio on May 1<sup>st</sup>, 2019 at a total cost of \$118.00 from fund 66211900.

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

**5  
RESOLUTION NO. 19-255**

**IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENT FOR THE PETITIONER, JACKSON B. REYNOLDS III, REQUESTING ANNEXATION OF 11.555 ACRES OF LAND IN LIBERTY TOWNSHIP TO THE CITY OF POWELL:**

It was moved by Mr. Merrell, seconded by Mr. Benton to acknowledge that on March 13, 2019, the Clerk to the Board of Commissioners received an annexation petition request to annex 11.555 acres from Liberty Township to the City of Powell.

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

**6  
RESOLUTION NO. 19-256**

**IN THE MATTER OF AUTHORIZING THE EMPLOYMENT OF LEGAL COUNSEL AND FIXING THE COMPENSATION TO BE PAID FOR LEGAL SERVICES PURSUANT TO R.C. 309.09(C):**

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

WHEREAS, pursuant to section 309.09(C) of the Revised Code, the Delaware County Board of Commissioners (the "Board") may employ an attorney, without the authorization of the court of common pleas as provided in section 305.14 of the Revised Code, either for a particular matter or on an annual basis, to represent the Board in its official capacity and to advise it on legal matters; and

WHEREAS, prior to employing an attorney, the Board shall enter upon its journal an order of the Board in which the compensation to be paid for the legal services shall be fixed, which shall be paid from the county general fund, provided the total compensation paid, in any year, by the Board for legal services under section 309.09(C) of the Revised Code shall not exceed the total annual compensation of the prosecuting attorney;

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

Section 1. The Board hereby authorizes the employment of legal counsel, on an annual basis, to represent the Board in its official capacity and to advise it on legal matters.

Section 2. The Board hereby fixes the compensation to be paid for legal services for the current year at \$115,000 per annum, plus fringe benefits available to all Board employees.

Section 3. The amount of compensation approved herein shall be in addition to the compensation authorized in Resolution No. 17-847, provided the total compensation paid pursuant to section 309.09(C) of the Revised Code shall not exceed the total annual compensation of the prosecuting attorney.

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

**7  
ADMINISTRATOR REPORTS**

Mike Frommer, County Administrator  
-Attended the Board of Elections Board meeting this week.

**8  
COMMISSIONERS' COMMITTEES REPORTS**

Commissioner Benton  
-The Third Thursday lunch presented by the Chamber will feature the State of the County today.  
-There will be a CORSA Annual meeting tomorrow.  
-There will be a legislative update tomorrow at SourcePoint.  
-The new Junior Fair building will have its groundbreaking ceremony Saturday at 10:00 AM.

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- Delaware County is the Healthiest County in Ohio once again.
- The Lifelong Learning Institute will have a highlight of their program on May 4, 2019 at the Hamilton-Williams Campus Center.
- The NCAA Tournament starts today.

Commissioner Merrell

- The new Junior Fair building will have its groundbreaking ceremony Saturday at 10:00 AM. They will also be tearing down part of the old building as part of that.
- MORPC announced that it has given grant money to DATA.
- The legislative update is courtesy of Senator Brenner and Representative Carfagna.

Commissioner Lewis

- The Governor’s Regional Representative is also planning on attending the legislative update tomorrow.

9

**RESOLUTION NO. 19-257**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF EMPLOYMENT; COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL; FOR PENDING OR IMMINENT LITIGATION:**

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; compensation of a public employee or public official; for pending or imminent litigation.

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

**RESOLUTION NO. 19-258**

**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. Benton              Aye              Mr. Merrell              Aye              Mrs. Lewis              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