

**COMMISSIONERS JOURNAL NO. 72 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD FEBRUARY 10, 2020**

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

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

**Absent:**  
**Jeff Benton, President**

**1**  
**RESOLUTION NO. 20-140**

**IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 6, 2020:**

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on February 6, 2020; 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      Aye    Mr. Benton      Absent

**2**  
**PUBLIC COMMENT**

**3**  
**RESOLUTION NO. 20-141**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0207 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR0207**

It was moved by Mrs. Lewis, seconded by Mr. Merrell to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0207, memo transfers in batch numbers MTAPR0207 and Purchase Orders as listed below:

PR Number	Vendor Name	Line Description	Line Account	Amount
R2002124	OUTSIDER ENTERTAINMENT LLC	VIDEO PRODUCTION SERVICES	10011139 - 5301	\$23,400.00
R2002141	FEECORP INC	RENTAL OF VAC BOXES AT OECC	66211900 - 5335	\$6,451.25
R2002167	FACILITIES	POSTAGE BUSINESS REPLY	22411605 - 5331	\$15,000.00
R2002169	PCSAO ACCTS REC	MEETINGS CONFERENCES	22411605 - 5305	\$1,140.00
R2002169	PCSAO ACCTS REC	MEMBERSHIP DUES	22411605 - 5308	\$7,150.35

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

**4**  
**RESOLUTION NO. 20-142**

**IN THE MATTER OF APPROVING RENEWAL OF THE CONTRACT BETWEEN EVERBRIDGE, INC., AND THE DELAWARE COUNTY BOARD OF COMMISSIONERS FOR COUNTY WIDE EMERGENCY NOTIFICATION SERVICES:**

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

WHEREAS, the Contract between Everbridge, Inc., and the Delaware County Board of Commissioners for County Wide Emergency Notification Services allows for up to a four (4) year renewal at the end of the initial term; and

WHEREAS, the Director of Emergency Communications has received a quote and recommends renewing the

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existing service contract for twenty-four (24) months at a cost of \$49,500.00;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners approves renewing the contract between Everbridge, Inc., and the Delaware County Board of Commissioners for County Wide Emergency Notification Services.

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

**5  
RESOLUTION NO. 20-143**

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

It was moved by Mrs. Lewis, 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:

Permit #	Applicant	Location	Type of Work
UT20-0019	Frontier	Various	Provide single customer service
UT20-0020	AEP	Liberty Road	Replace existing pole
UT20-0021	AEP	E. Orange Road	Replace existing poles
UT20-0022	Verizon	Sawmill Parkway	Install fiber optic in ROW
UT20-0023	Verizon	E. Powell Road	Place cable in ROW
UT20-0024	Consolidated Cooperative	Hyatts Road	Place cable in ROW

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

**6  
RESOLUTION NO. 20-144**

**IN THE MATTER OF NOTIFYING COLUMBUS FIBERNET OF HIGHWAY OBSTRUCTIONS OR INTERFERENCE WITH HIGHWAY CONSTRUCTION, IMPROVEMENT, MAINTENANCE, OR REPAIR AND ORDERING REMOVAL OR RELOCATION THEREOF:**

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

WHEREAS, the Delaware County Board of Commissioners (the “Board”) is currently undertaking, or assisting Orange Township with, certain improvements to highways in the unincorporated area of Delaware County, specifically the following projects: DEL-TR409-0.28 (Green Meadows & Highfield Dr. Intersection Improvements); DEL-TR114-1.51 (Orange Road Improvements Phase 2); DEL-CR124-7.69 (Home Road Extension, Phase 2 & 3); and DEL-CR123-5.05 (Hyatts/US 23 Intersection); and

WHEREAS, Columbus Fibernet owns certain lines, pipes, mains, conduits, or other objects or structures within the bounds of such highways currently being improved; and

WHEREAS, the Delaware County Engineer has determined that Columbus Fibernet’s lines, pipes, mains, conduits, or other objects or structures constitute obstructions that interfere with the improvements; and

WHEREAS, pursuant to section 5547.03 of the Revised Code, the Board shall notify Columbus Fibernet directing the removal or relocation of the obstruction or property, and, if they do not within five days proceed to so remove or relocate and complete the removal or relocation within a reasonable time, the Board may do so by employing the necessary labor, at Columbus Fibernet’s expense;

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

Section 1. The Board hereby notifies Columbus Fibernet that its lines, pipes, mains, conduits, or other objects or structures within the bounds of the highways being improved as stated herein constitute obstructions that interfere with such improvements.

Section 2. The Board hereby directs or orders Columbus Fibernet to remove or relocate the obstructions upon receipt of this order. If Columbus Fibernet does not within five days of receipt hereof proceed to so remove or

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relocate the obstructions and complete the removal or relocation within a reasonable time, then this Board may do so by employing the necessary labor, with any such costs being subject to recovery from Columbus Fibernet, pursuant to section 5547.03 of the Revised Code.

Section 3. The Clerk of the Board is hereby directed to send a copy of this Resolution by certified mail to Columbus Fibernet, with a copy to the Delaware County Engineer and the Orange Township Board of Trustees.

Section 4. This Board finds and determines that all formal actions of the Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. This Resolution shall be in full force and effect immediately upon its adoption.

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

**7**

**ADMINISTRATOR REPORTS**

Mike Frommer, County Administrator  
-No reports.

**8**

**COMMISSIONERS' COMMITTEES REPORTS**

Commissioner Lewis  
-No reports.

Commissioner Merrell  
-Will be attending an opiate meeting tomorrow at 10:00 A.M.

**9**

**RESOLUTION NO. 20-145**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF EMPLOYMENT; DISMISSAL OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL; TO CONSIDER THE PURCHASE OF PROPERTY FOR PUBLIC PURPOSES; FOR PENDING OR IMMINENT LITIGATION:**

It was moved by Mrs. Lewis, 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; dismissal of a public employee or public official; to consider the purchase of property for public purposes; for pending or imminent litigation.

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

**RESOLUTION NO. 20-146**

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

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

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

There being no further business, the meeting adjourned.

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Barb Lewis

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Jeff Benton

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Jennifer Walraven, Clerk to the Commissioners