

**COMMISSIONERS JOURNAL NO. 75 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD SEPTEMBER 20, 2021**

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

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

1
RESOLUTION NO. 21-862

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD SEPTEMBER 13, 2021:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on September 13, 2021; 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 Mrs. Lewis Aye Mr. Merrell Aye Mr. Benton Aye

2
PUBLIC COMMENT

Don Howard, Board Director: Delaware County Fair, Welcome to the Fair.

3
RESOLUTION NO. 21-863

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0917:

It was moved by Mrs. Lewis, seconded by Mr. Benton to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0917 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			
P2103364 Keystone	JFS /FCFC Placement Care	70161608-5342	\$20,600.00
P2101164 Trane line 2	Facilities Work Replacement Parts	10011105-5326	\$ 2,900.00
P2101164 Trane line 3	Facilities Work Replacement Parts	10011105-5228	\$ 4,320.44

<u>PR Number</u>	<u>Vendor Name</u>	<u>Line Description</u>	<u>Account</u>	<u>Amount</u>
R2104161	YOUTH VILLAGES INC	SPECIALIZED SERVICES	70161605 - 5342	\$ 8,280.00
R2104163	GEORGE JUNIOR REPUBLIC IN PENNSYLVANIA	PLACEMENT CARE	22511607 - 5342	\$ 1.00
R2104163	GEORGE JUNIOR REPUBLIC IN PENNSYLVANIA	MSY21 PLACEMENT CARE	70161605 - 5342	\$43,000.00
R2104259	B L ANDERSON COMPANY INC	REPLACEMENT DRIVE FOR OECC NON POT PUMP 2	66211900 - 5450	\$ 9,330.00
R2104303	VISU-SEWER OF OHIO LLC	SEWER REQUIRING PORTABLE "OFF-ROAD" EQUIPMENT	66211900 - 5301	\$48,709.50
R2104304	C & C ELECTRIC MOTOR SERVICE LLC	REPLACEMENT MOTOR FOR ALUM CREEK AERATION BLOWER 1	66211900 - 5450	\$16,978.00
R2104311	CENTRISYS CORPORATION	PERFORMANCE ISSUES	66211900 - 5328	\$10,000.00
R2104333	AQUAFIX INC	CHEMICAL - DE-FOAMER FOR AERATION TANKS	66211900 - 5290	\$ 6,592.50
R2104347	BUCKEYE PAVING COMPANY	SEAL & STRIPE PARKING LOT - JAIL	40111402 - 5328	\$ 6,350.00

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

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RESOLUTION NO. 21-864

IN THE MATTER OF APPROVING A RESOLUTION HONORING THE LITTLE BROWN JUG 2021 JOSEPH NEVILLE AWARD WINNER:

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

WHEREAS, Little Brown Jug Joseph Neville Memorial Award recipients are chosen and inducted by a panel of international harness racing enthusiasts each year; and

WHEREAS, this year’s Joseph Neville Memorial Award is awarded posthumously to Thurman Downing, who was the owner of the 1973 Little Brown Jug champ Melvin’s Woe; and

WHEREAS, Mr. Downing graduated from Case Western Reserve University and served as an Army Ranger during the Korean War. He later became President and CEO of Downing Coal Company; and

WHEREAS, Mr. Downing was actively involved in breeding and training Standardbreds, owning a breeding farm in Coshocton County as well as Downwyn Farms in Wellington, Ohio. His father, Richard, owned Bret Hanover, the 1965 Triple Crown winner and three-time Horse of the Year; and

WHEREAS, Mr. Downing was a director of the United States Trotting Association, Harness Racing Hall of Fame, and a member of the Little Brown Jug Society. He passed away in May 2019 at the age of 87.

NOW THEREFORE, be it resolved that the Delaware County Board of Commissioners honors and applauds Thurman Downing for his exemplary career in the field of horse racing with the presentation of this proclamation.

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

5

RESOLUTION NO. 21-865

IN THE MATTER OF APPROVING A RESOLUTION HONORING THE LITTLE BROWN JUG WALL OF FAME RECIPIENT:

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

WHEREAS, standardbred owners Mickey and Sylvia Burke are the principals of the Burke Racing Stable and have owned four Jugette winners and a pair of Little Brown Jug champs — Limelight Beach in 2014 and Filibuster Hanover in 2017; and

WHEREAS, despite the Burkes’ relatively late start as full-timers in the harness racing industry, they have enjoyed tremendous success since selling their car dealership in 1981. Their success includes a run of 3,167 training wins and \$35.5 million in earnings between 1991 and 2008; and

WHEREAS, the Burke Racing Stable is the definition of a family operation, where five of Mickey and Sylvia’s children have, at one time or another, worked in the barn with their parents. In 2009, Mickey turned his training operation over to his sons Ron and Mickey, Jr., and daughter Michelle oversees the operations of their Washington, Pennsylvania, farm. The Burkes’ two other daughters, Melissa and Becky, worked for the stable while in high school and college; and

WHEREAS, prior to 2021, the Burke Racing Stable has entered 23 horses in the Little Brown Jug, winning \$1.2 million in purses. The Burkes also have won 10 heats of the Jugette, an Old Oaken Bucket, three Standardbreds’ and 17 Ohio Breeders Championship events.

NOW THEREFORE, be it resolved that the Delaware County Board of Commissioners honors and applauds Mickey and Sylvia Burke for their exemplary careers in the field of horse racing with the presentation of this proclamation, recognizing them as the 36th Little Brown Jug Wall of Fame honorees by the Delaware County Fair.

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

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RESOLUTION NO. 21-866

IN THE MATTER OF ADOPTING A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR:

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

WHEREAS, the Board of County Commissioners has passed Resolution No. 07-543 to reduce the real property tax collection rate from 2.8 mills to 1.8 mills, beginning with tax year 2008 for collection in year 2009 and thereafter for a continuing period of time, pursuant to R.C. 5705.313(A); and

WHEREAS, the Budget Commission of Delaware County, Ohio has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill tax limitation;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Delaware County, Ohio, that the amounts and rates as determined by the Budget Commission in its certification are hereby accepted; and

BE IT FURTHER RESOLVED that the following tax levies, within and without the ten mill limitation, are hereby authorized and levied on the tax duplicate of Delaware County at the rates specified herein:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

DELAWARE COUNTY TAX YEAR 2021 FUND	Amount	Amount	County Auditor's	
	Approved by	to Be Derived	Estimate of Tax Rate	
	Budget Commission	from levies	to be Levied	
	Inside 10 M. Limitation	Outside 10 M. Limitation	Inside 10 M. Limit	Outside 10 M. Limit
General Fund	16,766,083		1.80	
Permanent Improvement Fund	931,449		0.10	
Developmental Disabilities Fund		3,374,173		0.40
9-1-1- Operations Fund		4,517,131		0.68
Senior Citizens		9,857,910		1.30
Debt Service		838,304		0.09
TOTAL	17,697,532	18,587,518	1.90	2.47

BE IT FURTHER RESOLVED that the Clerk of this Board is hereby directed to certify a copy of this Resolution to the Delaware County Auditor.

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

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RESOLUTION NO. 21-867**

SETTING DATE AND TIME AND PLACE FOR THE DELAWARE COUNTY BOARD OF COMMISSIONERS' PUBLIC HEARING TO CONSIDER THE APPROVAL AND ADOPTION OF AMENDMENTS TO THE SUBDIVISION REGULATIONS OF DELAWARE COUNTY, OHIO PURSUANT TO THE OHIO REVISED CODE SECTIONS 711.10, 711.132, and 711.133:

It was moved by Mrs. Lewis, seconded by Mr. Benton to set **Monday November 1, 2021 at 9:45A.M.** at the Office of the Board of County Commissioners, 91 North Sandusky Street Delaware, Ohio as the date, time and place for the Delaware County Board of Commissioners' Public Hearing to consider the approval and adoption of the following Amendments to the Subdivision Regulations of Delaware County, Ohio:

- Amendment #1 General
- Amendment #2 204.02 Preliminary Plan Submission
- Amendment #3 Section 205 Final Plat Procedure
- Amendment #4 Section 206 Final Plat Document

(the "Amendments"), pursuant to the Ohio Revised Code Sections 711.10, 711.132, and 711.133 [Subdivision Regulations of Delaware County, Ohio are available for review in the Delaware County Regional Planning Office and on the web at <https://regionalplanning.co.delaware.oh.us/wp-content/uploads/sites/17/2021/07/Sub-Regs-2021-July-amendments.pdf>]

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, DELAWARE COUNTY, OHIO, THAT:

1. A public hearing on the Amendments shall be held on Monday November 1, 2021 at 9:45A.M. at the offices of the Board, 91 North Sandusky Street, Delaware, Ohio.
2. The clerk of this Board is directed to give notice of the public hearing on the Amendments by publication once in The Delaware Gazette, not less than 30 days prior to the hearing.
3. That this Resolution shall be in full force and effect immediately upon its adoption.

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

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RESOLUTION NO. 21-868

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

It was moved by Mr. Benton, seconded by Mrs. Lewis 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
UT21-0169	Spectrum	Fourwinds Drive	Place cable in ROW
UT21-0170	AEP	Hartford Road	Replace poles
UT21-0171	Everstream Solutions	S. Old State Road	Install conduit
UT21-0172	Everstream Solutions	Alexander Road	Install conduit

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

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RESOLUTION NO. 21-869

IN THE MATTER OF APPROVING AN AMENDMENT TO THE LICENSE AGREEMENT WITH TYLER TECHNOLOGIES FOR EXECUTIME SOFTWARE, FOR THE TIME & ATTENDANCE LICENSE AND THE ADVANCED SCHEDULING SYSTEM FOR DELAWARE COUNTY SHERIFF'S OFFICE:

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

WHEREAS, the Delaware County Board of Commissioners (the "Board") adopted Resolution No. 12-1122, approving a license agreement, a software support agreement and purchase and sale agreement by and between the Board of Commissioners, the Delaware County Auditor, and Executime Software, LLC, for a time and attendance software system for Delaware County; and

WHEREAS, Tyler Technologies purchased Executime Software, LLC; and

WHEREAS, additional county departments wish to use the attendance software system; and

WHEREAS, the Delaware County Sheriff's Office recommends approval of an amendment to the License Agreement with Tyler Technologies for Executime Software, for the Time & Attendance License and the Advanced Scheduling System for Delaware County Sheriff's Office;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners approves an amendment to the License Agreement with Tyler Technologies for Executime Software, for the Time & Attendance Licenses and the Advanced Scheduling System for Delaware County Sheriff's Office.

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

(Copy of amendment available in the Commissioners' office until no longer of administrative value).

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ADMINISTRATOR REPORTS

Dawn Huston, Deputy Administrator
-No reports.

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COMMISSIONERS' COMMITTEES REPORTS

Commissioner Lewis
-Have fun at the Fair!

Commissioner Benton

- The Delaware County Fair will be held all this week.
- The 76th Annual running of the Little Brown Jug will be held Thursday.
- The Jugette will run on Wednesday.
- The awards ceremony for the Joseph Neville Award and the Little Brown Jug Hall of Fame Recipient will be held Tuesday evening.
- The Farm Science review is happening today and tomorrow in London, Ohio.
- The Operation Forever Grateful dinner will be held this Friday evening.

Commissioner Merrell

- Attended the CCAO Board meeting last week.
- Attended the State of the Schools, Third Thursday event last Thursday.
- Will be attending a CORSA retreat this Thursday and Friday.

There being no further business, the meeting adjourned.

Gary Merrell

Barb Lewis

Jeff Benton

Jennifer Walraven, Clerk to the Commissioners