

COMMISSIONERS JOURNAL NO. 78 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 13, 2023

5

RESOLUTION NO. 23-292

IN THE MATTER OF SETTING DATE, TIME AND PLACE FOR THE FINAL HEARING ON THE PROPOSED DUSTIN ROAD WATERSHED DRAINAGE IMPROVEMENT:

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

WHEREAS, on November 17, 2019, the Board of Commissioners of Delaware County (the "Board") held a public hearing and determined that the proposed Dustin Road Watershed Drainage Improvement is necessary and conducive to the public welfare, and that it is reasonably certain that the benefits of the proposed improvement will outweigh its costs; and

WHEREAS, the Board also ordered the Delaware County Engineer to prepare the reports, plans, and schedules for the proposed improvement; and

WHEREAS, the Delaware County Engineer has filed the reports, plans, and schedules for the proposed improvement with the Clerk of the Board;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of the County of Delaware hereby fixes June 15, 2023 at 10:00 AM at the Office of the Board of County Commissioners, 91 North Sandusky Street Delaware, Ohio, as the time and place of the final hearing on the report of the County Engineer.

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

6

RESOLUTION NO. 23-293

IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENT FOR THE PETITIONER, DAVID W. FISHER, ESQ., REQUESTING ANNEXATION OF 84.97 ACRES OF LAND IN BERKSHIRE TOWNSHIP TO THE CITY OF SUNBURY:

It was moved by Mr. Merrell, seconded by Mrs. Lewis to acknowledge that on April 4, 2023, the Clerk to the Board of Commissioners received a petition requesting annexation of 84.97 acres of land from Berkshire Township to the City of Sunbury.

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

7

RESOLUTION NO. 23-294

IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENTS FOR THE PETITIONER, AARON UNDERHILL, ESQ., DAVID HODGE, ESQ. AND ERIC ZARTMAN, ESQ., REQUESTING ANNEXATION OF 84.932 ACRES OF LAND IN BERKSHIRE TOWNSHIP TO THE CITY OF SUNBURY:

It was moved by Mrs. Lewis, seconded by Mr. Merrell to acknowledge that on April 5, 2023, the Clerk to the Board of Commissioners received a petition requesting annexation of 84.932 acres of land from Berkshire Township to the City of Sunbury.

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

8

CAROLINE BICK,
DEPUTY DISTRICT DIRECTOR WITH CONGRESSMAN JIM JORDAN, OHIO DISTRICT 4
INTRODUCTION/REMARKS

9

RESOLUTION NO. 23-295

IN THE MATTER OF ACCEPTING DONATIONS MADE TO THE SHERIFF'S OFFICE:

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

WHEREAS, pursuant to section 9.20 of the Revised Code, the Board may receive by gift, devise, or bequest moneys, lands, or other properties, for their benefit or the benefit of those under their charge; and

WHEREAS, the Sheriff's Office has received a cash donation for support of the child Safety Town program put on annually by the Delaware County Sheriff's Office; and

WHEREAS, this gift was received from the following organization in the amount as follows:

**COMMISSIONERS JOURNAL NO. 78 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 13, 2023**

Tanger Outlet Mall/Columbus Outlets LLC: \$ 1,000.00; and

WHEREAS, the Delaware County Board of Commissioners wishes to formally accept this donation and offer thanks to the donor for the generous support of the Delaware County Sheriff's Office;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners hereby accepts the donation of \$1,000.00 to the Delaware County Sheriff's Office and thanks Tanger Outlet Mall for its thoughtful generosity and commitment to Delaware County.

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

10

RESOLUTION NO. 23-296

IN THE MATTER OF AUTHORIZING PARTICIPATION IN THE OHIO LOCAL AGRICULTURAL EASEMENT PURCHASE PROGRAM (LAEPP) FOR STB3, LLC; ROBERT J. SHERMAN, TRUSTEE; AND STRATFORD ECOLOGICAL CENTER, INC.:

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

WHEREAS, the Board of Commissioners of Delaware County (the "Board") has received a request from STB3, LLC, for support of its application to the State of Ohio for purchase of an agricultural easement on its property located in Kingston Township on Todd Street Road, Sunbury, Ohio, Parcel ID #51720001060012 (collective acreage of approximately 53.343 acres); and

WHEREAS, the Board has received a request from Robert J. Sherman, Trustee, for support of their application to the State of Ohio for purchase of an agricultural easement on their property located in Porter Township on Peerless Road, Centerburg, Ohio, Parcel IDs #51610001033000 and #51610001034000 (collective acreage of approximately 83.731 acres); and

WHEREAS, the Board has received a request from Stratford Ecological Center, Inc., for support of its application to the State of Ohio for purchase of an agricultural easement on its property located in Delaware Township on Columbus Pike, Delaware, Ohio, Parcel ID #41913011052000 (collective acreage of approximately 11.44 acres); and

WHEREAS, the Board has reviewed these requests and determined that the nomination of the properties for purchase of an agricultural easement is compatible with the county's goals to preserve and promote agriculture as an important part of the area's economy;

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

Section 1. The Board hereby supports the participation of STB3, LLC; Robert J. Sherman, Trustee; and Stratford Ecological Center, Inc. (collectively, the "Landowners") in the LAEPP and acknowledges that participation in the LAEPP does not conflict with any existing or proposed land use plans of Delaware County.

Section 2. The Board hereby certifies that the Landowners have, as a part of their applications, committed to donate at least twenty-five percent (25%) of the agricultural easement value as the required local match.

Section 3. The Board hereby agrees, in conjunction with the Delaware Soil and Water Conservation District, to monitor, supervise, and enforce the deed of agricultural easement on behalf of the Director of the Department of Agriculture.

Section 4. The Board hereby finds that all formal actions of the Board relating to the adoption of this Resolution were taken in an open meeting of the Board in compliance with all legal requirements of R.C. 121.22.

Section 5. The Board hereby directs the Clerk of the Board to certify copies of this Resolution to the Landowners and the Department of Agriculture, Office of Farmland Preservation.

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

11

RESOLUTION NO. 23-297

IN THE MATTER OF DECLARING COUNTY PERSONAL PROPERTY OBSOLETE, UNFIT, OR NOT NEEDED FOR PUBLIC USE:

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

WHEREAS, pursuant to section 307.12(I) of the Revised Code, the Delaware County Board of Commissioners (the "Board") may determine that county personal property is not needed for public use, or is

**COMMISSIONERS JOURNAL NO. 78 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 13, 2023**

obsolete or unfit for the use for which it was acquired, and if the property has no value, the Board may discard that property; and

WHEREAS, the Delaware County Department of Emergency Medical Services, through the Pre-Hospital Care Board, has various promotional items for Pulse Point (hereinafter collectively referred to as the "Property") that are no longer needed for public use, are obsolete, or are unfit for the use for which they were acquired, due to the fact that the Delaware County Department of Emergency Medical Services no longer utilizes the Pulse Point application;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, State of Ohio, hereby declares that the Property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, determines that the Property has no value, and authorizes the Department of Emergency Medical Services to discard the Property.

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

Other Business:

RESOLUTION NO. 23-298

IN THE MATTER OF HONORING SHERIFF RUSSELL L. MARTIN FOR HIS 40+ YEARS OF PUBLIC SERVICE:

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

WHEREAS, Russell Martin was first appointed to fill the post of Delaware County Sheriff in June 2012 and, later that year, was elected to his first full term; and

WHEREAS, Sheriff Martin was subsequently re-elected in 2016 and 2020, serving nearly 11 years until his decision to retire on April 17, 2023, from a 43-year career in law enforcement that included a tour of duty with the Delaware City Police Department, serving as its Chief of Police for eight years; and

WHEREAS, Sheriff Martin has set high standards for integrity, transparency and compassionate leadership throughout his career, inspiring his fellow peace officers and elected officials; and

WHEREAS, Sheriff Martin leaves a true legacy of public service, as embodied in his work with community agencies such as Turning Point, the county’s first domestic-violence shelter, and Stockhands Horses for Healing, an equine therapy organization. While his work on the front line of law enforcement will be missed, we take comfort in knowing that Martin will remain a vibrant and committed member of his Delaware County community.

THEREFORE, BE IT RESOLVED, that the Delaware County Board of Commissioners hereby honors and expresses its deep gratitude to Russell Martin on the occasion of his retirement as Delaware County Sheriff.

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

12

ADMINISTRATOR REPORTS

Tracie Davies, County Administrator
-No reports.

Dawn Huston, Deputy Administrator
-No reports.

Aric Hochstettler
-No reports.

13

COMMISSIONERS’ COMMITTEES REPORTS

Commissioner Merrell
-Sheriff Martin is highly respected throughout the County.
-Sheriff Martin has agreed to serve as an expert in regards to the Region 18 Opioid application for grants.

Commissioner Lewis
-Prosecutor Schiffel wrote an article for the Gazette that spoke about Sheriff Martin’s impact as Top Cop.
-The Commissioners will be providing meals for the 911/Sheriff’s office dispatchers today.

Commissioner Benton
-There will be a celebration to honor Sheriff Martin today at the Fairgrounds from 2-4 PM
-The Records Commission met yesterday.
-Attended the Finance Authority meeting last night where Angel Mumma was sworn in as the newest member of the Board.
-Thank you to Justin Nahvi for providing the update financial report.

COMMISSIONERS JOURNAL NO. 78 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 13, 2023

There being no further business, the meeting adjourned.

Gary Merrell

Barb Lewis

Jeff Benton

Jennifer Walraven, Clerk to the Commissioners