

**COMMISSIONERS JOURNAL NO. 79 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD OCTOBER 19, 2023**

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

Present:
Jeff Benton, President
Gary Merrell, Vice President

Absent:
Barb Lewis, Commissioner

1
RESOLUTION NO. 23-875

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD OCTOBER 16, 2023:

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 October 16, 2023; 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 Mrs. Lewis Absent Mr. Merrell Aye Mr. Benton Aye

2
PUBLIC COMMENT

3
RESOLUTION NO. 23-876

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1018:

It was moved by Mr. Merrell, seconded by Mr. Benton to approve Then and Now Certificates, payment of warrants in batch numbers CMAPR1018 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			
P2300597 (BEEMS)	Fuel Services	10011106-5228	\$70,000.00
P1200403 (PNC)	Job and Family Procurement Card	22511607-5300	\$15,000.00
P2303179 (Ctillion Homes)	Job and Family Program	22511607-5342	\$41,815.00
P2303172 (Buckeye Ranch)	Job and Family Program	22511607-5342	\$25,000.00

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

4
RESOLUTION NO. 23-877

IN THE MATTER OF ACCEPTING THE TREASURER'S REPORT FOR THE MONTH OF SEPTEMBER 2023:

It was moved by Mr. Merrell, seconded by Mr. Benton to accept the Treasurer's Report for the month of September 2023.

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

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

Public Comment; Brent Drake Question On Roadway In Petition

5
RESOLUTION NO. 23-878

IN THE MATTER OF GRANTING ANNEXATION PETITION FROM AGENT FOR THE PETITIONER, MICHAEL R. SHADE, ATTORNEY-AT-LAW, REQUESTING ANNEXATION OF 49.926 OF LAND IN DELAWARE TOWNSHIP TO THE CITY OF DELAWARE:

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

WHEREAS, on September 20, 2023 the Clerk to the Board of the Delaware County Commissioners received an annexation petition filed by Michael R. Shade, Attorney-at- Law, agent for the petitioners, requesting annexation of 49.926 acres, more or less, from Delaware Township to the City of Delaware; and

WHEREAS, pursuant to section 709.023 of the Revised Code, if the Municipality or Township does not file an objection within 25 days after filing of the annexation petition, the Board at its next regular session shall enter upon its journal a resolution granting the proposed annexation; and

WHEREAS, 25 days have passed and the Clerk of the Board has not received an objection from the City of Delaware or the Township of Delaware;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners grants the petition requesting annexation of 49.926 acres, more or less, from Delaware Township to the City of Delaware.

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

6
RESOLUTION NO. 23-879

IN THE MATTER OF GRANTING CONSENT TO THE DELAWARE COUNTY AGRICULTURAL SOCIETY TO INCUR DEBT, PURSUANT TO R.C. 1711.33:

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

WHEREAS, the Delaware County Agricultural Society (the "Society") desires to open a line of credit for operating expenses; and

WHEREAS, pursuant to section 1711.33(A) of the Revised Code, when a board of county commissioners pays or has paid money out of the county treasury for the purchase of real estate as a site for the holding of fairs by a county agricultural society, the society shall not incur any debt, by mortgage or otherwise, without the consent of the board, entered upon its journal; and

WHEREAS, certain parcels of real estate at the Delaware County Fairgrounds were acquired by the Delaware County Board of Commissioners (the "Board") for the benefit of the Society;

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

Section 1. The Board hereby grants consent to the Society to incur debt, pursuant to section 1711.33(A) of the Revised Code, in the form of a \$150,000 line of credit for operating expenses of the Society.

Section 2. The Clerk of the Board is directed to certify a copy of this Resolution to the Society.

Section 3. This Resolution shall be effective immediately upon adoption.

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

7
RESOLUTION NO. 23-880

IN THE MATTER OF AUTHORIZING THE SUBMITTING OF AN APPLICATION FOR THE BUILDING DEMOLITION AND SITE REVITALIZATION GRANT PROGRAM FOR THE COMMISSIONER'S OFFICE:

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

WHEREAS, the Director of Finance requests authorization to submit an application for the following grant to be used for the removal of underground fuel storage tanks within the 50 Channing Street property:

Source:	U.S Department of Treasury, through Ohio Department of Development
Grant Period:	December 1, 2021 – June 30, 2024
Grant Amount:	\$49,750.00
Local Match:	<u>0.00</u>
Total Grant Amount:	\$49,750.00

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

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Section 1. The Board hereby authorizes the submitting of an application for the Building Demolition and Site Revitalization Program.

Section 2. The Board hereby designates the County Administrator as the authorized representative for the Grant with full authority to cause submission of the application, to take all other necessary actions, including approval and execution of the subrecipient agreement, to secure award of the Grant, and to accept the Grant on behalf of the Board. The Director of Finance shall be the grant contact for purposes of the Grant.

Section 3. When agreements, reports, or other documents require execution by the authorized representative, a copy thereof shall be provided to the Clerk of the Board, along with a copy of this Resolution.

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

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RESOLUTION NO. 23-881

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS:

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

Supplemental Appropriations

40311489-5328	Buell #542/DI Project/Maintenance and Repair	1,243.13
40311488-5328	Chancel Gate DI/Maintenance and Repair	2,740.58
40311480-5328	Davis #240/Maintenance and Repair	3,306.19
40311476-5328	Dustin Road Watershed/Maintenance and Repair	668.51
40311470-5328	English 346 Watershed/Maintenance and Repair	9,762.17
40311490-5328	Evan #354/Maintenance and Repair	621.57
40311478-5328	Franklin Drainage Improv/Maintenance and Repair	8,798.59
40311484-5328	Griffith #391/Maintenance and Repair	687.69
40311491-5328	Harsh #480/Maintenance and Repair	1,190.23
40311475-5328	Hoover #61/Maintenance and Repair	3,057.36
40311496-5328	Jones #60/Maintenance and Repair	632.41
40311467-5328	Kingston Twp 2017-2/Maintenance and Repair	4,794.51
40311474-5328	Lanetta Lane Subdivision/Maintenance and Repair	2,292.43
40311492-5328	Lawrence #22/Maintenance and Repair	883.67
40311460-5328	Norris Run Full Watershed/Maintenance and Repair	3,189.87
40311458-5328	Radnor Twp #2015-1/Maintenance and Repair	400.22
40311487-5328	Slate Lick Lateral #1/Maintenance and Repair	300.60
40311493-5328	Vienot #23/Maintenance and Repair	883.92
40311495-5328	Village at Harvest Wind/Maintenance and Repair	1,998.38
40311477-5328	Watson-Ford #25/Maintenance and Repair	2,459.39
40311482-5328	Zerbe-O'Keefe #265/Maintenance and Repair	6,355.01

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

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RESOLUTION NO. 23-882

IN THE MATTER OF THE DELAWARE COUNTY COMMISSIONERS DECLARING SATURDAY, OCTOBER 21, 2023, A DAY OF WELCOME FOR NEW OHIO WESLEYAN PRESIDENT, MATT VANDENBERG, AND A DAY OF CELEBRATION FOR THE 45TH SEASON OF THE CENTRAL OHIO SYMPHONY:

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

WHEREAS, the Central Ohio Symphony has thrilled audiences in Delaware County for more than four decades with orchestra concerts and small ensemble performances at locations around the County; and

WHEREAS, the Central Ohio Symphony is prepared to start their 45th Anniversary Sapphire season on Saturday, October 21, at Gray Chapel in University Hall on the campus of Ohio Wesleyan University; and

WHEREAS, the Central Ohio Symphony and Ohio Wesleyan University have enjoyed a decades-long relationship in which the Symphony has played its season subscription series at University Hall and its annual free Fourth of July celebration on Phillips Glen; and

WHEREAS, the Central Ohio Symphony and Ohio Wesleyan University will join together on October 21st for a series of special events to welcome new Ohio Wesleyan President Matt vandenBerg and his family.

THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners does hereby declare that Saturday, October 21, 2023, is a day of welcome for President Matt vandenBerg and his family and is a day of celebration for the 45th season of the Central Ohio Symphony.

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

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ADMINISTRATOR REPORT/None

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COMMISSIONERS' COMMITTEES REPORTS

Commissioner Merrell

- Attend A Ribbon Cutting For The New Bank USRT23
- Regional CCAO Budget Presentation

Commissioner Benton

- Delaware Community Foundation Meeting Later Tonight
- DC Hosting The Regional CCAO Budget Presentation
- Later This Week;
 - Sunbury Chamber Meeting
 - Candidates' Breakfast
 - Chamber Housing Alliance Meeting

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RESOLUTION NO. 23-883

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF THE SALE OF PROPERTY AT COMPETITIVE BIDDING:

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

WHEREAS, pursuant to section 121.23(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 121.23(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 the sale of property at competitive bidding.

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

RESOLUTION NO. 23-884

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by _____, seconded by _____ to adjourn out of Executive Session.

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

There being no further business, the meeting adjourned.

Gary Merrell

Barb Lewis

Jeff Benton