

**COMMISSIONERS JOURNAL NO. 80 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MARCH 21, 2024**

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. 24-228**

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD MARCH 18, 2024:

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 March 18, 2024; 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 Mr. Benton Aye Mrs. Lewis Aye

**2
PUBLIC COMMENT**

**3
RESOLUTION NO. 24-229**

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR 0320, MEMO TRANSFERS IN BATCH NUMBERS MTAPR 0320, AND PROCUREMENT CARD PAYMENTS IN BATCH NUMBER PCAPR 0320:

It was moved by Mr. Benton, seconded by Mrs. Lewis, to approve Then and Now Certificates, payment of warrants in batch numbers CMAPR 0320, memo transfers in batch numbers MTAPR 0320, Procurement Card Payments in batch number PCAPR 0320, and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			

PR Number	Vendor Name	Line Description	Account	Amount
R2401802	RESCARE OHIO INC	PLACEMENT CARE	22511607 - 5348	7000
R2402593	BOARD OF DEVELOPMENTAL DISABILITIES	HPC&TRANSPORTATION	22511607 - 5350	17000
R2402594	ENDICOTT MICROFILM INC	NUMBERS 46385546 & 46387073. RENEWAL EFFECTIVE	10011103 - 5325	4800
R2402594	ENDICOTT MICROFILM INC	MAINTENANCE AGREEMENT. RENEWAL EFFECTIVE	10011103 - 5325	6000
R2402606	TROJAN TECHNOLOGIES	UV REPLACEMENT BULBS, SLEEVES AND SPARE BALLASTS	66211900 - 5228	8432.74
R2402616	MOTOROLA SOLUTIONS INC	DUNHAM SHELTER REPLACEMENT FINAL INVOICE	21411306 - 5450	86475
R2402632	DLZ OHIO INC	INSPECTION SERVICES FOR CIP SEWER REHAB PROJECTS	66611900 - 5403	100000
R2402632	DLZ OHIO INC	RESOLUTION 24-217	66611900 - 5410	100000

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

**4
RESOLUTION NO. 24-230**

IN THE MATTER OF EXTENDING THE FILING DATE FOR THE FILING OF PLANS, REPORTS, AND SCHEDULES FOR THE HARSH #480 DRAINAGE IMPROVEMENT PROJECT:

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

WHEREAS, on March 14, 2022, the Delaware County Board of Commissioners (the "Board") adopted Resolution No. 22-182, granting the prayer of the petition for the Harsh #480 Watershed Drainage Improvement Project, directing the Delaware County Engineer to proceed with preparation of plans, reports, and schedules for the Harsh #480 Watershed Drainage Improvement Project, and fixing March 14, 2023, as the date by which the Delaware County Engineer shall file the plans, reports, and schedules; and

WHEREAS, additional time is required to allow for field survey, design, and engineer review for the Harsh #480 Watershed Drainage Improvement Project;

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

Section 1. The Board hereby extends the date by which the Delaware County Engineer shall file the plans, reports, and schedules for the Harsh #480 Watershed Drainage Improvement Project to June 30, 2025.

Section 2. Upon filing the plans, reports, and schedules in accordance with this Resolution, the Clerk of the Board will prepare a resolution to fix a date not fewer than twenty-five nor more than ninety days thereafter when a final hearing on the report shall be held and will give proper notification to property owners in the affected watershed of the date and time of the hearing.

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

**5
RESOLUTION NO. 24-231**

RESOLUTION OF NECESSITY FOR PURCHASE OR LEASE OF MOTOR VEHICLES FOR THE USE OF THE DELAWARE COUNTY GUARDIANSHIP SERVICES BOARD:

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

WHEREAS, pursuant to section 307.41 of the Revised Code, the Board of Commissioners of Delaware County, Ohio (the "Board") may find, by resolution of necessity, that it is necessary to expend county monies for the purchase or lease of motor vehicles to be used by the County Commissioners, by any county department, board, commission, office or agency, or by any elected county official or his or her employees; and

WHEREAS, the Board has before it a request from the Director of Facilities to expend county monies for the lease of a motor vehicle; and

WHEREAS, the motor vehicle is available for lease through the Enterprise Government Vehicle Leasing Program, TIPS Contract 190402 (the "Program");

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

Section 1. The Board hereby declares that it is necessary to expend county monies for the lease of a motor vehicle to be used by the Delaware County Guardianship Services Board for the following reasons: (1) new motor vehicle due to increased out of county travel requirements.

Section 2. The Board hereby approves the lease of the following motor vehicle from the Program and declares that the lease of said motor vehicles shall be in accordance with the Lease Rate Quote for each vehicle, pursuant to the contract and terms and conditions set forth in Resolution No. 18-824 approving the Fleet Management Master Equity Lease Agreement, Amendment to Master Equity Lease Agreement, and Credit Application with Enterprise FM Trust:

All General Fund and Other Fund Vehicles to be Leased

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Vehicle Type	2024 Vehicle Make and Model	Estimated Annual Lease Payment	Number to be Leased	Estimated Total Annual Lease Payment Per Type
Sedan – Guardianship Board	Nissan Altima	\$5,511.00	1	\$5,511.00
		TOTAL	1	\$5,511.00

Section 3. The Clerk of the Board is hereby directed to certify a copy of this Resolution to the Director of Facilities and the County Auditor.

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

**6
RESOLUTION NO. 24-232**

IN THE MATTER OF RE-APPOINTING A REPRESENTATIVE TO THE OHIO CHILDREN’S TRUST FUND CENTRAL OHIO CHILD ABUSE AND CHILD NEGLECT REGIONAL PREVENTION COUNCIL:

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

WHEREAS, pursuant to section 3109.172(C)(1) of the Ohio Revised Code, the Delaware County Board of Commissioners (the “Board”) may appoint up to two (2) county prevention specialists to the Ohio Children’s Trust Fund Central Ohio Child Abuse and Child Neglect Regional Prevention Council (the “Regional Prevention Council”); and

WHEREAS, the term for one (1) of the Board’s appointments to the Regional Prevention Council will expire May 27, 2024; and

WHEREAS, on June 20, 2013, the Board adopted Resolution No. 13-645, adopting a policy for the appointment of members to boards and commissions (the “Policy”), which requires posting of all available positions for at least fourteen (14) days and permits the Board to conduct interviews of any applicants; and

WHEREAS, the Board desires to approve an exception to the Policy in order to re-appoint a member of the Regional Prevention Council;

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

Section 1. The Board hereby approves an exception to the Policy for the re-appointment made herein by choosing to waive the requirement for posting the position and to proceed directly to re-appointment.

Section 2. The Board hereby approves the re-appointment of the following member, recommended by the Delaware County Family and Children First Council, to the Ohio Children’s Trust Fund Central Ohio Child Abuse and Child Neglect Regional Prevention Council for the term expected to commence on May 27, 2024, and to terminate on May 27, 2026:

Rachel Layne-Schaffer
Family and Children First Council Coordinator
Delaware County Department of Job and Family Services
145 N Union St., Delaware 43015
740-833-2385
Rachel.Layne@jfs.ohio.gov

Section 3. In accordance with OAC 5101:5-1-03(C), the Clerk is directed to submit a copy of this Resolution, and a copy of the appointee’s resume, curriculum vitae or short biography, to the Ohio Children’s Trust Fund for confirmation of the re-appointment.

Section 4. The re-appointment approved herein shall be effective upon confirmation by the Ohio Children’s Trust Fund and shall be for the period specified in the re-appointment confirmation.

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

**7
RESOLUTION NO. 24-233**

IN THE MATTER OF RE-APPOINTING MEMBERS TO THE BOARD OF TRUSTEES OF THE DELAWARE COUNTY TRANSPORTATION IMPROVEMENT DISTRICT:

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

WHEREAS, on May 17, 2018, the Delaware County Board of Commissioners (the “Board”) adopted Resolution No. 18-536, establishing the Delaware County Transportation Improvement District (“DCTID”) and appointing members to the DCTID Board of Trustees; and

WHEREAS, the Board shall make appointments to the DCTID Board of Trustees, pursuant to section 5540.02 of the Revised Code; and

WHEREAS, the terms for all members of the DCTID Board of Trustees expire on May 17, 2024;

WHEREAS, on June 20, 2013, the Board adopted Resolution No. 13-645, adopting a policy for the appointment of members to boards and commissions (the “Policy”), which requires posting of all available positions for at least fourteen (14) days and permits the Board to conduct interviews of any applicants; and

WHEREAS, the Board desires to approve an exception to the Policy in order to re-appoint members to the DCTID;

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

Section 1. The Board hereby approves an exception to the Policy for the re-appointments made herein by choosing to waive the requirement for posting the position and to proceed directly to re-appointment.

Section 2. The Board hereby approves the re-appointments of the following members to the DCTID Board of Trustees:

Name	Office
Chris Bauserman	Delaware County Engineer
Tracie Davies	Delaware County Administrator
Si Kille	Delaware County Deputy Auditor
Pat Blayney	Public Member At-Large
Tom Price	Public Member At-Large

Section 3. The re-appointments approved herein shall be effective May 18, 2024, and the members shall serve terms of two years, subject to section 5540.02 of the Revised Code.

Section 4. The Delaware County Board of Commissioners hereby finds and determines that all formal actions taken by it concerning or relating to the adoption of this Resolution were taken in an open meeting of the Delaware County Board of Commissioners and that all deliberations of the Delaware County Board of Commissioners and any of its committees that resulted in those formal actions were conducted in compliance with applicable Ohio laws.

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

**8
RESOLUTION NO. 24-234**

IN THE MATTER OF A LETTER OF SUPPORT FOR THE PRESERVATION PARKS OF DELAWARE COUNTY GRANT APPLICATION:

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

To: Ms. Mary Van Haftaan, Executive Director, Preservation Parks of Delaware County
 Ms. Beth Waldren, President, Preservation Parks Foundation Board

Date: March 21, 2024

Re: Letter of Support for the Preservation Parks of Delaware County grant application

We, the Delaware County Board of Commissioners, are writing to express our full support for Preservation Parks of Delaware County’s application for funding in the next State of Ohio capital budget. The project under consideration would fund \$1.5 million of the \$4.4 million cost to restore the Bicentennial Barn in McCammon Creek Park.

The Bicentennial Barn is a landmark building in our county. Situated along the west side of I-71, just north of the Polaris district, the Barn can be seen by 149,226 drivers each day, according to Ohio Department of Transportation data. It was among 88 barns in the state that were emblazoned with Ohio’s 1803-2003 Bicentennial logo by artist Scott Hagan. Thanks to the generosity of the McCammon and Postle families and the foresight of Preservation Parks management, this Bicentennial Barn has become the centerpiece of

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planning for the McCammon Creek Park. At more than 200 acres, the Park is a much-needed oasis of green in a rapidly developing part of Delaware County. The Bicentennial Barn is a critical link to our agricultural history and preserving it is essential to this mission.

The vision for future use of the Barn is as a multi-purpose space with rooms for school students, park visitors and community members. More than 35 schools are within a 5-mile radius of the park, making it a future hub for school trips. We fully expect the Barn and the entire McCammon Creek Park to become a beloved destination, not just for our county but for all of Ohio.

In Delaware County, our agricultural past is very much and always will be a part of our present and future identities. We are proud to support this important project.

Jeff Benton, Commissioner Barb Lewis, Commissioner Gary Merrell, Commissioner

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

**9
RESOLUTION NO. 24-235**

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS:

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

Supplemental Appropriation		
40311474-5375	Lanetta Lane Subdivision/Election and Settlement Services	100.00
40311476-5375	Dustin Road Watershed/Election and Settlement Services	50.00
53011149-5375	BR DI Ruder West/Election and Settlement Services	400.00

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

**10
ADMINISTRATOR REPORTS**

DCA Huston – Recognized the achievement of Robert Anderson (JFS) on his State Level Service Award. She also attended the Transit Agency meeting on 03/20/24 and reported that the 5 year strategic plan has been approved.

Attorney Hochstettler – Nothing to report

**11
COMMISSIONERS' COMMITTEES REPORTS**

Commissioner Lewis – Nothing to report.

Commissioner Benton – He will be attending the “State of the Chamber” event today; he also congratulated the Delaware Hayes Boys Basketball Team on advancing the Final 4.

Commissioner Merrell – Nothing to report.

**12
RESOLUTION NO. 24-236**

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF EMPLOYMENT, PROMOTION AND COMPENSATION OF A PUBLIC EMPLOYEE OR A PUBLIC OFFICIAL:

It was moved by Mr. Benton, seconded by Mrs. Lewis, 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

WHEREAS, pursuant to section 121.22(G)(8) of the Revised Code, a public body may hold an executive session to consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic

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development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance, provided that both of the following conditions apply:

(1) The information is directly related to a request for economic development assistance that is to be provided or administered under any provision of Chapter 715., 725., 1724., or 1728. or sections 701.07, 3735.67 to 3735.70, 5709.40 to 5709.43, 5709.61 to 5709.69, 5709.73 to 5709.75, or 5709.77 to 5709.81 of the Revised Code, or that involves public infrastructure improvements or the extension of utility services that are directly related to an economic development project; and

(2) A unanimous quorum of the public body determines, by a roll call vote, that the executive session is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project;

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, Promotion and Compensation of a Public Employee or a Public Official.

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

**13
RESOLUTION NO. 24-237**

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

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

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

There being no further business, the meeting adjourned.

Jeff Benton

Barb Lewis

Gary Merrell

Jennifer Walraven, Clerk to the Commissioners