

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD OCTOBER 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**

9:45 A.M. Hearing for Consideration of a Petition from The Lake-Of-The-Woods V Homeowners Association Requesting Dedication of Ferndale Place as a Public Right-Of-Way

**1
RESOLUTION NO. 24-832**

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD OCTOBER 17, 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 October 17, 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. 24-833**

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR 1018 AND PROCUREMENT CARD PAYMENTS IN BATCH NUMBER PCAPR 1018:

It was moved by Mr. Benton, seconded by Mrs. Lewis, to approve Then and Now Certificates, payment of warrants in batch numbers CMAPR 1018, Procurement Card Payments in batch number PCAPR 1018, and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			
(P2401236) PNC Bank	Emergency Medical Services	10011303-5200	\$10,000.00
(P2401236) PNC Bank	Emergency Medical Services	10011303-6300	\$5,000.00

PR Number	Vendor Name	Line Description	Account	Amount

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

**4
RESOLUTION NO. 24-834**

IN THE MATTER OF APPROVING A PERMIT FOR USE OF DELAWARE COUNTY FACILITIES:

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

WHEREAS, the Delaware County Commissioners passed Resolution No. 21-449 on May 24, 2021, adopting a Delaware County Facilities Permit Policy (the "Policy"); and

WHEREAS, it is the intent of the Policy to allow persons and organizations access to appropriate Delaware County facilities, grounds and meeting places; and

WHEREAS, each request will only be considered after the receipt of a completed Delaware County Facilities Permit Form; and

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WHEREAS, the Policy mandates approval from the Commissioners for use of county facilities by groups of 30 participants or more that have agreed in writing to full compliance with the Policy;

NOW, THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED that the Delaware County Board of Commissioners hereby authorizes the use of the Board of Elections Parking Lot for Float for Republican Candidates hosted by Delaware County Republican Party on October 22 and October 25-November 2, 2024; at no cost.

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

**5
RESOLUTION NO. 24-835**

IN THE MATTER OF APPROVING A PERMIT FOR USE OF DELAWARE COUNTY FACILITIES:

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

WHEREAS, the Delaware County Commissioners passed Resolution No. 21-449 on May 24, 2021, adopting a Delaware County Facilities Permit Policy (the “Policy”); and

WHEREAS, it is the intent of the Policy to allow persons and organizations access to appropriate Delaware County facilities, grounds and meeting places; and

WHEREAS, each request will only be considered after the receipt of a completed Delaware County Facilities Permit Form; and

WHEREAS, the Policy mandates approval from the Commissioners for use of county facilities by groups of 30 participants or more that have agreed in writing to full compliance with the Policy;

NOW, THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED that the Delaware County Board of Commissioners hereby authorizes the use of the Board of Elections Parking Lot for a canopy tent and table by Tamie Wilson For US on October 21 thru November 3, 2024; at no cost.

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

**6
RESOLUTION NO. 24-836**

IN THE MATTER OF RE-APPOINTING A MEMBER TO THE DELAWARE COUNTY TRANSIT BOARD AND DESIGNATING THE CHAIRPERSON FOR THE DELAWARE COUNTY TRANSIT BOARD:

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

WHEREAS, on October 25, 1999, the Delaware County Board of Commissioners (the “Board of Commissioners”) created the Delaware County Transit Board (the “Transit Board”) and made the necessary appointments to the Transit Board, pursuant to section 306.01 and 306.02 of the Revised Code; and

WHEREAS, as necessary, the Board of Commissioners has made appointments to the Transit Board to fill vacancies in both unexpired and expired terms; and

WHEREAS, the term of Ferzan Ahmed (DCT-2) will expire on October 24, 2024, and Mr. Ahmed has expressed a desire to be re-appointed to the DCT-2 seat; and

WHEREAS, pursuant to section 306.02, the Board of Commissioners shall designate a chairperson of the Transit Board for the member’s term of office or for the term of three years, whichever is shorter; and

WHEREAS, Mr. Ahmed also currently holds the position of chairperson of the Transit Board, and his term as chairperson expires on October 24, 2024; and

WHEREAS, on June 20, 2013, the Board of Commissioners 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 of Commissioners to conduct interviews of any applicants; and

WHEREAS, the Board of Commissioners desires to approve an exception to the Policy in order to re-appoint a member to the DCT-2 seat and designate the Transit Board chairperson;
NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Delaware County, State of Ohio:

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

Section 2. The Board of Commissioners hereby approves the re-appointment of Ferzan Ahmed to the Transit Board (Position DCT-2), effective October 25, 2024, and continuing through October 24, 2027.

Section 3. The Board of Commissioners hereby designates Ferzan Ahmed to serve as chairperson of the Transit Board, effective October 25, 2024, and continuing through October 24, 2027, when his term as a member of the Transit Board expires.

Section 4. The Clerk to the Board of Commissioners is hereby directed to certify a copy of this Resolution to the Transit Board.

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

7

RESOLUTION NO. 24-837

IN THE MATTER OF APPROVING A TRANSFER OF APPROPRIATIONS AND SUPPLEMENTAL APPROPRIATIONS:

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

Transfer of Appropriation		
From:	To:	
27526315-5301	27526315-5201	1,550.00
State Victim Asst Grant/Contracted Prof Services	State Victim Asst Grant/General Supplies	
Supplemental Appropriations		
20683201-5217	Law Library Resources Board/Books and Periodicals	19,000.00

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

8

RESOLUTION NO. 24-838

IN THE MATTER OF SETTING THE BID DATE AND TIME TO RECEIVE BIDS FOR THE 2025 CALCIUM NITRATE CHEMICAL SUPPLY CONTRACT FOR THE DELAWARE COUNTY REGIONAL SEWER DISTRICT:

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

WHEREAS, the Delaware County Regional Sewer District desires to purchase calcium nitrate to be used within the collection system of the Delaware County Regional Sewer District; and

WHEREAS, Sewer District staff has developed the contract documents and technical specifications for the needed calcium nitrate;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, State of Ohio, hereby approves the specifications for the 2025 Calcium Nitrate Chemical Supply Contract and authorizes the Sanitary Engineer to advertise for and receive bids on behalf of the Board in accordance with the following Invitation to Bid:

**Legal Notice
Invitation to Bid**

Sealed bids will be received at the Office of the Delaware County Sanitary Engineer, 1610 State Route 521, Delaware, Ohio 43015, until **11:00 a.m. Friday, November 15, 2024**, at which time they will be opened and read aloud, for the project known as 2025 Calcium Nitrate Chemical Supply Contract.

The proposals must be made on the forms provided in the Contract Documents or a copy thereof and shall contain the full name and address of the bidder. All bids shall be sealed and plainly marked "SEALED BID FOR 2025 CALCIUM NITRATE CHEMICAL SUPPLY CONTRACT."

This notice and the complete Invitation to Bid are posted on the internet and may be viewed on Delaware County's web page at <https://www.co.delaware.oh.us> under the heading Public Notices and Bids and on the Delaware County Regional Sewer District web page at <https://regionalsewer.co.delaware.oh.us/bids/>.

The Board of Commissioners reserves the right to issue purchase orders on an as needed basis.

All bids shall be accompanied by a bond or certified check, cashier's check, or money order on a solvent bank

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or savings and loan association in the amount of \$1,000.00, conditioned that the bidder, if the bidder's bid is accepted, shall execute a contract in conformity to the invitation and the bid.

No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Delaware County Board of Commissioners in the best interest of the County. The Board reserves the right to waive irregularities and to reject any or all bids.

Questions about the project shall be directed in writing to Julie McGill via email at jmcgill@co.delaware.oh.us.

Delaware Gazette Advertisement Date:
Wednesday October 23, 2024

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

**9
RESOLUTION NO. 24-839**

IN THE MATTER OF DECLARING THE NECESSITY FOR IMPROVEMENTS TO THE INTERSECTION OF HYATTS AND SOUTH SECTION LINE ROADS, AND AUTHORIZING COMMISSIONER MERRELL TO SUBMIT AN APPLICATION FOR FUNDING ASSISTANCE TO THE OHIO PUBLIC WORKS COMMISSION:

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

WHEREAS, pursuant to section 5555.022 of the Revised Code, the Delaware County Board of Commissioners (the "Board") may find, by a majority vote, that the public convenience and welfare require the improving of any part of any public road, may fix the route and termini of the improvement and may authorize such improvement; and

WHEREAS, the County Engineer has determined that improvements to the intersection of Hyatts Road and South Section Line Road (the "Improvements") are needed and recommends that the Board proceed with the Improvements; and

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the Improvements constitute a qualified project under the state programs;

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

Section 1. The public convenience and welfare require the Improvements, known as "DEL-CR123-0.00 Hyatts Road and S. Section Line Road Intersection (PID 2206)."

Section 2. The Board hereby authorizes Commissioner Merrell to apply to the OPWC for funds to provide financial assistance for the Improvements.

Section 3. The Board hereby authorizes Commissioner Merrell to execute any and all documents necessary to support the application for financial assistance, except any agreements shall be submitted to the Board for consideration.

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

**10
RESOLUTION NO. 24-840**

IN THE MATTER OF APPROVING THE PLATS OF SUBDIVISION FOR CLARK SHAW RESERVE; BERLIN FARM WEST SECTION 3; BERLIN FARM WEST SECTION 4; AND STEITZ ROAD-HYATTS TO CLARK-SHAW LOT 6110, DIVISION. #1:

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

WHEREAS, Rockford Homes, LLC, has submitted the plat of subdivision for Clark Shaw Reserve, including related development plans, and requests approval thereof by the Board of Commissioners of Delaware County; and

WHEREAS, M/I Homes of Central Ohio, LLC, has submitted the plats of subdivision for Berlin Farm West Section 3 and Berlin Farm West Section 4, including related development plans, and requests approval thereof by the Board of Commissioners of Delaware County; and

WHEREAS, Woodcrest Reserve II, LLC, has submitted the plat of subdivision for Steitz Road-Hyatts to Clark-Shaw Lot 6110, Division 1, including related development plans, and requests approval thereof by the

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Board of Commissioners of Delaware County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners hereby approves the plats of subdivision for Clark Shaw Reserve, Berlin Farm West Section 3, Berlin Farm West Section 4, and Steitz Road-Hyatts to Clark-Shaw Section 1 Lot 6110 Division 1:

Clark Shaw Reserve:

Situated in the State of Ohio, County of Delaware, Township of Liberty, Farm Lots 30 & 35, Quarter Township 3, Township 4, Range 19, United States Military Lands, and containing 42.126 acres of land more or less, said 42.126 acres, being comprised of 41.783 acres out of a 87.471 acre (orig.) tract of land deeded to Clarkshaw Reserve I, LLC, an Ohio limited liability company, in Official Record 1610, Page 23 and 0.343 acres out of a 72.786 acre (orig.) tract of land deeded to Rockford Homes, Inc., an Ohio corporation, in Official Record 1610, Page 39, being of record in the Recorder’s Office, Delaware County, Ohio.

Berlin Farm West Section 3:

Situated in the State of Ohio, County of Delaware, Township of Berlin, Farm Lot 15, Quarter Township 2, Township 4, Range 18, United States Military Lands, being 19.851 acres more or less, said 19.851 acres being comprised of part of each of those tracts of land conveyed to M/I Homes of Central Ohio, LLC, be deeds of record in Official Record 1974, Page 2607, Official Record 2038, Page 2620, and Official Record 2099, Page 546, Recorder’s Office, Delaware County, Ohio.

Berlin Farm West Section 4:

Situated in the State of Ohio, County of Delaware, Township of Berlin, Farm Lot 13, Quarter Township 2, Township 4, Range 18, United States Military Lands, containing 25.336 acres of land, more or less, said 25.336 acres being comprised of part of each of those tracts of land conveyed to M/I Homes of Central Ohio, LLC, be deeds of record in Official Record 2038, Page 2620, Official Record 2099, Page 546, Recorder’s Office, Delaware County, Ohio.

Steitz Road-Hyatts to Clark-Shaw Lot 6110, Division #1

Situated in State of Ohio, County of Delaware, Township of Liberty, located in Farm Lot 35, Quarter Township 3, Township 4, Range 19, United States Military Lands, and containing all of that 12.981 acre tract land conveyed to Woodcrest Reserve II, LLC, an Ohio limited liability company, in Official Record 1685, Page 2022, being of record in the Recorder’s Office, Delaware County, Ohio

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

**11
RESOLUTION NO. 24-841**

IN THE MATTER OF ESTABLISHING A MAINTENANCE BOND AND RELEASING CONSTRUCTION BOND FOR HYATTS CROSSING DRIVE PHASE 3-SARA CROSSING DULLES DRIVE:

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

WHEREAS, the roadway construction has been completed for the project known as Hyatts Crossing Drive Phase 3-Sara Crossing Dulles Drive (the “Project”); and

WHEREAS, as the result of the Engineer’s recent field review of the Project, the Engineer has determined that only minor remedial work remains which can be accomplished during the subsequent one-year maintenance period; and

WHEREAS, the Engineer recommends that, in accordance with the Owner’s Agreement, the maintenance bond be set at ten percent (10%) of the original construction estimate for the Project and that the Project be placed on the required one-year maintenance period; and

WHEREAS, Hyatts Investors, LLC (the “Owner”) has provided a maintenance bond in the amount of \$10,400.00 to cover the one-year maintenance obligation; and

WHEREAS, the Engineer also recommends that, in accordance with the Owner’s Agreement, the construction bond being held for the Project be returned to the Owner;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners accepts the maintenance bond in the amount of \$10,400.00 for the Project, places the Project on the required one-year maintenance period, and returns the construction bond being held for the Project to the Owner.

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

**12
RESOLUTION NO. 24-842**

IN THE MATTER OF APPROVING REVISED ESTIMATE AND RESETTING THE BID DATE

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FOR THE PROJECT KNOWN AS DEL-TR180-1.25 FULTON CREEK ROAD OVER FULTON CREEK:

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

WHEREAS, the County Engineer has prepared specifications and a revised estimate for the project known as DEL-TR180-1.25 Fulton Creek Road over Fulton Creek, which includes the replacement of the existing steel pony-truss bridge over Fulton Creek;

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

Section 1. The specifications and revised estimate for the project known as DEL-TR180-1.25 Fulton Creek Road over Fulton Creek, which includes the replacement of the existing steel pony-truss bridge over Fulton Creek Road, are hereby approved.

Section 2. The County Engineer is authorized to advertise for and receive bids in accordance with the following Public Notice:

**Public Notice
Advertisement for Bids**

Bids shall be submitted electronically through the www.bidexpress.com web service until 10:00 am on Tuesday, November 12, 2024, at which time they will be publicly received and read aloud, for the project known as:

**DEL-TR180-1.25
Fulton Creek Road over Fulton Creek**

All proposals shall be submitted electronically through the web service www.bidexpress.com. The bid shall be accompanied by a Bid Security in the form of a bid bond in the amount of one hundred percent (100%) of the bid or a certified check in the amount of ten percent (10%) of the bid. In addition to the Bid Security, a Performance Bond is required for this project in the amount of one hundred percent (100%) of the total project cost.

The Owner of the project is the Delaware County Board of Commissioners. Copies of the plans and specifications must be obtained from www.bidexpress.com. All bidders must register and be a member of the web service to bid on the project.

This notice is posted on the Delaware County website at www.co.delaware.oh.us and may be accessed by selecting "Public Notices and Bids."

The Owner requires that all work associated with the project be completed before October 1, 2025. The estimated commencement of work date is December 2, 2024.

This is a prevailing wage contract in accordance with Ohio Revised Code Chapter 4115 and the requirements of the Ohio Department of Commerce, Division of Labor and Worker Safety, Wage and Hour Bureau. Bidders shall comply with all applicable provisions.

No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Delaware County Board of Commissioners in the best interest of Delaware County. The Board reserves the right to reject any or all bids.

Delaware Gazette Advertisement Dates: October 26, 2024

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

**13
RESOLUTION NO. 24-843**

IN THE MATTER OF APPROVING COOPERATIVE PROJECT AGREEMENTS BETWEEN DELAWARE COUNTY AND VARIOUS POLITICAL SUBDIVISIONS WITHIN DELAWARE COUNTY TO SUBMIT APPLICATIONS TO THE OHIO PUBLIC WORKS COMMISSION:

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

WHEREAS, the County Engineer recommends approval of the Cooperative Project Agreements with Berkshire Township-City of Sunbury, Brown Township, City of Delaware, Concord Township-Village of Shawnee Hills, Genoa Township, Harlem Township, Kingston Township, Oxford Township-Westfield Township, Porter Township, Radnor Township-Troy Township, Scioto Township-Concord Township, Thompson Township, Trenton Township, and the Village of Galena;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners approves the Cooperative Project Agreements with Berkshire Township-City of Sunbury, Brown Township, City of

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Delaware, Concord Township-Village of Shawnee Hills, Genoa Township, Harlem Township, Kingston Township, Oxford Township-Westfield Township, Porter Township, Radnor Township-Troy Township, Scioto Township-Concord Township, Thompson Township, Trenton Township, and the Village of Galena:

Berkshire Township-City of Sunbury:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
BERKSHIRE TOWNSHIP, CITY OF SUNBURY
AND DELAWARE COUNTY**

BERKSHIRE TOWNSHIP, the Project Sponsor, CITY OF SUNBURY and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as S. 3B'S & K ROAD IMPROVEMENTS PROJECT, for Round 39 of the OPWC programs.

BERKSHIRE TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Roads/ Gas fund not to exceed \$41,000 and will pay its Local Share as invoices are due.

The CITY OF SUNBURY will provide its portion of the Local Share as described in the OPWC Application for Funding Assistance from the General funds not to exceed \$1,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by BERKSHIRE TOWNSHIP AND CITY OF SUNBURY, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

City of Sunbury and Delaware County authorize the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Brown Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
BROWN TOWNSHIP
AND DELAWARE COUNTY**

BROWN TOWNSHIP, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as PITTMAN ROAD IMPROVEMENTS PROJECT for Round 39 of the OPWC programs.

BROWN TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Gas Tax fund not to exceed \$30,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by BROWN TOWNSHIP not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

City of Delaware:

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**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
CITY OF DELAWARE
AND DELAWARE COUNTY**

The CITY OF DELAWARE, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as 2026 ROADWAY RESURFACING, for Round 39 of the OPWC programs.

The CITY OF DELAWARE will provide the Local Share as described in the OPWC Application for Funding Assistance from the OPWC Project Capital Fund not to exceed approximately \$430,000, and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by the CITY OF DELAWARE, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Concord Township-Village of Shawnee Hills:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
CONCORD TOWNSHIP, VILLAGE OF SHAWNEE HILLS
AND DELAWARE COUNTY**

CONCORD TOWNSHIP, the Project Sponsor, VILLAGE OF SHAWNEE HILLS and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as LUCY DEPP SUBDIVISION, for Round 39 of the OPWC programs.

CONCORD TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Road fund not to exceed \$45,000 and will pay its Local Share as invoices are due.

VILLAGE OF SHAWNEE HILLS will provide its portion of the Local Share as described in the OPWC Application for Funding Assistance from the Street fund not to exceed \$8,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by CONCORD TOWNSHIP AND VILLAGE OF SHAWNEE HILLS, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Shawnee Hills and Delaware County authorize the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Genoa Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
GENOA TOWNSHIP
AND DELAWARE COUNTY**

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GENOA TOWNSHIP, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as PLUMB ROAD IMPROVEMENTS PROJECT for Round 39 of the OPWC programs.

GENOA TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Gasoline Tax fund not to exceed \$45,000, and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by GENOA TOWNSHIP not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Harlem Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
HARLEM TOWNSHIP
AND DELAWARE COUNTY**

HARLEM TOWNSHIP, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as GREEN-COOK ROAD IMPROVEMENTS PROJECT, for Round 39 of the OPWC programs.

HARLEM TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Permissive ML Tax fund not to exceed \$30,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by HARLEM TOWNSHIP, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Kingston Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
KINGSTON TOWNSHIP
AND DELAWARE COUNTY**

KINGSTON TOWNSHIP, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as TODD STREET ROAD IMPROVEMENTS PROJECT, for Round 38 of the OPWC programs.

KINGSTON TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the 2021 fund not to exceed **\$50,000** and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by KINGSTON TOWNSHIP, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000),

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whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Oxford Township -Westfield Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
OXFORD TOWNSHIP, WESTFIELD TOWNSHIP
AND DELAWARE COUNTY**

OXFORD TOWNSHIP, the Project Sponsor, WESTFIELD TOWNSHIP and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as STRINE ROAD IMPROVEMENTS PROJECT, for Round 36 of the OPWC programs.

OXFORD TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Road, Bridge & Gas Tax fund not to exceed \$32,000 and will pay its Local Share as invoices are due.

WESTFIELD TOWNSHIP will provide its portion of the Local Share as described in the OPWC Application for Funding Assistance from the Gasoline Tax fund not to exceed \$6,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by OXFORD TOWNSHIP, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Westfield Township and Delaware County authorize the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Porter Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
PORTER TOWNSHIP
AND DELAWARE COUNTY**

PORTER TOWNSHIP, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as MOODY ROAD IMPROVEMENTS PROJECT, for Round 39 of the OPWC programs.

PORTER TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the General fund not to exceed \$90,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by PORTER TOWNSHIP, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

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This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Radnor Township-Troy Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
RADNOR TOWNSHIP, TROY TOWNSHIP
AND DELAWARE COUNTY**

RADNOR TOWNSHIP, the Project Sponsor, TROY TOWNSHIP and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as N. SECTION LINE ROAD IMPROVEMENTS PROJECT, for Round 39 of the OPWC programs.

RADNOR TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Road fund not to exceed \$22,000 and will pay its Local Share as invoices are due.

TROY TOWNSHIP will provide its portion of the Local Share as described in the OPWC Application for Funding Assistance from the Gasoline Tax fund not to exceed \$22,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by RADNOR TOWNSHIP, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Scioto Township-Concord Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
SCIOTO TOWNSHIP,
CONCORD TOWNSHIP,
AND DELAWARE COUNTY**

SCIOTO TOWNSHIP, the Project Sponsor, CONCORD TOWNSHIP, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as CALHOUN ROAD IMPROVEMENTS PROJECT, for Round 39 of the OPWC programs.

SCIOTO TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the General Fund Contingency not to exceed \$55,000 and will pay its Local Share as invoices are due.

CONCORD TOWNSHIP will provide their portion of the Local Share as described in the OPWC Application for Funding Assistance from the Road Fund not to exceed \$30,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by SCIOTO TOWNSHIP AND CONCORD TOWNSHIP, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County and CONCORD TOWNSHIP authorize the Project Sponsor to be the lead applicant and to

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sign all necessary applications, agreements and certifications relating to the OPWC programs

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Thompson Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
THOMPSON TOWNSHIP
AND DELAWARE COUNTY**

THOMPSON TOWNSHIP, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as SMOKEY AND MOONEY ROAD IMPROVEMENTS PROJECT for Round 39 of the OPWC programs.

THOMPSON TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the Gas fund not to exceed \$35,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by THOMPSON TOWNSHIP not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

Trenton Township:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
TRENTON TOWNSHIP
AND DELAWARE COUNTY**

TRENTON TOWNSHIP, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as CREEK ROAD IMPROVEMENTS PROJECT, for Round 39 of the OPWC programs.

TRENTON TOWNSHIP will provide the Local Share as described in the OPWC Application for Funding Assistance from the gas tax fund not to exceed \$20,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to three (\$3) Dollars for every (\$1) Dollar Local Share provided by TRENTON TOWNSHIP, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This Agreement shall become effective the date last signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if funding is revoked for any reason by the OPWC.

The Village of Galena:

**COOPERATIVE PROJECT AGREEMENT
BY AND BETWEEN
The Village of Galena**

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AND DELAWARE COUNTY

The Village of Galena, the Project Sponsor, and the Delaware County Board of Commissioners hereby enter into a cooperative agreement to submit an application to the Ohio Public Works Commission (OPWC) for the Project known as Galena Roadway Infrastructure Project, for Round #39 of the OPWC Programs.

The Village of Galena will provide the Local Share as described in the OPWC Application for Funding Assistance from the village "Streets Fund" not to exceed \$150,000 and will pay its Local Share as invoices are due.

Delaware County, through the *Roadway Grant Assistance Program (RGAP)*, will provide matching funds equal to Three (\$3) Dollars for every (\$1) Dollar Local Share provided by the Village of Galena, not to exceed the amount of grant funds provided by OPWC or One Hundred Fifty Thousand Dollars (\$150,000), whichever is less, from the Road and Bridge Projects fund, subject to the approved RGAP Grant Guidelines.

Delaware County agrees to pay its share of costs as construction invoices are due, or, if requested by the Project Sponsor, shall pay directly to the awarded contractor.

Delaware County authorizes the Project Sponsor to be the lead applicant and to sign all necessary applications, agreements and certifications relating to the OPWC programs and this Project.

This agreement shall become effective the last date signed by the parties below. This Agreement shall become null and void if the Project does not receive a grant award by the OPWC in the funding round stated above, or if the required OPWC Grant Agreement is not properly executed by the Project Sponsor or if the funding is revoked for any reason by the OPWC.

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

**14
RESOLUTION NO. 24-844**

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
UT2024-0199	AEP	COOVER & TROY RD	REPLACE POLES
UT2024-0200	AEP	HARTFORD RD	INSTALL NEW POLES
UT2024-0201	AEP	SUNBURY RD	INSTALL NEW POLES
UT2024-0202	SIGMA	HOME RD	REPLACE POLES
UT2024-0203	SIGMA	PERRY & TAGGART RD	REPLACE POLES
UT2024-0204	MCI METRO	CHESHIRE RD	AERIAL CABLE
UT2024-0205	CINCINNATI BELL	DUSTIN RD	FIBER OPTICS
UT2024-0206	SIGMA	HOME RD	REPLACE POLES
UT2024-0207	COLUMBIA GAS	3 B'S & K RD	INSTALL PIPELINE
UT2024-0208	SUBURBAN NATURAL GAS	BERLIN FARMS SECTION 3 & 5	GAS LINE
UT2024-0209	SUBURBAN NATURAL GAS	HOME RD	GAS LINE EXTENSION
UT2024-021	SPD	WORTHINGTON RD	REPLACE COAX

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

**15
RESOLUTION NO. 24-845**

IN THE MATTER OF APPROVING A TRANSFER OF APPROPRIATION FOR DELAWARE COUNTY BOARD OF DEVELOPMENTAL DISABILITIES:

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

Transfer of Appropriation		
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From:
29552502-5342
Transition Support Services/Medical & Health Related Services 125,000.00

29552502-5351

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Transition Support Services/DD Support Services	175,000.00
29552502-5342	
DODD Program EI/ISA/Medical & Health Related Services	100,000.00
29552502-5351	
DODD Program EI/ISA/DD Support Services	50,000.00
29552501-5601	
DODD Administration/Grants In Aid	400,000.00
To:	
29552502-5365	
DODD Program Support Living/Grant Related Services	850,000.00

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

**16
9:45A.M. HEARING FOR CONSIDERATION OF A PETITION FROM THE LAKE-OF-THE-WOODS V HOMEOWNERS ASSOCIATION REQUESTING DEDICATION OF FERNDALE PLACE AS A PUBLIC RIGHT-OF-WAY**

The Board of Commissioners opened the hearing at 9:54 A.M.

The Board of Commissioners continued the hearing at 10:02 A.M.

RESOLUTION NO. 24-846

IN THE MATTER OF CONTINUING THE PUBLIC HEARING FOR CONSIDERATION OF A PETITION FROM THE LAKE-OF-THE-WOODS V HOMEOWNERS ASSOCIATION REQUESTING DEDICATION OF FERNDALE PLACE AS A PUBLIC RIGHT-OF-WAY TO MONDAY DECEMBER 2, 2024 AT 9:45AM:

It was moved by Mr. Benton, seconded by Mr. Merrell, to continue the public hearing for consideration of a petition from the Lake-Of-The-Woods V Homeowners Association requesting dedication Of Ferndale Place as a public right-of-way to Monday December 2, 2024 @ 9:45AM at the Office of the Board of County Commissioners, 91 North Sandusky Street Delaware, Ohio 43015.

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

**17
ADMINISTRATOR REPORTS**

CA Davies – Nothing to report.

DCA Huston – Nothing to report.

**18
COMMISSIONERS' COMMITTEES REPORTS**

Commissioner Benton – Nothing to report.

Commissioner Lewis – Nothing to report.

Commissioner Merrell – Nothing to report.

**19
RESOLUTION NO. 24-847**

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF COMPENSATION OF A PUBLIC EMPLOYEE OR A PUBLIC OFFICIAL AND FOR COLLECTIVE BARGAINING:

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

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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 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 Compensation of a Public Employee or a Public Official and for Collective Bargaining.

Section 2. The Board hereby adjourns into 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 development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance.

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

**20
RESOLUTION NO. 24-848**

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

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

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

There being no further business, the meeting adjourned.

Jeff Benton

Barb Lewis

Gary Merrell

Jennifer Walraven, Clerk to the Commissioners