

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM SPECIAL JOINT SESSION WITH THE BOARD OF COMMISSIONERS OF
MARION COUNTY HELD NOVEMBER 25, 2024**

THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY MET IN A SPECIAL JOINT SESSION WITH THE BOARD OF COMMISSIONERS OF MARION COUNTY ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT:

Present:

**Gary Merrell, Delaware County Commissioner
Barb Lewis, Delaware County Commissioner
Jeff Benton, Delaware County Commissioner**

**Andy Appelfeller, Marion County Commissioner
Mark Davis, Marion County Commissioner
Kerr Murray, Marion County Commissioner - Absent**

1:30P.M.- PUBLIC HEARING FOR CONSIDERATION OF THE JAMES JOINT COUNTY WATERSHED DRAINAGE IMPROVEMENT PETITION FILED BY JOSEPH ISLER:

The Joint Board of Commissioners of Delaware County, Ohio and Marion County, Ohio opened the hearing at 1:30 P.M.

The Joint Board of Commissioners of Delaware County, Ohio and Marion County, Ohio closed the hearing at 2:08 P.M.

RESOLUTION NO. 24-03

IN THE MATTER OF PROCEEDING WITH THE PROJECT SURVEY AND DESIGN FOR THE JAMES JOINT COUNTY WATERSHED DRAINAGE IMPROVEMENT, PETITIONED BY JOSEPH ISLER:

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

WHEREAS, on June 7, 2024, a petition for the James Joint County Watershed Drainage Improvement was filed with the Board of Commissioners of Delaware County; and

WHEREAS on August 6, 2024 the Delaware County Board of Commissioners and the Marion County Board of Commissioners met and established a Joint Board (the "Joint Board") to address the drainage petition; and

WHEREAS, on September 9, 2024, the Joint Board conducted a view of the proposed improvement; and

WHEREAS, on November 25, 2024, the Joint Board held the first hearing on the petition; and

WHEREAS, after hearing the preliminary report of the Delaware County Engineer and any evidence offered by any owner for or against the granting of the proposed improvement or for or against the granting of any laterals, branches, spurs, or change of route, course, termini, or manner of construction described in the petition, the Joint Board is prepared to vote to determine whether to proceed with the project survey and design or to dismiss the petition, taking into consideration the petition, the preliminary report, and comments on the proposed improvement;

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

Section 1. The Joint Board hereby finds that the proposed improvement is necessary, that it will be conducive to the public welfare, and that it is reasonably certain that the benefits of the proposed improvement will outweigh its costs. Accordingly, the Joint Board hereby decides to proceed with the project survey and design.

Section 2. The Joint Board hereby determines that the route and termini of the proposed improvement, and the manner of construction thereof, shall be as set forth in the Delaware County Engineer's preliminary report.

Section 3. The Joint Board hereby orders the Delaware County Engineer to prepare reports, plans, and schedules for the proposed James Joint County Watershed Drainage Improvement. The Joint Board hereby sets November 25, 2027, as the date by which the Delaware County Engineer shall file the reports, plans, and schedules, whereupon a public hearing date will be set and proper notification given to property owners in the affected watershed.

Section 4. The Joint Board hereby approves establishing a new organization key for the James Joint County watershed drainage improvement project 403114-508.

Section 5. This Joint Board finds and determines that all formal actions taken by this Joint Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Joint Board and that all deliberations of this Joint Board that resulted in said formal actions were conducted in compliance with the

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laws of the State of Ohio.

Section 6. This Resolution shall be effective immediately upon adoption.

Vote on Motion:

Jeff Benton, Delaware County Commissioner - Aye
Barb Lewis, Delaware County Commissioner - Aye
Gary Merrell, Delaware County Commissioner - Aye
Andy Appelfeller, Marion County Commissioner - Aye
Mark Davis, Marion County Commissioner - Aye
Kerr Murray, Marion County Commissioner - Absent

There being no further business, the meeting adjourned.

Jeff Benton, Delaware County Commissioner

Barb Lewis, Delaware County Commissioner

Gary Merrell, Delaware County Commissioner

Andy Appelfeller, Marion County Commissioner

Mark Davis, Marion County Commissioner

Kerr Murray, Marion County Commissioner

Jennifer Walraven, Clerk to the Commissioners