

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 16, 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. 24-1028**

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD DECEMBER 12, 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 December 12, 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. 24-1029**

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR 1213 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR 1213:

It was moved by Mr. Benton, seconded by Mrs. Lewis, to approve Then and Now Certificates, payment of warrants in batch numbers CMAPR 1213, *memo transfers in batch numbers MTAPR 1213* and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			
(P2401289) Facilities	SRF Operations & Maintenance	66211900-5228	\$19,300.00
(P2100874) CEBCO	Employee Benefits	60211902-5370	\$409,476.97
(P2400874) CEBCO	Employee Benefits	60211902-5370	\$9,688.55
(P2400874) CEBCO	Employee Benefits	60211902-5370	\$1,480.62
(P2401248) Phoenix	EMS	10011303-5225	\$18,000.00
(P2400978) KE WA PA	Land and Buildings	10011105-5260	\$5,107.87
(P2403103) Ohio Dept Medicaid	Job and Family	70161605-5319	\$5,076.12

<u>PR Number</u>	<u>Vendor Name</u>	<u>Line Description</u>	<u>Account</u>	<u>Amount</u>
R2405538	HOUSE OF SECURITY	HCBS GRANT DOORS	30911345 - 5450	\$ 25,630.89
R2405552	CONSOLIDATED COOPERATIVE	BROADBAND PROJECT	22211330-5601	\$4,894,125.50

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

**4
ANDY VOLENIK, EXECUTIVE DIRECTOR DELAWARE COUNTY TRANSIT
 -PRESENTATION AND YEAR END WRAP UP FOR DELAWARE COUNTY TRANSIT
 -RECOGNIZING CRYSTAL JAMES' LIFETIME OPTA ACHIEVEMENT AWARD**

**5
RESOLUTION NO. 24-1030**

IN THE MATTER OF AMENDING RESOLUTION NO. 18-1395 (SLATE RIDGE II TIF) TO EXTEND THE EXEMPTIONS FROM TAXATION OF IMPROVEMENTS TO THE PARCELS OF

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 16, 2024**

REAL PROPERTY DESIGNATED IN THE RESOLUTION FOR AN ADDITIONAL PERIOD OF THIRTY YEARS, MAKING THE REQUISITE DETERMINATIONS TO EXTEND THE EXEMPTIONS, AND PROVIDING FOR SCHOOL DISTRICT COMPENSATION, ALL PURSUANT TO SECTION 5709.51 OF THE REVISED CODE:

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

WHEREAS, on December 17, 2018, the Delaware County Board of Commissioners (the “Board”) adopted Resolution No. 18-1395 (the “Slate Ridge II TIF Resolution”), declaring the improvement to certain parcels of real property to be a public purpose and exempt from taxation, establishing a redevelopment tax equivalent fund, providing for the collection and deposit of service payments into that fund, and specifying the public infrastructure improvements directly benefiting the parcels; and

WHEREAS, pursuant to section 5709.51 of the Revised Code, the Board may amend the Slate Ridge II TIF Resolution to extend, for a period not exceeding 30 additional years, the exemptions from taxation of improvements to the parcels granted pursuant to the Slate Ridge II TIF Resolution if certain conditions are met; and

WHEREAS, the Board desires to extend the exemptions granted in the Slate Ridge II TIF Resolution, pursuant to section 5709.51 of the Revised Code, to enable the Board to make the public infrastructure improvements specified in the Slate Ridge II TIF Resolution; and

WHEREAS, notice has been provided to the Board of Education of the Olentangy Local School District and the Delaware Area Career Center of the Board’s intent to pass this Resolution;

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

Section 1. As required by section 5709.51 of the Revised Code, this Board finds and determines that service payments made pursuant to the Slate Ridge II TIF Resolution exceeded one million five hundred thousand dollars in calendar year 2023 and that service payments made pursuant to the Slate Ridge II TIF Resolution did not exceed one million five hundred thousand dollars in any calendar year prior to 2023.

Section 2. The Slate Ridge II TIF Resolution is hereby amended to extend the exemption from taxation of improvements to the parcels of real property designated in the Slate Ridge II TIF Resolution for an additional period of thirty (30) years from the end of the exemption as determined by the original Section 3 of the Slate Ridge II TIF Resolution (the “Slate Ridge II TIF Extension Period”), for a total of fifty (50) years.

Section 3. Pursuant to section 5709.51(A)(3) of the Revised Code, the Olentangy Local School District shall continue to receive compensation from the county equal in value to the amount of taxes that would be payable to the school district if the improvements to the parcels of real property designated in the Slate Ridge II TIF Resolution had not been exempted from taxation for the Slate Ridge II TIF Extension Period.

Section 4. Pursuant to section 5709.51(B) of the Revised Code, this Board hereby authorizes and directs the Clerk of the Board, or other appropriate officers or employees of Delaware County, to deliver a copy of this Resolution to the Director of the Ohio Department of Development within fifteen days after its passage.

Section 5. Except as provided herein, all other provisions of the Slate Ridge II TIF Resolution shall remain in full force and effect. The County Administrator, and other appropriate officers or employees of Delaware County, are further authorized to provide such information and to execute, certify, or furnish such other documents, and to do all of the things as are necessary for and incidental to carrying out the provisions of this Resolution.

Section 6. This Resolution shall take effect and be in force immediately upon passage.

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

**6
RESOLUTION NO. 24-1031**

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

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

Supplemental Appropriations		
10110107-5801	Unclaimed Monies/Miscellaneous Cash Transfers	30,011.24
10110107-5319	Unclaimed Monies/Reimbursements/Refunds	15,000.00
Transfer of Funds		
From:	To:	
10110107-5801	10011102-4601	56,511.24

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 16, 2024**

Unclaimed Monies/ Miscellaneous Cash Transfer	Commissioners General/Interfund Revenues	
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Vote on Motion Mr. Merrell Aye Mr. Benton Aye Mrs. Lewis Aye

**7
RESOLUTION NO. 24-1032**

IN THE MATTER OF SUPPLEMENTAL APPROPRIATIONS:

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

Supplemental Appropriations		
20110105-5319	REA/Reimbursement/Refunds	4,313,000

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

**8
RESOLUTION NO. 24-1033**

IN THE MATTER OF APPROVING A TRANSFER OF APPROPRIATION FOR JUVENILE COURT:

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

Transfer of Appropriation		
From:	To:	
27526315-5001	27526315-5319	10,921.96
State Victim Asst Grant/Compensation	State Victim Asst Grant/Reimbursement-Refunds	

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

**9
RESOLUTION NO. 24-1034**

IN THE MATTER OF SETTING THE BID DATE AND TIME TO RECEIVE BIDS FOR TRASH DUMPSTER SERVICES CONTRACT FOR THE DELAWARE COUNTY REGIONAL SEWER DISTRICT:

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

WHEREAS, the Delaware County Regional Sewer District desires to contract for trash dumpster rental, waste collection, and hauling services at various facilities of the Delaware County Regional Sewer District; and

WHEREAS, Sewer District staff has developed the contract documents and technical specifications for the needed trash dumpster services;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, State of Ohio, hereby approves the bid documents for the project known as Trash Dumpster Services and authorizes the Sanitary Engineer to advertise for and receive bids in accordance with the following Invitation to Bid:

**Legal Notice
Invitation to Bid**

The Delaware County Commissioners are seeking competitive bids from contractors for a one (1) year contract with two optional one-year extensions for providing trash dumpster rental, waste collection, and hauling services at various facilities of the Delaware County Regional Sewer District. Bids will be received at the Delaware County Sanitary Engineer’s Office, 1610 State Route 521, Delaware, Ohio 43015, until **12:00 p.m. on January 17, 2025**. At that time, bids will be opened and read aloud.

The bids 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 “TRASH DUMPSTER SERVICES.”

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

Any bid submitted shall be accompanied by bond or certified check, cashier’s check, or money order on a solvent bank or savings and loan association in the amount of Five Hundred Dollars (\$500.00).

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 16, 2024**

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 bid shall be directed in writing to Julie McGill via email at jmcgill@co.delaware.oh.us.

Delaware Gazette Advertisement Date:
December 18, 2024

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

**10
RESOLUTION NO. 24-1035**

IN THE MATTER OF APPROVING THE PLAT OF SUBDIVISION FOR SUMMER CREST DRIVE:

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

WHEREAS, N & M, LLC has submitted the plat of subdivision for Summer Crest Drive, including related development plans, and requests approval thereof by the Board of Commissioners of Delaware County; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners hereby approves the plat of subdivision for Summer Crest Drive:

Summer Crest Drive:

Situated in the State of Ohio, County of Delaware, Township of Berlin and being part of Farm Lot 4, Quarter 4, Township 4 North, Range 18 West, USML. Being a subdivision of 18.758 as conveyed to N & M, LLC as recorded in Official Record 2060, Page 1065, of the Delaware County Recorder’s Office.

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

**11
RESOLUTION NO. 24-1036**

IN THE MATTER OF APPROVING RIGHT-OF-WAY WORK PERMIT SUMMARY SHEET:

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

UT2024-0240	AEP	BLANKET	REPLACE POLES
UT2024-0241	SPD	STEITZ RD	ROAD BORE
UT2024-0242	SPD	CESHIRE RD	ROAD BORE
UT2024-0243	SPECTRUM	NEEDLES RD	ROAD BORE
UT2024-0244	COLUMBIA GAS	SUMMER CREST DR	GAS MAIN
UT2024-0245	SPD	PIATT RD	ROAD BORE
UT2024-0246	SPD	S SECTION LINE RD	ROAD BORE

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

**12
RESOLUTION NO. 24-1037**

IN THE MATTER OF ACCEPTING IMPROVEMENTS WITHIN THE PROJECT KNOWN AS GREGORY ROAD CR96 IMPROVEMENTS AND RELEASING CONSTRUCTION BOND:

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

WHEREAS, on January 13, 2022, the Board of County Commissioners (the “Board”) entered into an Owner’s Agreement with D.R. Horton- Indiana (the “Owner”) for the project known as Gregory Road CR96 Improvements (the “Improvements”); and

WHEREAS, the County Engineer has inspected the Improvements and finds them to be constructed in accordance with the approved plans; and

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 16, 2024**

WHEREAS, the County Engineer recommends the Board accept the Improvements in accordance with the Owner’s Agreement and release the construction bond to the Owner;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, Ohio hereby accepts the Improvements made for Gregory Road CR96 Improvements in accordance with the Owner’s Agreement and releases the construction bond to the Owner.

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

**13
RESOLUTION NO. 24-1038**

IN THE MATTER OF ESTABLISHING MAINTENANCE BOND AND RELEASING CONSTRUCTION BOND FOR CLARKSHAW RESERVE:

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

WHEREAS, the roadway construction has been completed for the project known as Clarkshaw Reserve (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, Pulte Homes of Ohio, LLC (the “Owner”) has provided a maintenance bond in the amount of \$139,000.00 for Clarkshaw Reserve to secure the one-year maintenance period obligations; 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 \$139,000.00 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 Mrs. Lewis Aye Mr. Merrell Aye Mr. Benton Aye

**14
ADMINISTRATOR REPORTS**

CA Davies, DCA Huston and Attorney Hochstettler – Nothing to report.

**15
COMMISSIONERS’ COMMITTEES REPORTS**

Commissioner Lewis – attended the Christmas Clearing House event on Sunday sponsored by People In Need.

Commissioner Benton – attended the MORPC regular meeting, the Engineer luncheon for Township Trustees and the Delaware County Township Association dinner.

Commissioner Merrell – attended the Freeman charity breakfast, and he will be attending the OWU Entrepreneurship board meeting on Wednesday.

RECESSED AT 10:12 A.M., RECONVENE AT 1:00 P.M.

**16
RESOLUTION NO. 24-1039**

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

**COMMISSIONERS JOURNAL NO. 81 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 16, 2024**

specified in section 121.22(G)(1)–(7) of the Revised Code;

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 and compensation of a public employee or public official.

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

17

RESOLUTION NO. 24-1040

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