

COMMISSIONERS JOURNAL NO. 82 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD JUNE 12, 2025

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

Present:  
Barb Lewis, President  
Jeff Benton, Vice President  
Gary Merrell, Commissioner

9:45 A.M. Public Hearing on the Applications to add certain Real Property to the Concord/Scioto  
Community New Community Authority District

1  
RESOLUTION NO. 25-433

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS  
FROM REGULAR MEETING HELD JUNE 9, 2025:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the “Board”) met in regular session on  
June 9, 2025; 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 Mrs. Lewis Aye Mr. Merrell Aye Mr. Benton Aye

2  
PUBLIC COMMENT

3  
RESOLUTION NO. 25-434

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES,  
AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR 0611 AND MEMO TRANSFERS  
IN BATCH NUMBERS MTAPR 0611:

It was moved by Mr. Merrell, seconded by Mr. Benton, to approve Then and Now Certificates, payment of  
warrants in batch numbers CMAPR 0611 and memo transfers in batch numbers MTAPR 0611:

PR Number	Vendor Name	Line Description	Account	Amount
R2503390	US DIGITAL DESIGNS INC	STATION 5 LIGHTNING STRIKE	60111901 - 5370	\$ 20,337.51
R2503391	ANDRITZ SEPARATION INC	REPAIRS TO D4LL CENTRIFUGE	66211900 - 5328	\$ 63,984.00
R2503397	SPARTAN WALL REPAIR	INTERIOR DRAINAGE SYSTEM - 109 N SANDUSKY	42011438 - 5410	\$ 7,860.00

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

4  
RESOLUTION NO. 25-435

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Sanitary Engineer is requesting that Erik McPeek attend Industrial Water Solutions Conference in  
Columbus, OH on June 24-25, 2025, at the cost of \$1,090.00

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

5  
RESOLUTION NO. 25-436

IN THE MATTER OF GRANTING ANNEXATION PETITION FROM AGENT FOR THE  
PETITIONER, DAVID HODGE, ESQ. AND ERIC ZARTMAN, ESQ., REQUESTING ANNEXATION

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**OF 50.885 ACRES OF LAND IN TRENTON TOWNSHIP TO THE CITY OF SUNBURY:**

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

WHEREAS, on May 15, 2025, the Clerk to the Board of the Delaware County Commissioners received an annexation petition filed by David Hodge Esq. and Eric Zartman, Esq., agent for the petitioners, requesting annexation of 50.885 acres, more or less, from Trenton Township to the City of Sunbury; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners grants the petition requesting annexation of 50.885 acres, more or less, from Trenton Township to the City of Sunbury.

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

**6  
RESOLUTION NO. 25-437**

**IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENT FOR THE PETITIONER, MICHAEL R. SHADE, ATTORNEY-AT-LAW, REQUESTING ANNEXATION OF 175.80 ACRES OF LAND IN DELAWARE TOWNSHIP AND 175.0 ACRES OF LAND IN TROY TOWNSHIP, FOR A TOTAL OF 350.80 ACRES TO THE CITY OF DELAWARE:**

It was moved by Mr. Benton, seconded by Mr. Merrell, to acknowledge that on June 3, 2025, the Clerk to the Board of Commissioners received a petition requesting annexation of 175.80 acres of land from Delaware Township and 175.0 acres of land in Troy Township, for a total of 350.80 acres to the City of Delaware.

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

**7  
RESOLUTION NO. 25-438**

**IN THE MATTER OF APPOINTING AND RE-APPOINTING MEMBERS TO THE DELAWARE-MORROW MENTAL HEALTH & RECOVERY SERVICES BOARD:**

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

WHEREAS, the Delaware-Morrow Mental Health and Recovery Services Board is the body established, pursuant to Chapter 340.02 of the Revised Code, to govern the joint alcohol, drug addiction, and mental health service district of Delaware and Morrow Counties; and

WHEREAS, the Delaware County Board of Commissioners (the “Board”) appoints members to the Delaware-Morrow Mental Health and Recovery Services Board for both expired and unexpired terms; and

WHEREAS, the term for the seat occupied by John Cruise will expire on June 30, 2025, and Mr. Cruise desires to be re-appointed and is eligible and not otherwise term-limited to be re-appointed; and

WHEREAS, the term for the seat occupied by Robert Horrocks will expire on June 30, 2025, and Mr. Horrocks has not applied to be re-appointed; and

WHEREAS, Brittany Maufort has applied for appointment to a term that will expire June 30, 2029, and meets the residency requirements stipulated by section 340.02(A) of the Revised Code; 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 current member of the Delaware-Morrow Mental Health and Recovery Services Board;

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.

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Section 2. The Board hereby re-appoints John Cruise as a member of the Delaware-Morrow Mental Health & Recovery Services Board for a term commencing July 1, 2025, and ending June 30, 2029.

Section 3. The Board hereby appoints Brittany Maufort as a member of the Delaware-Morrow Mental Health & Recovery Services Board for a term commencing July 1, 2025, and ending June 30, 2029.

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

8  
JARED MILLS, CHILDREN’S MUSEUM

PRESENTATION / INFORMATION TO BOARD OF COMMISSIONERS

9  
ERIC PENKAL, EXECUTIVE DIRECTOR, GUARDIANSHIP SERVICES BOARD

UPDATE / PRESENTATION ON GUARDIANSHIP SERVICES BOARD

10  
RESOLUTION NO. 25-439

IN THE MATTER OF APPROVING THE FIRST EXTENSION OF LEASE AGREEMENT WITH  
THE ALPHA GROUP OF DELAWARE, INC.:

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

WHEREAS, on July 1, 2010, the Delaware County Board of Commissioners (the “Board”) adopted Resolution No. 10-861, approving a lease agreement between the Board and the Alpha Group of Delaware, Inc. (“Alpha”) for the property known as 1000 Alpha Drive, Delaware, Ohio (the “Lease Agreement”); and

WHEREAS, the Lease Agreement terminates on June 30, 2025, and the Board and Alpha mutually desire to extend the term of the Lease Agreement;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, State of Ohio, hereby approves the following First Extension of Lease Agreement:

FIRST EXTENSION OF  
LEASE AGREEMENT

THIS FIRST EXTENSION OF LEASE AGREEMENT, dated July 1, 2010, is made and entered into on June 12, 2025, by and between the **Board of County Commissioners, Delaware County, Ohio**, hereinafter referred to as “Lessor” and **The Alpha Group of Delaware, Inc., an Ohio not-for-profit corporation**, hereinafter referred to as “Lessee.”

W I T N E S S E T H:

The Lessor and the Lessee mutually agree to extend and amend the Lease Agreement, pursuant to Section 31 of the Lease Agreement, as follows:

- 1. Section 2 of the Lease Agreement is hereby amended to extend the termination date of the Lease Agreement from June 30, 2025, to February 28, 2031.
- 2. Section 30 of the Lease Agreement is hereby amended to change the Lessor’s address for the purpose of notices to 91 North Sandusky Street, Delaware, Ohio 43015.
- 3. All other terms and conditions of the Lease Agreement not amended herein shall remain in full force and effect.

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

11  
RESOLUTION NO. 25-440

IN THE MATTER OF APPROVING A TEMPORARY USE PERMIT APPLICATION RELATED TO  
AN ALPHA GROUP OF DELAWARE EVENT:

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

WHEREAS, the Delaware County Board of Commissioners (the “Board”) owns the property known as 1000 Alpha Drive, Delaware, Ohio (the “Property”), which is leased to the Alpha Group of Delaware, Inc. (the “Alpha Group”); and

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WHEREAS, the Alpha Group is planning an event at the Property on September 11, 2025, that requires submission of a temporary use permit application to the City of Delaware;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, State of Ohio, hereby approves the temporary use permit application and authorizes the County Administrator to execute the application on behalf of the Board.

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

12  
TYLER J. COMPTON, ATTORNEY BRICKER & GRAYDON

9:45A.M. PUBLIC HEARING ON THE APPLICATIONS TO ADD CERTAIN REAL PROPERTY TO THE CONCORD/SCIOTO COMMUNITY NEW COMMUNITY AUTHORITY DISTRICT

The Board of Commissioners opened the hearing at 10:14 A.M.

The Board of Commissioners closed the hearing at 10:18 A.M.

RESOLUTION NO. 25-441

RESOLUTION APPROVING THE APPLICATIONS TO ADD CERTAIN PARCELS OF REAL PROPERTY TO THE CONCORD/SCIOTO COMMUNITY AUTHORITY DISTRICT AND TO AMEND THE PETITION FOR ESTABLISHMENT OF THE CONCORD/SCIOTO COMMUNITY AUTHORITY AS A NEW COMMUNITY AUTHORITY UNDER CHAPTER 349 OF THE OHIO REVISED CODE:

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

WHEREAS, pursuant to Chapter 349 of the Ohio Revised Code, Concord/Scioto Development, LLC, as developer of the Concord/Scioto Community Authority (the “Authority”), filed two (2) applications (the “Applications”) on May 9, 2025, with the Board of County Commissioners of Delaware County, Ohio (the “Board”) to add certain parcels of real property controlled by Concord/Scioto Development, LLC to the territory comprising the Authority (the “District”) and to amend the petition (the “Petition”) as originally filed with the Board for the establishment of the Authority; and

WHEREAS, the Board determined that the Applications are sufficient, in form and substance, by adoption of Resolution No. 25-365 on May 19, 2025; and

WHEREAS, this Board is the “organizational board of commissioners,” as that term is defined in Section 349.01(F) of the Ohio Revised Code, for the Authority; and

WHEREAS, on June 12, 2025, and pursuant to section 349.03(A) of the Revised Code, the Board held a public hearing on the Applications after public notice was duly published in accordance with section 349.03 of the Revised Code;

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

Section 1. The Board finds and determines that the addition of property to the District will be conducive to the public health, safety, convenience and welfare, and is intended to result in the continued development of a new community as defined in Section 349.01(A) of the Ohio Revised Code.

Section 2. The Applications are hereby accepted and shall be recorded, along with this Resolution, in the Journal of the Board of County Commissioners of Delaware County, Ohio, as the organizational board of commissioners.

Section 3. The boundary of the District shall be amended to include the territory set forth in Exhibit A attached to this Resolution.

Section 4. This Board finds and determines that all formal actions of the Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. This Resolution shall be in full force and effect immediately upon its adoption.

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**EXHIBIT A**

Situated in the State of Ohio, County of Delaware, Township of Liberty, in Farm Lots 29, 36, and 37, Quarter Township 3, Township 4, Range 19, United States Military District, being comprised of part of the following tracts of land: that 30.000 acre tract conveyed to Donald Scott Bauder and Kathy J. Bauder by deed of record in Official Record 598, Page 297, and those tracts conveyed to A & S Holding Company, Ltd. by deed of record in Official Record 1506, Page 1508, and all of those tracts conveyed to R. Andrew Curmode, Successor Trustee, by deed of record in Official Record 1969, Page 1503 (all references are to the records of the Recorder's Office, Delaware County, Ohio) and more particularly bounded and described as follows:

Beginning at the northeasterly corner of that 1.162 acre tract conveyed to Michael D. Susi and Kerree T. Susi by deed of record in Official Record 1499, Page 2756, in the southerly right of way line of Clark-Shaw Road;

Thence with the said southerly right of way line the following courses and distances:

North 85° 15' 55" East, a distance of 76.16 feet to a point;

North 03° 24' 12" East, a distance of 9.97 feet to a point; and

South 86° 32' 50" East, a distance of 434.48 feet to a point;

Thence the following courses and distances:

South 03° 10' 54" West, a distance of 714.73 feet to a point;

South 86° 24' 31" East, a distance of 295.19 feet to a point;

South 03° 16' 54" West, a distance of 834.12 feet to a point; and

South 86° 48' 59" East, a distance of 564.37 feet to a point in the westerly right of way line of the CSX Railroad;

Thence South 03° 26' 31" West, with said railroad right of way, a distance of 2113.31 feet to a point;

Thence the following courses and distances:

North 87° 03' 51" West, a distance of 202.27 feet to a point;

South 03° 29' 15" West, a distance of 150.01 feet to a point;

North 86° 57' 53" West, a distance of 135.44 feet to a point; and

South 03° 26' 29" West, a distance of 362.34 feet to a point in the northerly right of way line of Hyatts Road;

Thence North 86° 48' 45" West, with said northerly right of way line, a distance of 945.03 feet to a point;

Thence the following courses and distances:

North 03° 40' 44" East, a distance of 457.00 feet to a point;

North 86° 43' 40" West, a distance of 412.04 feet to a point;

North 03° 21' 50" East, a distance of 1081.70 feet to a point; and

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North 86° 44' 23" West, a distance of 495.97 feet to a point in the easterly right of way line of Sawmill Parkway;

Thence with said easterly right of way line the following courses and distances:

North 12° 50' 27" East, a distance of 762.43 feet to a point of curvature to the left; and

With the arc of said curve, having a central angle of 11° 55' 36", a radius of 3024.71 feet, an arc length of 629.62 feet, a chord bearing of North 06° 48' 51" East and chord distance of 628.48 feet to a point;

Thence the following courses and distances:

South 86° 00' 35" East, a distance of 427.07 feet to a point;

North 03° 59' 25" East, a distance of 93.89 feet to a point of curvature to the right;

With the arc of said curve, having a central angle of 193° 30' 50", a radius of 56.50 feet, an arc length of 190.83 feet, a chord bearing of North 03° 59' 25" East and chord distance of 112.22 feet to a point;

North 03° 59' 25" East, a distance of 143.89 feet to a point;

South 86° 00' 35" East, a distance of 357.00 feet to a point;

North 03° 59' 25" East, a distance of 194.04 feet to a point;

North 12° 12' 19" West, a distance of 116.88 feet to a point;

North 78° 34' 56" East, a distance of 180.51 feet to a point;

With the arc of a curve to the left, having a central angle of 42° 00' 45", a radius of 320.00 feet, an arc length of 234.64 feet, a chord bearing of North 41° 24' 47" West and chord distance of 229.42 feet to a point;

North 27° 34' 50" East, a distance of 60.00 feet to a point;

With the arc of a curve to the left, having a central angle of 22° 11' 24", a radius of 380.00 feet, an arc length of 147.17 feet, a chord bearing of North 73° 30' 52" West and chord distance of 146.25 feet to a point; and

North 03° 44' 09" East, a distance of 297.72 feet to the POINT OF BEGINNING, containing 132.52 acres of land, more or less.

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26.578 Acres

Situated in the State of Ohio, County of Delaware, Township of Liberty, located in part of Farm Lots 30 and 35, Quarter Township 3, Township 4, Range 19 of the United States Military District and being part of a 26.870 acre tract as described in a deed to Gerald D. Edwards and Brian K. Edwards in Book 1884 page 754 and Eugene G. Bernard and Jessica R. Bernard in Book 2016 page 442 (All records are on file at the Recorder's Office, Delaware County, Ohio) and said parcel being more fully described as follows:

**Commencing** at a 1" iron pipe found at the southwesterly corner of Farm Lot 36, the southeasterly corner of Farm Lot 35, the northwesterly corner of Farm Lot 37 and the northeasterly corner of Farm Lot 38;

Thence North 86° 16' 22" West, following the southerly line of said Farm Lot 35, for a distance of 390.83 feet to a ¾" iron pipe found at the southeasterly corner of said 26.870 acre tract and the southwesterly corner of a 30.00 acre tract as described in a deed to Donald Scott Bauder and Kathy J. Bauder in D.V. 598 page 299 being the **True Place of Beginning** of the parcel herein described;

Thence North 86° 16' 22" West, continuing along the southerly line of Farm Lot 35 and the southerly line of said 26.870 acre tract, for a distance of 438.03 feet to a ¾" iron pipe found at the southwesterly corner of said 26.870 acre tract and a corner common with a 42.786 acre tract as described in a deed to Rockford Homes, Inc. in Book 1610 page 39;

Thence North 03° 40' 15" East, following the westerly line of said 26.870 acre tract, the easterly line of said 42.786 acre tract and then the easterly line of a 87.471 acre tract as described in a deed to Clarkshaw Reserve I LLC in Book 1610 page 51, for a distance of 2,670.05 feet to the northwesterly corner of said 26.870 acre tract, the northeasterly corner of said 87.471 acre tract and being on the centerline of Clark-Shaw Road;

Thence South 86° 39' 41" East, following the northerly line of said 26.870 acre tract and the centerline of said road, for a distance of 228.81 feet to the northwesterly corner of a 0.288 right of way parcel as described in a deed to Delaware County, Ohio Board of Commissioners in Book 1260 page 1041;

Thence South 03° 24' 55" West, passing through said 26.870 acre tract and following the westerly line of said 0.288 acre parcel, for a distance of 60.00 feet to the southerly line of Clark-shaw Road;

Thence South 86° 39' 41" East, continuing through said 26.870 acre tract and along the southerly line of Clark-shaw Road, for a distance of 209.07 feet to easterly line of said 26.870 acre tract and the westerly line of La Gioconda Subdivision as shown in Plat Cabinet 3 slide 80;

Thence South 03° 40' 24" West, following the easterly line of said 26.870 acre tract, the westerly line of said La Gioconda and then the westerly line of said 30.00 acre tract, passing an iron pin

found with a 'Fox' identifying cap at 1,212.17 feet, for a total distance of 2,613.02 feet to the **True Place of Beginning**, and containing within said bounds 1,157,738 square feet or 26.578 acres of land, more or less, within Delaware County Auditor Parcel No. 41934002012000 of which 0.194 acres are within present road occupied by Clark-shaw Road.

Delaware County Auditor Parcel Acreage Breakdown:

Farm Lot 30: 13.188 Acres

Farm Lot 35: 13.390 Acres

'North' for this description is based the centerline of Clark-Shaw Road as being South 86° 39' 41" East established by VRS/GNSS survey performed by ms consultants, inc. on November 19, 2022 and is tied to the Ohio State Plane Coordinate, North Zone and referenced to the North American Datum of 1983(2011).

The above description was prepared under the direction and supervision by Chad S. Snow, Registered Professional Surveyor No. 8559.

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13  
RESOLUTION NO. 25-442

IN THE MATTER OF APPROVING AN ADDENDUM TO CUSTOMER SUPPLY AGREEMENT  
BETWEEN FREEPOINT ENERGY SOLUTIONS AND THE DELAWARE COUNTY BOARD OF  
COMMISSIONERS FOR ELECTRICITY GENERATION:

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

WHEREAS, the Director Facilities recommends approving an addendum to the Customer Supply Agreement with Freepoint Energy Solutions for Electricity Generation;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners approves addendum to the Customer Supply agreement with Freepoint Energy Solutions for Electricity Generation.

ADDENDUM TO ELECTRICITY SUPPLY AGREEMENT

Freepoint Energy Solutions LLC (“Seller”) and Delaware County (“Customer”) have previously entered into the Electricity Supply Agreement dated as of 4/28/2025 (the “Agreement”) and have now agreed to amend the Agreement as further set forth below (“Addendum”).

☒ Add new Facility(ies) to the Agreement as set forth in the in the Exhibit A – Add Facility Attachment to this Addendum. (Please populate and attach the Exhibit A – Add Facility Attachment to this Addendum).

☐  
Remove from the electricity supply provided by Seller under the Agreement the Facility(ies) set forth in the Exhibit B - Delete Facility Attachment to this Addendum. (Please populate and attach the Exhibit B – Delete Facility Attachment to this Addendum).

Except as amended herein, all terms and conditions of the Agreement are expressly reaffirmed and will continue in full force and effect.

This Addendum may be executed and delivered in counterparts (including by facsimile or electronic transmission), each of which will be deemed an original. All capitalized terms not otherwise defined in this Addendum shall have the meanings ascribed to them in the Agreement. For the avoidance of doubt, Customer understands and agrees that the Price specified in the Agreement is based on certain attributes associated with the initial Facilities supplied under the Agreement and if such attributes change or if Facilities with different attributes are added to the Agreement, Customer shall be responsible for payment of the costs, charges and/or losses incurred by Seller resulting from such change, including additional ISO or Utility charges. This Addendum will be governed by and construed in accordance with the governing law of the Agreement.

This Addendum will not become binding and effective until it is executed or verbally authorized by Customer and executed by Seller.

(Copy of fully executed addendum on file with the Commissioners’ Office until no longer of administrative value).

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

14  
ADMINISTRATOR REPORTS

**CA Davies** – Attorney Hochstettler testified at the State House on House Bill 237

**DCA Huston** – Nothing to report.

**Attorney Hochstettler** – Nothing to report.

15  
COMMISSIONERS’ COMMITTEES REPORTS

**Commissioner Benton** – attended the State Advisory Board for Ag Easement program, CCAO meeting on 06/11/25. He will be attending the Farm Bureau breakfast tomorrow.

**Commissioner Merrell** – just returned from vacation. He will be attending a ribbon cutting and Farm Bureau breakfast tomorrow.

**Commissioner Lewis** – Nothing to report.



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16  
RESOLUTION NO. 25-443

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF  
APPOINTMENT OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:

It was moved by Mr. Benton, seconded by Mr. Merrell, 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 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 Appointment of a Public Employee or a Public Official.

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

17  
RESOLUTION NO. 25-444

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Merrell, 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.

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Jeff Benton

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Barb Lewis

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Gary Merrell

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Jennifer Walraven, Clerk to the Commissioners