

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

WHEREAS, Delaware County recognizes the importance of providing innovative programming such as diversion and restorative justice to ensure that youth are given opportunities for second chances and support so

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that they may grow to become contributing members of their communities; and

WHEREAS, Delaware County supports efforts to create a juvenile justice system that is equitable and responsive to the unique developmental needs of young people, ensuring access to the resources and support needed to achieve their full potential; and

WHEREAS, the goal of Youth Justice Action Month is to advance a vision that all children, youth and families have opportunities to live safe, fulfilling lives in their communities.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners hereby recognizes October 2025 as Youth Justice Action Month in Delaware County and we call upon the residents and institutions of this county to engage in efforts to support programs in our community that are designed to meet the needs of youth and children who are involved with or at risk of becoming involved with the juvenile justice system.

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

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RESOLUTION NO. 25-798

**IN THE MATTER OF THE DELAWARE COUNTY COMMISSIONERS RECOGNIZING
AND COMMEMORATING THE 80TH ANNIVERSARY OF NATIONAL DISABILITY
EMPLOYMENT AWARENESS MONTH:**

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

WHEREAS, October 2025 marks the 80th anniversary of National Disability Employment Awareness Month (NDEAM), a nationwide observance that honors the contributions of workers with disabilities past and present; and

WHEREAS, the purpose of NDEAM is to celebrate the skills, talents, and achievements of America’s workers with disabilities; and

WHEREAS, this commemoration began in 1945 as a week focused on people with physical disabilities and, in 1988, was expanded by Congress to a month-long celebration of people with all types of disabilities; and

WHEREAS, workplaces that welcome the talents of all people, including people with disabilities, are essential to building thriving businesses, stronger communities, and a more resilient economy.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Commissioners proudly recognize and commemorate the 80th anniversary of National Disability Employment Awareness Month; renew our commitment to ensuring people with disabilities have every opportunity to pursue meaningful careers and achieve the American Dream—not only in October, but throughout the year; and designate the month of October 2025 as Disability Employment Awareness Month in Delaware County.

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

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RESOLUTION NO. 25-799

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

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

WHEREAS, on May 29, 2025, the Delaware County Board of Commissioners (the “Board”) passed Resolution No. 25-394, adopting a Delaware County Facility Use 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 Facility Use Permit Form; and

WHEREAS, the Policy requires approval from the Board for use of county facilities by groups of thirty or more participants;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners hereby grants a facility use permit to Syntero for the use of the large meeting room at the Byxbe Campus for its Annual Meeting on December 9, 2025; at a flat fee of \$25.00.

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

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RESOLUTION NO. 25-800

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

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

WHEREAS, on May 29, 2025, the Delaware County Board of Commissioners (the “Board”) passed Resolution No. 25-394, adopting a Delaware County Facility Use 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 Facility Use Permit Form; and

WHEREAS, the Policy requires approval from the Board for use of county facilities by groups of thirty or more participants;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners hereby grants a facility use permit to the Delaware County Veterans Service Office for the use of the front lawn and monuments at the Historic Courthouse for a Veterans Day Ceremony on November 11, 2025; at no cost.

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

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RESOLUTION NO. 25-801

IN THE MATTER OF AUTHORIZING NANCY K. KRUEGER, CHIEF COMPLIANCE OFFICER FOR THE DELAWARE COUNTY AUDITOR, TO SUBMIT CLAIMS TO RECOVER UNCLAIMED FUNDS REPORTED BY THE OHIO DEPARTMENT OF COMMERCE ON BEHALF OF DELAWARE COUNTY:

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

WHEREAS, pursuant to Chapter 169 of the Revised Code, unclaimed funds may be reported and remitted to the Ohio Department of Commerce, Division of Unclaimed Funds; and

WHEREAS, there may be unclaimed funds that belong to Delaware County, or an officer, agency, board, bureau, commission, division, department, authority, court, or instrumentality thereof; and

WHEREAS, the Ohio Auditor of State has issued Bulletin 2025-008, offering instructions to public offices regarding the process for submitting claims for unclaimed funds, including proof of authority to recover the funds in the form of a resolution identifying the claimant by name and authorizing the claimant to recover unclaimed funds reported by the Department of Commerce on behalf of the local government entity; and

WHEREAS, Nancy K. Krueger, Chief Compliance Officer for the Delaware County Auditor, has researched the unclaimed funds database and identified funds that belong to Delaware County; and

WHEREAS, the Delaware County Board of Commissioners (the “Board”) wishes to authorize Nancy K. Krueger, in her capacity as Chief Compliance Officer for the Delaware County Auditor, to submit claims to recover unclaimed funds reported by the Ohio Department of Commerce on behalf of Delaware County;

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

Section 1. The Board hereby authorizes Nancy K. Krueger, in her capacity as Chief Compliance Officer for the Delaware County Auditor, to submit claims to recover unclaimed funds reported by the Ohio Department of Commerce on behalf of Delaware County, or an officer, agency, board, bureau, commission, division, department, authority, court, or instrumentality thereof.

Section 2. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Board or any of its committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including Ohio Revised Code Section 121.22.

Section 3. This Resolution shall be in full force and effect immediately upon its adoption.

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

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RESOLUTION NO. 25-802

IN THE MATTER OF ESTABLISHING A NEW FUND AND AN ORGANIZATION KEY,
APPROVING AN ADVANCE OF FUNDS, SUPPLEMENTAL APPROPRIATIONS AND A
TRANSFER OF APPROPRIATIONS:

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

New Fund		
325	Foster Youth Benefits	
351	Riverby	
378	Human Trafficking Project	
New Organization Keys		
32511617	Foster Youth Benefits	
35111346	Riverby	
37826328	Human Trafficking Project	
Advance of Funds		
10011102-8500	37826328-8400	17,500.00
Commissioners General/Advance Out	Human Trafficking Project/Advance In	
Supplemental Appropriations		
32511617-5348	Foster Youth Benefits/Client Benefits	5,000.00
35111346-5375	Riverby/Election & Settlement Services	2,030.00
35111346-5601	Riverby/Grants-In-Aid	99,507.00
37826328-5001	Human Trafficking Project/Compensation	15,000.00
37826328-5101	Human Trafficking Project/Health Insurance	1,100.00
37826328-5102	Human Trafficking Project/Workers Comp	180.00
37826328-5120	Human Trafficking Project/Opers	1,000.00
37826328-5131	Human Trafficking Project/Medicare	220.00
Transfer of Appropriations:		
From:	To:	
20315101-5450	20315101-5321	750,000.00
Data Center/Machinery & Equip (>5,000)	Data Center/Software Licenses-Subscription	

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

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RESOLUTION NO.25-803

IN THE MATTER OF AWARDING A BID AND APPROVING A CONTRACT BETWEEN THE
DELAWARE COUNTY COMMISSIONERS AND DOUBLE Z CONSTRUCTION COMPANY FOR
DEL-SR3-4.60 STATE ROUTE 3 AND LEWIS CENTER ROAD INTERSECTION
IMPROVEMENTS:

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

WHEREAS, as the result of the bid opening for the project known as State Route 3 and Lewis Center Road Intersection Improvements (Project ID: DEL-SR3-4.60), the County Engineer recommends that a bid award be made to Double Z Construction Company, the low bidder for the project; and

WHEREAS, the County Engineer recommends approval of the contract between the Delaware County Commissioners and Double Z Construction Company for the project;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners awards the bid to and approves the following contract with Double Z Construction Company for DEL-SR3-.4.60 State Route 3 and Lewis Center Road Intersection Improvements:

CONTRACT

THIS AGREEMENT is made this 6th day of October, 2025, by and between Double Z Construction Company, 2550 Harrison Road, Columbus, Ohio 43204, hereinafter called the “Contractor” and the Delaware County Commissioners, hereinafter called the “Owner”.

The Contractor and the Owner for the considerations stated herein mutually agree as follows:

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ARTICLE 1. Statement of Work

The Contractor shall furnish all supervision, technical personnel, labor, materials, machinery, tools, equipment, and services, including utility and transportation services, and perform and complete all work required for the construction of the improvements embraced in the project named “DEL-SR3-4.60 State Route and Lewis Center Road Intersection Improvements”, and required supplemental work for the project all in strict accordance with the Contract Documents.

ARTICLE 2. The Contract Price

The Owner will pay the Contractor for the total quantities of work performed at the unit prices stipulated in the Bid for the respective items of work completed for the sum not to exceed Four Million Four Hundred Eighty-Nine Thousand Eight Hundred Thirty-Three Dollars and Sixteen Cents (\$4,489,833.16) subject to additions and deductions as provided in the Contract Documents.

ARTICLE 3. Contract

The executed Contract Documents shall consist of the following:

- a. This Agreement
- b. Addenda
- c. Invitation to Bid
- d. Instructions to Bidders
- e. Signed copy of bid
- f. Work Specifications (including all plans, drawings, etc.)
- g. Specifications – General Provisions
- h. Federal and State Requirements

This Agreement, together with other documents enumerated in this ARTICLE 3, which said other documents are as fully a part of the Contract as if hereto attached or herein repeated, forms the Contract between the parties hereto. In the event that any provision in any component part of this Contract conflicts with any provision of any other component part, the provision of the component part first enumerated in this ARTICLE 3 shall govern except as otherwise specifically stated.

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

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RESOLUTION NO. 25-804

IN THE MATTER OF AWARDING A BID AND APPROVING A CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND ENVIRO-CONSTRUCTION COMPANY LLC FOR THE PROJECT KNOWN AS THE SLATE LICK WATERSHED DRAINAGE IMPROVEMENT PROJECT:

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

Slate Lick Watershed Drainage Improvement Project Bid Opening of September 9, 2025

WHEREAS, as the result of the above referenced bid opening, the County Engineer recommends that a bid award be made to Enviro-Construction Company LLC, the low bidder for the project; and

WHEREAS, the County Engineer recommends approval of the contract between the Delaware County Commissioners and Enviro-Construction Company LLC;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners awards the bid to and approves the following contract with Enviro-Construction Company LLC, for the Slate Lick Watershed Drainage Improvement Project:

CONTRACT

THIS AGREEMENT is made this 6th day of October 2025, by and between Enviro-Construction Company LLC, 8492 Jug Street Alexandria OH 43001, hereinafter called the “Contractor,” and the Delaware County Board of Commissioners, hereinafter called the “Owner.”

The Contractor and the Owner, for the consideration stated herein, mutually agree as follows:

ARTICLE 1. Statement of Work

The Contractor shall furnish all supervision, technical personnel, labor, materials, machinery, tools, equipment, and services, including utility and transportation services, and perform and complete all work required for the construction of the improvements embraced in the project named “Slate Lick Watershed Drainage Improvement Project” and required supplemental work for the project all in strict accordance with the Contract Documents.

ARTICLE 2. The Contract Price

The Owner will pay the Contractor for the total quantities or work performed at the unit prices stipulated in the Bid for the respective items or work completed for the sum not to exceed THIRTY-FOUR THOUSAND SEVEN HUNDRED NINETY-FOUR DOLLARS AND ZERO CENTS (\$34,794.00), subject to additions and

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deductions as provided in the Contract Documents.

ARTICLE 3. Contract

The executed Contract Documents shall consist of the following:

- a. This Agreement
- b. Addenda
- c. Invitation to Bid
- d. Instructions to Bidders
- e. Signed copy of bid
- f. Work Specifications (including all plans, drawings, etc.)
- g. Specifications - General Provisions
- h. Federal and State Requirements

This Agreement, together with other documents enumerated in this ARTICLE 3, which said other documents are as fully a part of the Contract as if hereto attached or herein repeated, forms the Contract between the parties hereto. In the event that any provision in any component part of this Contract conflicts with any provision of any other component part, the provision of the component part first enumerated in this ARTICLE 3 shall govern except as otherwise specifically stated.

IN WITNESS WHEREOF, the parties hereto have caused this AGREEMENT to be executed in three original copies on the day and year first above written.

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

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RESOLUTION NO. 25-805

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

It was moved by Mr. Benton, seconded by Mr. Merrell, 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:

PERMITS	APPLICANT	LOCATION	TYPE OF WORK
UT2025-0263	COLUMBIA GAS	NEVERLAND DR& OWENFIELD DR	GAS LINE
UT2025-0264	FRONTIER	OLD STATE RD	FIBER OPTIC CABLE
UT2025-0265	FRONTIER	LIBERTY RD & BUNTY STATION RD	FIBER OPTIC CABLE
UT2025-0266	FRONTIER	VARIOUS	FIBER OPTIC CABLE
UT2025-0267	FRONTIER	W ORANGE RD	FIBER OPTIC CABLE
UT2025-0268	FRONTIER	GOODING BLVD & NOTCHBROOK DR	FIBER OPTIC CABLE
UT2025-0269	FRONTIER	VARIOUS	FIBER OPTIC CABLE
UT2025-0270	FRONTIER	BIG WALNUT RD	ROAD BORE
UT2025-0271	FRONTIER	CURVE RD & ROLOSON RD	ROAD BORE

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

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ADMINISTRATOR REPORTS

CA Davies – will be attending the TID meeting and DCFA meeting on Wednesday.

DCA Huston and Attorney Hochstettler – Nothing to report.

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COMMISSIONERS’ COMMITTEES REPORTS

Commissioner Merrell – attended a CCAO budget meeting on 10/03/25 and Hayes Days on 10/04/25.

Commissioner Benton – attended a CCAO budget meeting, Hayes Days, Habitat for Humanity home dedication, MORPC Executive Committee meeting and the Columbus Zoo Lantern Festival.

Commissioner Lewis – Nothing to report.

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RESOLUTION NO. 25-806

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IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION TO CONSIDER THE
PURCHASE OF PROPERTY FOR PUBLIC PURPOSES AND FOR PENDING OR IMMINENT
LITIGATION:

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 to consider the Purchase of Property for Public Purpose and for Pending or Imminent Litigation.

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

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RESOLUTION NO. 25-807

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 Mrs. Lewis Aye Mr. Merrell Aye Mr. Benton Absent

There being no further business, the meeting adjourned.

Jeff Benton

Barb Lewis

Gary Merrell

Jennifer Walraven, Clerk to the Commissioners