

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

Vote on Motion	Mr. Merrell	Aye	Mr. Benton	Aye	Mrs. Lewis	Aye
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RESOLUTION NO. 25-1013

IN THE MATTER OF A TRANSFER LIQUOR LICENSE REQUEST FROM AVIDA NAILS SPA & LOUNGE LLC DBA AVIDA NAILS TO LUCASAMY LLC DBA AVIDA NAILS AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:

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

WHEREAS, the Ohio Division of Liquor Control has notified the Delaware County Board of Commissioners of a transfer of a D1 and D2 license from Avida Nails Spa & Lounge LLC dba Avida Nails to Lucasamy LLC dba Avida Nails, located at 8593 Owenfield Drive, Powell, Ohio 43065; and

WHEREAS, the Delaware County Board of Commissioners has found no reason to file an objection;

NOW, THEREFORE, BE IT RESOLVED that the Clerk of the Board shall complete the necessary forms and notify the Ohio Division of Liquor Control that no objections are made and no hearing is requested by this Board of County Commissioners.

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

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RESOLUTION NO. 25-1014

IN THE MATTER OF AUTHORIZING THE COUNTY ADMINISTRATOR TO PREPARE AND CAUSE DELIVERY OF NOTICES TO THE OLENTANGY LOCAL SCHOOL DISTRICT AND THE DELAWARE AREA CAREER CENTER, PURSUANT TO R.C. 5709.83, IN CONNECTION WITH THE PROPOSED EXTENSION OF TAX INCREMENT FINANCING EXEMPTIONS:

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

WHEREAS, on December 17, 2018, the Delaware County Board of Commissioners (the “Board”) adopted Resolution No. 18-1396 (the “Evans Farm 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 Evans Farm TIF Resolution to extend, for a period not exceeding thirty (30) additional years, the exemptions from taxation of improvements to the parcels granted pursuant to the Evans Farm TIF Resolution, if certain conditions are met; and

WHEREAS, prior to final approval of the resolution extending the exemptions, the Board shall deliver notices to the Olentangy Local School District and the Delaware Area Career Center, pursuant to section 5790.83 of the Revised Code; and

WHEREAS, pursuant to section 305.30 of the Revised Code, the Board may authorize the County Administrator to perform such duties as the Board may determine or assign by resolution;

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

Section 1. The Board hereby authorizes the County Administrator to prepare and cause delivery of notices to the Olentangy Local School District and the Delaware Area Career Center, pursuant to section 5709.83 of the Revised Code, in connection with the proposed extension of the tax increment financing exemptions in the Evans Farm TIF Resolution.

Section 2. This Resolution shall take effect immediately upon adoption.

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

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RESOLUTION NO. 25-1015

IN THE MATTER OF ESTABLISHING A NEW FUND AND ORGANIZATION KEYS:

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

New Fund		
773	FCFC Services	
New Organization Keys		

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77361610	Family Centered Services & Supports	
77361611	Multi-System Youth	
77361612	Flexible Funding Pool	

Supplemental Appropriations

77361610-5348	Family Centered Services & Supports /Client Services	\$25,000.00
77361611-5319	Multi-System Youth /Reimbursements/Refunds	\$30,000.00
77361611-5342	Multi-System Youth /Meical & Health Related Serv	\$55,000.00
77361611-5348	Multi-System Youth /Client Services	\$25,000.00
77361612-5342	Flexible Funding Pool / Meical & Health Related Serv	\$35,000.00
77361612-5348	Flexible Funding Pool / Client Services	\$35,000.00
Vote on Motion	Mr. Merrell Aye Mr. Benton Aye Mrs. Lewis Aye	

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RESOLUTION NO. 25-1016

IN THE MATTER OF AWARDING A BID AND APPROVING A CONTRACT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND B&K LEHNER EXCAVATING LLC FOR THE PROJECT KNOWN AS THE NORRIS RUN WATERSHED DRAINAGE IMPROVEMENT PROJECT:

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

Norris Run Watershed Drainage Improvement Project Bid Opening of November 4, 2025

WHEREAS, as the result of the above referenced bid opening, the County Engineer recommends that a bid award be made to B&K Lehner Excavating LLC, the low bidder for the project; and

WHEREAS, the County Engineer recommends approval of the contract between the Delaware County Commissioners and B&K Lehner Excavating LLC;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners awards the bid to and approves the following contract with B&K Lehner Excavating LLC, for the Norris Run Watershed Drainage Improvement Project:

CONTRACT

THIS AGREEMENT is made this 1st day of December, 2025, by and between B&K Lehner Excavating LLC, 2356 Troy Road, Delaware, Ohio 43015-9737, 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 “Norris Run 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 ONE MILLION ONE HUNDRED NINETY-NINE THOUSAND SEVEN HUNDRED NINETY-SEVEN DOLLARS AND THIRTY-NINE CENTS (\$1,199,797.39), 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

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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. 25-1017

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

It was moved by Mr. Merrell, 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:

PERMIT	APPLICANT	LOCATION	TYPE OF WORK
UT2025-0340	AEP	GREEN MEADOWS & GRAPHICS WAY	INSTALL POLES
UT2025-0341	AEP	SAWMILL PKWY & CLARK SHAW	INSTALL POLES
UT2025-0342	SPECTRUM	PLUMB RD	ROAD BORE
UT2025-0343	FRONTIER	MULTIPLE RDS	FIBER OPTIC CABLE
UT2025-0344	CINCINNATI BELL	EAGLES LANDING & BOONE	FIBER OPTIC CABLE
UT2025-0345	AEP	PEACHBLOW	INSTALL POLES
UT2025-0346	AEP	HYATTS RD	INSTALL POLES
UT2025-0347	FRONTIER	VARIOUS	FIBER OPTIC CABLE
UT2025-0348	FRONTIER	VARIOUS	FIBER OPTIC CABLE
UT2025-0349	FRONTIER	AFRICA & CHESHIRE RDS	FIBER OPTIC CABLE

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

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RESOLUTION NO. 25-1018

IN THE MATTER OF APPROVING PLANS, SPECIFICATIONS, ESTIMATE AND SETTING THE BID DATE FOR THE PROJECT KNOWN AS DEL-CR098-1.58 PEACHBLOW ROAD AND PIATT ROAD ROUNDABOUT PROJECT:

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

WHEREAS, the County Engineer has prepared, and recommends approval of, the Plans, Estimate, Bid Specifications and Bid Opening Date and Time for the DEL-CR098-1.58 Peachblow Road and Piatt Road Roundabout Project;

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

Section 1. The Board hereby approves the plans, specifications and estimate for the project known as the DEL-CR098-1.58 Peachblow Road and Piatt Road Roundabout Project.

Section 2. The Board hereby authorizes the County Engineer to advertise for and receive bids on behalf of the Board in accordance with the following Advertisement for Bids:

Public Notice
Advertisement for Bids

Bids shall be submitted electronically through the www.bidexpress.com webservice until 10:00 am on Tuesday, January 13, 2026, at which time they will be publicly received and read aloud, for the project known as:

DEL-CR098-1.58
Peachblow Road and Piatt Road Roundabout Project

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

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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 “Public Notices and Bids” page at <https://co.delaware.oh.us/media-room/bids/> and the County’s social media account, pursuant to Ohio Revised Code Section 307.87(A)(3).

The Owner requires that all work associated with the project be completed before July 13, 2026. The estimated commencement of work date is January 26, 2026.

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 County Engineer’s Office website advertisement dates: December 5, 2025

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

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RESOLUTION NO. 25-1019

IN THE MATTER OF APPROVING PLANS, SPECIFICATIONS, ESTIMATE AND SETTING THE
BID DATE FOR THE PROJECT KNOWN AS DEL-TR109-2.87 BIG WALNUT ROAD AND TUSSIC
STREET ROAD ROUNDABOUT PROJECT:

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

WHEREAS, the County Engineer has prepared, and recommends approval of, the Plans, Estimate, Bid Specifications and Bid Opening Date and Time for the DEL-TR109-2.87 Big Walnut Road and Tussic Street Road Roundabout Project;

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

Section 1. The Board hereby approves the plans, specifications and estimate for the project known as the DEL- TR109-2.87 Big Walnut Road and Tussic Street Road Roundabout Project.

Section 2. The Board hereby authorizes the County Engineer to advertise for and receive bids on behalf of the Board in accordance with the following Advertisement for Bids:

Public Notice
Advertisement for Bids

Bids shall be submitted electronically through the www.bidexpress.com webservice until 10:00 am on Tuesday, January 20, 2026, at which time they will be publicly received and read aloud, for the project known as:

DEL-TR109-2.87
Big Walnut Road and Tussic Street Road Roundabout Project

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 “Public Notices and Bids” page at <https://co.delaware.oh.us/media-room/bids/> and the County’s social media account, pursuant to Ohio Revised Code Section 307.87(A)(3).

The Owner requires that all work associated with the project be completed before August 14, 2026. The estimated commencement of work date is February 2, 2026.

This is a prevailing wage contract in accordance with Ohio Revised Code Chapter 4115 and the requirements of

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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 County Engineer’s Office website advertisement dates: December 5, 2025

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

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RESOLUTION NO. 25-1020

IN THE MATTER OF APPROVING PLANS, SPECIFICATIONS, ESTIMATE AND SETTING THE
BID DATE FOR THE PROJECT KNOWN AS DEL-CR123-0.00 HYATTS ROAD AND S. SECTION
LINE ROAD ROUNDABOUT PROJECT:

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

WHEREAS, the County Engineer has prepared, and recommends approval of, the Plans, Estimate, Bid Specifications and Bid Opening Date and Time for the DEL-CR123-0.00 Hyatts Road and S. Section Line Road Roundabout Project;

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

- Section 1. The Board hereby approves the plans, specifications and estimate for the project known as the DEL- CR123-0.00 Hyatts Road and S. Section Line Road Roundabout Project.
- Section 2. The Board hereby authorizes the County Engineer to advertise for and receive bids on behalf of the Board in accordance with the following Advertisement for Bids:

Public Notice
Advertisement for Bids

Bids shall be submitted electronically through the www.bidexpress.com webservice until 10:00 am on Tuesday, January 13, 2026, at which time they will be publicly received and read aloud, for the project known as:

DEL-CR123-0.00
Hyatts Road and S. Section Line Road Roundabout Project

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 “Public Notices and Bids” page at <https://co.delaware.oh.us/media-room/bids/> and the County’s social media account, pursuant to Ohio Revised Code Section 307.87(A)(3).

The Owner requires that all work associated with the project be completed before August 31, 2026. The estimated commencement of work date is January 26, 2026.

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 in the best interest of Delaware County .. The Board reserves the right to reject any or all bids.
Delaware County Engineer’s Office website advertisement dates: December 5, 2025

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

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ADMINISTRATOR REPORTS

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

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COMMISSIONERS’ COMMITTEES REPORTS

Commissioner Benton – will be attending the COAAA meeting on 12/2/25 and the CCAO conference beginning 12/4/25. Compliments to Commissioner Lewis on her role in the “Stepping Up” Program.

Commissioner Merrell – welcomes Chad Smith as a new member to the Economic Development team.

Commissioner Lewis – congrats to the Buckeyes and Coach Ryan Day (who is a Delaware County resident)

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RESOLUTION NO. 25-1021

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF
EMPLOYMENT AND COMPENSATION OF A PUBLIC EMPLOYEE OR A PUBLIC OFFICIAL
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 for consideration of Employment and Compensation of a Public Employee or a Public Official and for Pending or Imminent Litigation.

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

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RESOLUTION NO. 25-1022

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

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

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

There being no further business, the meeting adjourned.

Jeff Benton

Barb Lewis

Gary Merrell