

**COMMISSIONERS JOURNAL NO. 83 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD FEBRUARY 23, 2026**

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

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

**1
RESOLUTION NO. 26-121**

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 19, 2026:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the “Board”) met in regular session on February 19, 2026; 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. Benton Absent Mrs. Lewis Aye Mr. Merrell Aye

**2
PUBLIC COMMENT**

**3
RESOLUTION NO. 26-122**

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR 0220 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR 0220:

It was moved by Mrs. Lewis, seconded by Mr. Merrell, to approve Then and Now Certificates, payment of warrants in batch numbers CMAPR 0220, memo transfers in batch numbers MTAPR 0220 and Purchase Orders as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO' Increase			

<u>PR Number</u>	<u>Vendor Name</u>	<u>Line Description</u>	<u>Account</u>	<u>Amount</u>

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

**4
BROOKE BIHLMAN, PUBLIC AFFAIRS LIAISON FOR THE OHIO TREASURER OF STATE,
ROBERT SPRAGUE**

UPDATE ON PROGRAM - BUCKEYE BUSINESS ADVANTAGE

**5
RETIREMENT CAPTAIN KEVIN SAVAGE**

RESOLUTION NO. 26 -123

IN THE MATTER OF DECLARING COUNTY PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE AND AUTHORIZING THE SALE OF THE PERSONAL PROPERTY TO CAPTAIN KEVIN SAVAGE ON THE OCCASION OF HIS RETIREMENT:

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

WHEREAS, Delaware County Sheriff’s Captain Kevin Savage retired from the Sheriff’s Office in good standing with the office; and

WHEREAS, Captain Kevin Savage’s assigned duty firearm, Sig Sauer Caliber 9mm, Model P365XL – Serial

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#66F761768 (the "Firearm") is no longer needed for public use; and

WHEREAS, Delaware County wishes to permit Captain Kevin Savage to purchase the Firearm for One Dollar (\$1.00), pursuant to section 307.12(B)(1) of the Revised Code;

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

Section 1. The Firearm is no longer needed for public use and authorizes the sale of the Firearm to Captain Kevin Savage for One Dollar (\$1.00).

Section 2. The sale of the Firearm shall be conditioned upon Captain Kevin Savage accepting the Firearm "as is" and accepting sole responsibility for the care and maintenance of the Firearm. The sale of the Firearm is further conditioned upon the deputy executing and submitting an Acknowledgement and Release from Liability.

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

**6
RESOLUTION NO. 26-124**

RESOLUTION OF NECESSITY FOR THE PURCHASE OR LEASE OF MOTOR VEHICLES FOR THE USE OF THE COUNTY SHERIFF OR HIS EMPLOYEES:

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

WHEREAS, pursuant to section 307.41 of the Revised Code, the Board of Commissioners of Delaware County, Ohio (the "Board") may find, by resolution of necessity, that it is necessary to expend county monies for the purchase or lease of motor vehicles to be used by the County Commissioners, by any county department, board, commission, office or agency, or by any elected county official or his or her employees; and

WHEREAS, the Board has before it a request from the Sheriff's Office to expend county monies for the purchase of new cruisers; and

WHEREAS, the cruisers are available for purchase through the State of Ohio's cooperative purchasing program (the "Program") from Statewide Ford-Lincoln-Mercury, Inc., the authorized supplier for Program Contract #RSI031795;

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

Section 1. The Board hereby declares that it is necessary to expend county monies for the purchase of new motor vehicles to be used by the County Sheriff or his employees for the following reasons: (1) existing cruisers have reached the end of their useful service lives; (2) new cruisers are necessary to provide safe and reliable transportation for the County Sheriff and his employees; and (3) new cruisers will ensure optimal service, safety, and security for the citizens of Delaware County.

Section 2. The Board hereby authorizes the purchase of ten (10) 2026 Ford Police SUVs at a cost of \$62,857.00 each, and one (1) 2026 Ford Police K-9 SUV at a cost of \$68,121.00, from Statewide Ford-Lincoln-Mercury, Inc., and declares that the purchase of said vehicles shall be through the Program contract and terms and conditions set forth in State of Ohio Index No. GDC050, Contract #RSI031795.

Section 3. The Board hereby authorizes the Sheriff's Office to initiate the necessary purchase order(s) to Statewide Ford-Lincoln-Mercury, Inc., and hereby approves the purchase order(s) from fund 42311453-5450.

Section 4. The Clerk of the Board is hereby directed to certify a copy of this Resolution to the County Sheriff and the County Auditor.

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

**7
RESOLUTION NO. 26- 125**

IN THE MATTER OF AUTHORIZING THE USE OF PROCUREMENT CARDS FOR DELAWARE COUNTY BOARD OF DEVELOPMENTAL DISABILITIES:

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

WHEREAS, pursuant to section 301.29 of the Revised Code, the Board of Commissioners of Delaware County, by Resolution No. 04-1193, dated September 30, 2004, adopted a policy for the use of County Procurement Cards; and

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WHEREAS, the Board of Commissioners of Delaware County, by Resolution No. 11-1040, dated October 3, 2011, adopted amendments to the Policies and Procedures for the county procurement card program; and

WHEREAS, the Board of Commissioners has adopted the procurement card policy for the use of the card to pay for specific classes of work related expenses, without submitting a monthly estimate of the expenses, pursuant to section 301.29(F)(2) of the Revised Code;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, State of Ohio, authorizes the use of the following procurement cards to the limits indicated and for specific work related expenses designated in the Procurement Card Policy without submitting a monthly estimate of expenses:

Appointing Authority: Delaware County Board of Developmental Disabilities
Office/Department: Delaware County Board of Developmental Disabilities

Daily spending per card: \$5,000
Monthly spending per card: \$10,000
Single transaction limit: \$5,000
Daily number of transactions per card: 10
Monthly number of transactions per card: 50
Name on Card: James Thacker
Department Coordinator: Deborah Faulkner

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

**8
RESOLUTION NO. 26-126**

**IN THE MATTER OF SETTING THE BID DATE AND TIME TO RECEIVE BIDS FOR THE
POWELL ROAD & WALKER WOOD BOULEVARD SEWER IMPROVEMENT PROJECT:**

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

WHEREAS, Sewer District staff has prepared the contract documents and technical specifications for the Powell Road & Walker Wood Boulevard Sewer Improvement Project; and

WHEREAS, the Delaware County Regional Sewer District desires to solicit bids for the Powell Road & Walker Wood Boulevard Sewer Improvement Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, State of Ohio, hereby approves the specifications for the project known as Powell Road & Walker Wood Boulevard Sewer Improvement Project and authorizes the Sanitary Engineer to advertise for and receive bids for the project in accordance with the following Public Notice:

**PUBLIC NOTICE
ADVERTISEMENT FOR BIDS**

**DELAWARE COUNTY REGIONAL SEWER DISTRICT
POWELL ROAD & WALKER WOOD BOULEVARD SEWER IMPROVEMENT PROJECT**

Sealed Bids for the POWELL ROAD & WALKER WOOD BOULEVARD SEWER IMPROVEMENT PROJECT shall be submitted electronically through the www.bidexpress.com web service until 10:00 AM local time on Wednesday, March 25, 2026, at which time they will be publicly opened and read aloud.

The Bidder shall furnish all labor and material to construct the Powell Road & Walker Wood Boulevard Sewer Improvement Project, which is summarized as follows and shown in the contract documents:

- Powell Road: locate, expose, plug, and abandon two manholes within Powell Road; fill and abandon 509 linear feet of 10-inch sanitary sewer, and Powell Road restoration.
- Walker Wood Boulevard: Abandon existing manhole and 250 linear feet of existing sanitary sewer pipe, install two proposed manholes and 332 linear feet of proposed 8-in sanitary sewer, and site restoration.

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.

All proposals shall be submitted electronically through the web service www.bidexpress.com. A Bid must be accompanied by Bid security made payable to Owner, in the form of a certified or bank check or a Bid Bond issued by a surety meeting the requirements of Paragraphs 6.01 and 6.02 of the General Conditions and as may be modified by the Supplementary Conditions. The amount of a cashier's check or certified check must be at least TEN percent (10%) of the Bidder's maximum bid price (in accordance with Ohio Revised Code Chapter 1305). If a Bid Security is issued in the form of a Bid Bond by a surety meeting the requirements of Paragraphs 6.01 and 6.02

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of the General Conditions and as may be modified by the Supplementary Conditions and O.R.C. 153.54, it shall be equal to ONE HUNDRED percent (100%) of the Bidder’s maximum Bid Price. Bid security furnished in bond form shall be issued by a Surety Company or Corporation licensed in the State of Ohio to provide said surety.

The County reserves the right to reject any and all Bids, in whole or in part, to waive any informality in any or all Bids, to accept the Bid it deems lowest and best after the Bids have been examined and checked, and subject to the approval of the County Commissioners.

The Engineer’s Estimate is \$365,487.00.

A pre-Bid conference will be held on Thursday, March 5, 2026 at 10:00 A.M. by video conference call. Contact Kellie Pike at kpik@co.delaware.oh.us to request a video conference call invitation. Attendance at this conference is not required to bid.

No Bid shall be withdrawn for a period of sixty (60) days after being publicly opened and read. All Bidders must bid on all items listed on the Bid Form. The successful Bidder shall be required to furnish performance and payment bonds in the amount of 100% of the Contract Price. Carriers must be authorized to do business in the State of Ohio.

The Bid will be advertised on February 25, 2026 in the Delaware Gazette. The Bid will also be posted on the Delaware County Regional Sewer District’s website at <https://regionalsewer.co.delaware.oh.us> and may be accessed by selecting “Contractors” and then “Advertisement for Bids”.

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

**9
RESOLUTION NO. 26-127**

IN THE MATTER OF APPROVING A TRANSFER OF FUNDS FOR FAMILY AND CHILDREN FIRST COUNCIL:

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

Transfer of Funds

From	To	
77361612-5801	70161603-4601	\$9,571.75
Flexible Funding Pool/Transfers	FCFC General/Interfund Revenue	
77361610-5801	70161603-4601	\$2,385.03
Family Centered Svs & Support/Transfers	FCFC General/Interfund Revenue	

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

**10
RESOLUTION NO. 26-128**

IN THE MATTER OF APPROVING THE CHILD PLACEMENT SERVICES CONTRACT, FIRST AMENDMENT, AND SECOND AMENDMENT BETWEEN THE DELAWARE COUNTY BOARD OF COMMISSIONERS, THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, AND CHILD PLACEMENT PROVIDER ODADAS-HEALTH RECOVERY SERVICES, INC.:

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

WHEREAS, Delaware County contracts with Child Care Placement providers in accordance with state and federal regulations; and

WHEREAS, the Director of Job & Family Services recommends approval of the contract, first amendment, and second amendment with ODADAS-Health Recovery Services, Inc.;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners approves the following contract, first amendment, and second amendment for Child Care Placement provider ODADAS-Health Recovery Services, Inc.:

Child Placement Service	Per diem cost and per diem reimbursement for the following categories
<u>Name:</u> ODADAS-Health Recovery Services,	A. Maintenance
<u>Address:</u> 224 Columbus Road	B. Administration
	C. Case Management
	D. Transportation
	E. Other Direct Services (e.g., special diets,

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<p><u>Athens, Ohio 45701</u></p> <p><u>This Agreement in effect from</u> <u>01/01/2026 – 06/30/2026</u></p>	<p>clothing, insurance, respite care) F. Behavioral Healthcare G. Other costs - (any other cost the Agency has agreed to participate in)</p>
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**FIRST AMENDMENT TO THE AGREEMENT
FOR TITLE IV-E AGENCIES AND PROVIDERS FOR THE PROVISION OF CHILD PLACEMENT
BETWEEN DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND
ODADAS – HEALTH RECOVERY SERVICES, INC.**

This First Amendment to the Agreement for Title IV-E Agencies and Providers for the Provision of Child Placement Between Delaware County Department of Job and Family Services (“Agency”) and ODADAS – Health Recovery Services, Inc. (“Provider”) (“First Amendment”) is entered into this February 23rd, 2026.

Whereas, Agency and Provider have entered an Agreement for Title IV-E Agencies and Providers for the Provision of Child Placement with a term of 01/01/2026 through 06/30/2026 (“Agreement”); and

Whereas, Article XV of the Agreement allows the Parties to amend the Agreement via a written amendment signed by both parties; and,

Whereas, Agency and Provider desire and have agreed to amend the Agreement to include the additional terms and conditions set forth herein.

Now Therefore, the Parties agree to amend the Agreement as follows:

Section 1 – Supplemental Terms and Conditions

The following terms and conditions shall be added to and supplement the indicated sections of the Agreement:

A. Article II. This agreement shall have an initial service period of 01/01/2026 through 06/30/2026. By mutual consent, the Agency and Provider may determine that an extension of this contract is in the best interest of all Parties. Therefore, by mutual agreement of the Parties, the contract may be extended for two (2) additional consecutive years in one (1) year period increments. There shall be no increase in transaction costs nor a decrease in services, and all other terms of this contract remain unchanged, unless amended by a separate written amendment signed by all Parties. Extension is contingent upon the availability of funds, the terms of the grant agreement between the Agency, the state of Ohio and/or the federal government, as well as satisfactory performance by the Provider, and is subject to approval by the Agency, with renegotiation to be initiated by the Agency before the expiration of the existing service period.

B. Article V.A. Residential facilities that accept children for placement are to comply with the requirements of Rule 5101: 2-9-42 Qualified Residential Treatment Program (QRTP). Residential facilities must implement a trauma informed approach to maintain IV-E reimbursement.

C. Article V.F. Provider agrees to submit a monthly progress report as negotiated by the parties to the Children Services Assistant Director for each child no later than the twentieth (20th) day of each month. The progress report will be based on the child’s Individual Child Care Agreement and case plan and should include documentation of services provided to the child (visits to the child, counseling outcome(s), etc.). Failure to submit the progress reports may result in a delay of payment until such time as the Provider comes into compliance.

D. Article V.G., H. and I. Notification as required by these sections shall be made to the Agency’s 24/7 emergency number. The emergency number is 740-833-2340.

E. Article V.J. Provider also agrees to notify the Agency when and if the following safety condition exists: - The child’s medication has changed.

F. New Article V. AB. Provider agrees to transfer copies of the child’s records to the Agency within forty-eight (48) hours of the request, excluding weekends and holidays. Copies of the records are to be submitted electronically via email as an attachment, scanned pdf file(s), or via facsimile (fax).

G. New Article V. AC. Provider agrees to provide transportation for the child to subsequent placements including those outside the Provider network. Transportation shall be limited to within the State of Ohio.

H. Article VIII. A. There shall be no pre-defined maximum amount payable pursuant to this contract. PROVIDER agrees to accept as full payment for Services rendered in a manner satisfactory to the Agency the amount of actual expenditures made by PROVIDER for purposes of providing the Services.

I. New Article VIII. J. Per diem rates shall remain unchanged during the initial service period defined in Article II, Term of Agreement. Upon completion of the initial service period, Provider may update per diem rates through a mutually agreed upon contract amendment not more than once annually

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during each one (1) year service period extension. Provider agrees to provide written notification to the Agency of requested per diem rate changes. Written notification shall be sent electronically via email to the attention of Mr. Jeffrey Sell, Protective Services Administrator whose email address is jeffrey.sell2@jfs.ohio.gov and Ms. Jenifer Wattenschaidt, Business Administrator, whose email address is Jenifer.wattenschaidt@jfs.ohio.gov. Written notification shall contain the total per diem rate and the per diem rate components (Maintenance, Administration, Transportation, Other, etc.). Per diem rate changes shall take effect the first calendar day of the month after the per diem rate change has been formally approved by the Provider and Agency in a contract amendment. Provider and Agency shall ensure service levels and per diem rates specified in an Individual Child Care Agreement (ICCA) are incorporated into the contract. In the event of a conflict between the per diem rate represented in an ICCA and the rates mutually agreed upon in the contract, rates in the contract shall prevail. In the event that an ICCA specifies a service level that is not yet included in the per diem rate schedule in the contract, Provider shall not provide the services for or bill the Agency for the services until the service level and related per diem rate has been incorporated into the contract through a contract amendment. Provider shall submit monthly invoices to the following email inbox: Delaware-invoices@jfs.ohio.gov.

J. Article XII.D. Independent Contractor Acknowledgement/No Contribution to OPERS

Agency, Board, and Delaware County, Ohio (for purposes of this section collectively “County”) are public employers as defined in R.C. § 145.01(D). The County has classified the Provider as an independent contractor or another classification other than public employee. As a result, no contributions will be made to the Ohio Public Employees Retirement System (“OPERS”) for or on behalf of Provider and/or any of its officers, officials, employees, representatives, agents, and/or volunteers for services and/or deliverables rendered and/or received under or pursuant to this Agreement. Provider acknowledges and agrees that the County, in accordance with R.C. § 145.038(A), has informed it of such classification and that no contributions will be made to OPERS. If Provider is an individual or has less than five (5) employees, Provider, in support of being so informed and pursuant to R.C. § 145.038, agrees to and shall complete and shall have each of its employees complete an OPERS Independent Contractor/Worker Acknowledgement Form (“OPERS Form”). The OPERS Form is attached to this First Amendment as Exhibit 1. The Agency shall retain the completed OPERS Form(s) and immediately transmit a copy(ies) of it/them to OPERS.

If Provider has five (5) or more employees, Provider, by signature of its authorized representative below, hereby certifies such fact in lieu of completing the OPERS Form:

Signature	Date
Printed Name	
Title	

K. Article XX.D. In lieu of the coverage amount indicated in the Agreement, Provider agrees to procure and maintain Umbrella and Excess liability insurance coverage of at least Two Million Dollars (\$2,000,000.00) per occurrence and in the aggregate above the commercial general and business auto primary policies.

L. Article XX.F. The Delaware County Board of Commissioners (Board”) shall be listed as the Certificate Holder.

Section 2 - Miscellaneous

A. Exhibits to Agreement.

1. Exhibit 1 – Scope of Work. This exhibit is referenced throughout the Agreement. It does not exist.
2. Exhibits II and III. The Agreement was not competitively bid. These exhibits do not exist.
3. Exhibit IV – Rate Schedule. This exhibit is also referenced as “Schedule A.” It is attached to the Agreement labeled “Title IV-E Schedule A Rate Information.”

B. Attachments to First Amendment. The following are attached to this First Amendment and by this reference are incorporated into this First Amendment:

1. OPERS Independent Contractor/Worker Acknowledgement.

C. Conflicts. In the event of a conflict between the terms of the Agreement and this First Amendment, the terms of this First Amendment shall prevail.

D. Other Terms and Conditions Unchanged. All terms and conditions of the Agreement not changed by this First Amendment remain the same, unchanged, and in full force and effect.

E. Signatures.

1. Unless otherwise stated and unless the Agreement is otherwise signed by the Board or, where authorized, the Delaware County Administrator (“Administrator”) on behalf of the Board, the signatures of the Board or Administrator below shall be approval of both the Agreement and this First Amendment.
2. Any person executing this First Amendment in a representative capacity hereby warrants that he/she has authority to sign this First Amendment or has been duly authorized by

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his/her principal to execute this First Amendment on such principal's behalf and is authorized to bind such principal.

- F. Auditor's Certification.** The Auditor's Certification attached to this First Amendment shall serve as the Auditor's Certification for the Agreement.

IN WITNESS WHEREOF, the Parties have executed the Agreement and this First Amendment as of the date of the signature of the Parties.

**SECOND AMENDMENT TO THE AGREEMENT
FOR TITLE IV-E AGENCIES AND PROVIDERS FOR THE PROVISION OF CHILD
PLACEMENT BETWEEN DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY
SERVICES AND ODADAS – HEALTH RECOVERY SERVICES, INC.**

This Second Amendment to the Agreement for Title IV-E Agencies and Providers for the Provision of Child Placement Between Delaware County Department of Job and Family Services ("DCDJFS") and ODADAS – Health Recovery Services, Inc. ("Provider") ("Second Amendment") is entered into this February 23rd, 2026. This Second Amendment adds the Delaware County Family and Children First Council (hereinafter, "DCFCFC") as a party when services are rendered by Provider pursuant to the terms of this Second Amendment. DCDJFS is the Administrative Agent for DCFCFC, and therefore they are related parties. DCDJFS and DCFCFC are collectively referred to as "Agency."

Whereas, DCDJFS and Provider have entered an Agreement and a First Amendment for Title IV-E Agencies and Providers for the Provision of Child Placement with a term of 01/01/2025 through 06/30/2026 ("Agreement"); and,

Whereas, Article XV of the Agreement allows the Parties to amend the Agreement via a written amendment signed by both parties; and,

Whereas, on occasion the Agency identifies children who require placement with a provider but who are not in Agency custody. There is alternative funding through DCFCFC to pay for services under these circumstances; and,

Whereas, DCDJFS and Provider desire and hereby amend the Agreement to include additional terms and conditions for the purpose of including DCFCFC as a party to the Agreement and First Amendment. This will allow Provider to render services to Agency clients that are not in Agency custody with payment for the services made through DCFCFC's funding sources; and,

Whereas, this Second Amendment is intended to define the responsibilities of the Parties under this alternative placement arrangement.

Now Therefore, the Parties agree to amend the Agreement as follows:

Section 1 – Changes in Terms and Conditions

The terms and conditions of the Agreement and First Amendment shall apply equally to this Second Amendment, except for the following terms which apply only for services under this Second Amendment:

Agreement

Article VI, Section D. – this section does not apply to services provided pursuant to this Second Amendment.

Article VIII – The words "Schedule C" shall be substituted in all instances where "Schedule A" appears in Article VIII.

Article XVI – For services provided pursuant to this Second Amendment, Notice shall be sent to Agency at the following address:

Delaware County Family and Children First Council
145 N Union St
Delaware, OH 43015

Notice shall also be sent to the legal guardian/custodian of the child at the address given to Provider by the Agency.

First Amendment

Section 1(B) – The words "Children's Services Assistant Director" shall be replaced with "Family & Children First Council Coordinator."

Section 1(H) – The words "Mr. Jeffrey Sell, Protective Services Administrator whose email address is jeffrey.sell2@jfs.ohio.gov" shall be replaced with:

"Ms. Rachel Layne, Family & Children First Council Coordinator whose email address is rachel.layne@jfs.ohio.gov."

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Section 1(H) – The following words are removed from the Agreement for purposes of this Second Amendment only:

“Provider and Agency shall ensure service levels and per diem rates specified in an Individual Child Care Agreement (ICCA) are incorporated into the contract. In the event of a conflict between the per diem rate represented in an ICCA and the rates mutually agreed upon in the contract, rates in the contract shall prevail. In the event that an ICCA specifies a service level that is not yet included in the per diem rate schedule in the contract, Provider shall not provide the services for or bill the Agency for the services until the service level and related per diem rate has been incorporated into the contract through a contract amendment.”

Section 2(A)(3) - The words “Schedule C” shall be substituted in all instances where “Schedule A” appears.

Section 2 – Supplemental Terms and Conditions

The following terms and conditions shall be added to and supplement the terms of this Second Amendment, and shall apply only to services provided under this Second Amendment:

- A. Throughout Agreement and First Amendment**– In all instances where the Provider is required to give a report or notice to the Agency, the Provider must also give the same notice or report to the guardian/custodian of the child. Agency shall provide Provider with the contact information of the guardian/custodian.
- B. Custody of Child.** At all times while services are rendered under this Second Amendment, the child will remain in the custody of his or her legal guardian/custodian. In all instances where Provider must obtain consent for care or course of action, such consent must be obtained from the child’s legal guardian/custodian, with follow-up notice given to Agency.
- C. Funding** – Multiple System Youth
- D. Auditor’s Certification.** The Auditor’s Certification attached to this Second Amendment shall apply only to the Second Amendment.

IN WITNESS WHEREOF, the Parties have executed the Agreement and this First Amendment as of the date of the signature of the Parties.

**Schedule A Rate Information
Per Diem Rates
January 1, 2026 – June 30, 2026
ODADAS – Health Recovery Services, Inc.**

Service Description	Maintenance Per Diem	Other Per Diem	Total Per Diem	Cost Begin Date	Cost End Date
Bassett House - Medicaid	\$150.00	\$0.00	\$150.00	01/01/2026	06/30/2026
Bassett House – Non-Medicaid	\$339.00	\$186.00	\$525.00	01/01/2026	06/30/2026

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

**11
RESOLUTION NO. 26-129**

**IN THE MATTER OF APPROVING THE REPAYMENT OF AN ADVANCE OF FUNDS,
APPROVING SUPPLEMENTAL APPROPRIATIONS AND TRANSFER OF FUNDS:**

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

WHEREAS, the general fund advanced \$75,000 to the 2021 HSIP Worthington Improvement project fund, \$1,004,431.75 to the 2022 HSIP36 & Carters Corner project fund and \$1,220,444.39 to the Old Sawmill & Presidential Parkway project fund; and

WHEREAS, the grants are completed, and the grant monies are available to repay the general fund part of the advance;

NOW, THEREFORE, BE IT RESOLVED, to repay the General Fund \$1,058,429.51 and reclassify the amount of \$1,241,446.63 as a transfer of funds:

Repayment of Prior Year Advance		
From	To	
29440453-8501	10040421-8401	75,000.00
2021 HSIP Worthington/Prior Year Advances Out	Road & Bridge Projects/Prior Year Advances In	
29440461-8501	10040421-8401	983,429.51

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Old Sawmill & Presidential Pkwy/Prior Year Advances Out	Road & Bridge Projects/Prior Year Advances In	
Supplemental Appropriations		
10040421-5801	Road & Bridge Projects/Misc Cash Transfer	1,241,446.63
29440453-5801	2021 HSIP Worthington/Misc Cash Transfer	65,986.61
29440457-5801	2023 HSIP CR605 Shoulder/Misc Cash Transfer	14,151.53
29440435-5427	Big Walnut Interchange/Eng Construction & Design	100,000.00
40940468-5420	Steitz Road Improvements/Road Construction	145,709.99
Transfer of Funds		
From	To	
29440453-5801	29440461-4601	
2021 HSIP Worthington/Misc Cash Transfer	Old Sawmill & Presidential Pkwy/Interfund Revenues	65,986.61
29440457-5801	29440458-4601	
2023 HSIP CR605 Shoulder/Misc Cash Transfer	Red Bank Road/Interfund Revenues	14,151.53
Reclassify Advance to Transfer		
From	To	
29440461-8501	10040421-8401	237,014.88
Old Sawmill & Presidential Pkwy/Prior Year Advances Out	Road & Bridge Projects/Prior Year Advances In	
10040421-5801	29440461-4601	237,014.88
Road & Bridge Projects/Misc Cash Transfer	Old Sawmill & Presidential Pkwy/Interfund Revenues	
29440456-8501	10040421-8401	1,004,431.75
2022 HSIP 36 & Carters Corner/Prior Year Advances Out	Road & Bridge Projects/Prior Year Advances In	
10040421-5801	29440456-4601	1,004,431.75
Road & Bridge Projects/Misc Cash Transfer	2022 HSIP 36 & Carters Corner/Interfund Revenues	

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

**12
RESOLUTION NO. 26-130**

IN THE MATTER OF APPROVING A GRANT OF FUNDS TO THE DELAWARE COUNTY TRANSPORTATION IMPROVEMENT DISTRICT:

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

WHEREAS, the Delaware County Board of Commissioners (the “Board”) approved a Master Intergovernmental Cooperation Agreement (“the Agreement”) with the County Engineer and Delaware County Transportation Improvement District (“TID”) by Resolution No. 18-1374, including authorizing the contribution of funds to the TID in aid of the planning, development, design, construction, maintenance or repair of any transportation project undertaken by the TID; and

WHEREAS, pursuant to section 5540.02(F) of the Revised Code, a board of county commissioners may make appropriations from moneys available to it and not otherwise appropriated, to pay costs incurred by a transportation improvement district in the exercise of its functions under Chapter 5540 of the Revised Code; and

WHEREAS, the Board has appropriated \$1,200,000.00 in the general fund (10040421) for Grants in Aid to other local political subdivisions for the making of transportation improvements within Delaware County, with the intention of reserving \$500,000.00 of said appropriation for support of the TID;

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

Section 1. In accordance with the terms of the Agreement, a grant in aid in the amount of Five Hundred Thousand Dollars (\$500,000.00) is hereby made to the Delaware County Transportation Improvement District for the purpose of providing for planning, development, design, construction, maintenance or repair of any transportation project undertaken by the TID.

Section 2. The County Auditor is authorized to issue a warrant for payment from Org Key-Object 10040421-

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5601 at the earliest date possible.

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

13

RESOLUTION NO. 26-131

IN THE MATTER OF AUTHORIZING THE PURCHASE OF THREE (3) 2026 FORD F-150 SUPER CAB TRUCKS FOR THE ENGINEER’S OFFICE:

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

WHEREAS, pursuant to R.C. § 5549.01, the Board of Commissioners (“Board”) may purchase machinery and equipment for the construction, improvement, maintenance, or repair of the highways, bridges, and culverts under its jurisdiction as it deems necessary, including the purchase of automobiles, motorcycles, or other conveyances and maintenance thereof for the use of the County Engineer and the Engineer's Assistants when on official business; and

WHEREAS, the Delaware County Engineer's Office (“Engineer”) has a need for three (3) 2026 Ford F-150 Super Cab Trucks (“Trucks”) for use in performing the Engineer’s official duties; and

WHEREAS, the Trucks needed by the Engineer are available through Franklin County Fleet Management ITB #2021-04-03 and the contract awarded thereunder (“Franklin Contract”); and

WHEREAS, the Franklin Contract was awarded pursuant to a publicly solicited request for a proposal or a competitive selection procedure of Franklin County, Ohio; and

WHEREAS, the Franklin Contract pursuant to R.C. § 9.48(B)(1), contemplates the participation of other political subdivisions in the Franklin Contract (Sec. 11.12 as amended by Contract Modification and Extension #3, approved by Franklin BOC Res. 144-25); and

WHEREAS, pursuant to R.C. § 9.48(C), purchases made by political subdivisions through participation in a contract of another political subdivision that was awarded pursuant to a publicly solicited request for a proposal or a competitive selection procedure are exempt from any competitive bidding requirements; and

WHEREAS, the Franklin Contract is valid through March 22, 2026; and

WHEREAS, the purchase of the Trucks shall be subject to the Franklin Contract, which is fully incorporated herein and, of which, the purchase orders issued for the purchase shall be made a part; and

WHEREAS, the Board desires to purchase the Trucks through the Franklin Contract;

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

Section 1. The Board, pursuant to Franklin County Fleet Management #ITB2021-04-03 and the contract awarded thereunder, hereby authorizes the purchase of three (3) 2026 Ford F-150 Super Cab Trucks not to exceed \$44,100 (each) for a purchase total of \$132,300, not to exceed \$135,000 from Byers Auto.

Section 2. The Clerk shall provide the County Engineer a copy of this Resolution.

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

14

RESOLUTION NO. 26-132

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

It was moved by Mrs. Lewis, 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:

PERMIT	APPLICANT	LOCATION	TYPE OF WORK
UT2026-0022	SPECTRUM	GREYLAND DR E	BORING
UT2026-0023	AT& T	CENTER GREEN DR #1204	BORING
UT2026-0024	SPD PERMITTING	CTY RD 13 WORTHINGTON	PLACING PSU
UT2026-0025	COLUMBIA GAS/NISOURCE	S SECTION LINE RD	EXCAVATE TEST

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

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ADMINISTRATOR REPORTS

DCA Huston – Nothing to report

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COMMISSIONERS' COMMITTEES REPORTS

Commissioner Lewis – attended a Public Safety meeting in Washington DC over the weekend

Commissioner Merrell - attended a COIC meeting on 02/19 and a CORSA meeting on 02/20. He also attended a dinner for the Delaware County Historical Society on 02/21.

17
RESOLUTION NO. 26-133

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF PENDING OR IMMINENT LITIGATION:

It was moved by Mrs. Lewis, 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 Pending or Imminent Litigation.

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

18
RESOLUTION NO. 26-134

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

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

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

There being no further business, the meeting adjourned.

Jeff Benton

Barb Lewis

Gary Merrell