COMMISSIONERS JOURNAL NO. 83 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 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
Gary Merrell, Vice President
Barb Lewis, Commissioner

1
RESOLUTION NO. 26-279

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD APRIL 20, 2026:

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on April 20, 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 Mrs. Lewis Aye Mr. Merrell Aye Mr. Benton Aye

2
PUBLIC COMMENT

3
RESOLUTION NO. 26-280

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0422, MEMO TRANSFERS IN BATCH NUMBERS MTAPR0422:

It was moved by Mrs. Lewis, seconded by Mr. Merrell, to approve Then and Now Certificates, payment of warrants in batch numbers CMAPR0422, memo transfers in batch numbers MTAPR0422, and Purchase Orders as listed below:

Vendor	Description	Account	Amount
PO' Increase			
(P2602541) Patterson Pope	Local Assist & Tribal Consist	32211335-5410	$100,000.00
(P2600737) Ohio JFS	Human Resources	10011108-5370	$10,000.00

PR Number	Vendor Name	Line Description	Account	Amount
R2602945	FERGUSON WATERWORKS	(2) AIR RELEASE VALVES	66211900 - 5260	$ 6,466.66
R2602953	HUMAN RESOURCES	UNEMPLOYMENT CLAIM	66211900 - 5370	$ 5,324.20
R2602982	AVIAT US INC	MAINTENANCE CONTRACT 4-10-26 TO 4-9-27	21411306 - 5325	$ 44,779.20
R2603000	STATE INDUSTRIAL PRODUCTS INC	DRAIN WATER TREATMENT PROGRAM	10011105 - 5325	$ 16,750.00
R2603006	AMERICAN ELECTRIC POWER	ELECTRICAL SERVICE	10011102 - 5301	$ 17,912.14

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

4
RESOLUTION NO. 26-281

IN THE MATTER OF A NEW LIQUOR LICENSE FROM SR SQUARE LLC 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 Mrs. Lewis, to approve the following resolution:

WHEREAS, the Ohio Division of Liquor Control has notified the Delaware County Board of Commissioners of a request for a new D1, D2 and D3 license from SR Square LLC, located at 66 Hyatt Road, Berlin Township,

Delaware, Ohio 43015; 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 Mr. Merrell Aye Mr. Benton Aye Mrs. Lewis Aye

5
RESOLUTION NO. 26-282

IN THE MATTER OF APPOINTING A MEMBER TO THE DELAWARE COUNTY PUBLIC DEFENDER COMMISSION:

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

WHEREAS, in Resolution No. 20-781, adopted on September 3, 2020, the Delaware County Board of Commissioners (the "Board") established the Delaware County Public Defender Commission (the "Commission"), effective October 1, 2020; and

WHEREAS, pursuant to section 120.13 of the Revised Code, the Board shall make appointments to the Commission, and terms of office shall be for four years, each term ending on the same day of the same month of the year as did the term which it succeeds; and

WHEREAS, pursuant to section 120.13 of the Revised Code, at least one of the Board's appointments shall be an attorney admitted to the practice of law in this state; and

WHEREAS, a seat on the Board occupied by Lisa Kraft has been vacated, and a vacancy now exists for this seat, the term for which expires October 1, 2028;

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

Section 1. The Board hereby appoints DG Edgerton as a member of the Delaware County Public Defender Commission for an unexpired term ending October 1, 2028.

Section 2. The appointment approved herein shall take effect immediately upon the adoption of this Resolution.

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

6
RESOLUTION NO. 26-283

IN THE MATTER OF AUTHORIZING PARTICIPATION IN THE OHIO LOCAL AGRICULTURAL EASEMENT PURCHASE PROGRAM (LAEPP) FROM ROBERT J SHERMAN, TRUSTEE:

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

WHEREAS, on the 23rd day of April, 2026 the Board of Commissioners of Delaware County (the "Board") received a request from Robert J Sherman, Trustee (the "Landowner") for support of their application to the State of Ohio for purchase of an agricultural easement on their property located in Porter Township on Peerless Road and 9670 Moody Road, Centerburg, Ohio, 43011 Parcel IDs #51610001015000 and #51610001002001 (collective acreage of approximately 42.94 acres); and

WHEREAS, the Board has reviewed this request and determined that the nomination of the property for purchase of an agricultural easement is compatible with the county's goals to preserve and promote agriculture as an important part of the area's economy;

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

Section 1. The Board hereby supports the participation of the Landowner in the LAEPP and acknowledges that participation in the LAEPP does not conflict with any existing or proposed land use plans of Delaware County.

Section 2. The Board hereby certifies that the Landowner has, as a part of their application, committed to donate at least twenty-five percent (25%) of the agricultural easement value as the required local match.

Section 3. The Board hereby agrees, in conjunction with the Delaware Soil and Water Conservation District,

to monitor, supervise, and enforce the deed of agricultural easement on behalf of the Director of the Department of Agriculture.

Section 4. The Board hereby finds that all formal actions of the Board relating to the adoption of this Resolution were taken in an open meeting of the Board in compliance with all legal requirements of R.C. 121.22.

Section 5. The Board hereby directs the Clerk of the Board to certify copies of this Resolution to the Landowner and the Department of Agriculture, Office of Farmland Preservation.

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

7
RESOLUTION NO. 26-284

IN THE MATTER OF AUTHORIZING PARTICIPATION IN THE OHIO LOCAL AGRICULTURAL EASEMENT PURCHASE PROGRAM (LAEPP) OF KENNETH MARK TOSSEY AND PHILLIP RYAN TOSSEY:

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

WHEREAS, on the 23rd day of April, 2026 the Board of Commissioners of Delaware County (the "Board") received a request from Kenneth Mark Tossey and Phillip Ryan Tossey (the "Landowner") for support of their application to the State of Ohio for purchase of an agricultural easement on their property located in Scioto Township on Ostrander Road Parcel ID# 20040003008000 (acreage of approximately 24.903 acres); and

WHEREAS, the Board has reviewed this request and determined that the nomination of the property for purchase of an agricultural easement is compatible with the county's goals to preserve and promote agriculture as an important part of the area's economy;

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

Section 1. The Board hereby supports the participation of the Landowner in the LAEPP and acknowledges that participation in the LAEPP does not conflict with any existing or proposed land use plans of Delaware County.

Section 2. The Board hereby certifies that the Landowner has, as a part of their application, committed to donate at least twenty-five percent (25%) of the agricultural easement value as the required local match.

Section 3. The Board hereby agrees, in conjunction with the Delaware Soil and Water Conservation District, to monitor, supervise, and enforce the deed of agricultural easement on behalf of the Director of the Department of Agriculture.
Section 4. The Board hereby finds that all formal actions of the Board relating to the adoption of this Resolution were taken in an open meeting of the Board in compliance with all legal requirements of R.C. 121.22.

Section 5. The Board hereby directs the Clerk of the Board to certify copies of this Resolution to the Landowner and the Department of Agriculture, Office of Farmland Preservation.

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

8
RESOLUTION NO. 26-285

IN THE MATTER OF APPROVING SUPPLEMENTAL APPROPRIATIONS:

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

Supplemental Appropriations		
36714109-5101	Escrow Administration/Health Insurance	8,000.00

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

9
ADMINISTRATOR REPORTS

CA Davies – Nothing to report.

DCA Huston and Attorney Hochstettler – Absent

10
COMMISSIONERS' COMMITTEES REPORTS

Commissioner Merrell – Nothing to report.

Commissioner Lewis – Nothing to report.

Commissioner Benton – attended the Land Bank meeting and gave updates.

11
RESOLUTION NO. 26-286

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION TO CONSIDER THE PURCHSE OF PROPERTY FOR PUBLIC PURPOSES AND CONFIDENTIAL INFORMATION RELATED TO ECONOMIC DEVELOPMENT:

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

WHEREAS, pursuant to section 121.22(G) of the Revised Code, a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of any of the matters 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 Purposes and 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 for negotiations with other political subdivisions respecting requests for Economic Development assistance.

Section 2. The Board hereby adjourns into 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.

Section 3. The Board hereby finds and determines that the information listed in Section 2 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.

Section 4. The Board hereby finds and determines that the executive session held pursuant to Section 2 is necessary to protect the interests of an applicant for economic development assistance or the possible investment or expenditure of public funds to be made in connection with the economic development project.

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

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RESOLUTION NO. 26-287

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.

Jeff Benton

Barb Lewis

Gary Merrell

Jennifer Walraven, Clerk to the Commissioners