

COMMISSIONERS JOURNAL NO. 61 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD SEPTEMBER 29, 2014

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

Present:
Gary Merrell, President
Dennis Stapleton, Vice President
Ken O’Brien, Commissioner

RESOLUTION NO. 14-1099

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD SEPTEMBER 25, 2014:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to approve the following:

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the “Board”) met in regular session on September 25, 2014; 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. Merrell Aye Mr. Stapleton Aye Mr. O'Brien Aye

PUBLIC COMMENT

ELECTED OFFICIAL COMMENT

RESOLUTION NO. 14-1100

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0926 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR0926:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0926, memo transfers in batch numbers MTAPR0926 and Purchase Orders as listed below:

<u>Vendor</u>		<u>Description</u>	<u>Account</u>	<u>Amount</u>
PO’ Increase				
Assist 4 Dentist LLC	Job and Family Services Program		22311611-5348	\$ 18,000.00
PR Number	Vendor Name	Line Description	Line Account	Amount
CAPITAL ACQUISITION & PROJECT				
R1405359	CANNON IV INC	COPIER	41711436-5450	\$5,748.63
ENVIRONMENTAL SERVICES				
R1405318	WESTECH	REPAIR PARTS FOR CLARIFIERS AT ALUM CREEK	66211904- 5201	\$17,000.00
R1405336	VOSS BROS SALES & RENTAL INC	LAWN AERATOR FOR FACILITY MAINTENANCE	66211901- 5450	\$7,679.00
R1405337	FLOWLINE LLC	REPAIR MAIN SEWER LINE AT TARTAN FIELDS	66211906-5328	\$5,700.00

Vote on Motion Mr. Stapleton Aye Mr. Merrell Aye Mr. O'Brien Aye

RESOLUTION NO. 14-1101

IN THE MATTER OF A NEW LIQUOR LICENSE REQUEST FROM STICK TAPS, LLC. AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to approve the following resolution:

Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Orange Township Trustees that Stick Taps, LLC. has requested a new B permit located at 8144 Highfield Drive, Lewis Center, OH 43035 and

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

Therefore Be it Resolved, 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. O'Brien Aye Mr. Merrell Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1102

IN THE MATTER OF ESTABLISHING A MAINTENANCE BOND AND RETURNING THE CONSTRUCTION BOND TO THE OWNER FOR NELSON FARMS SECTION 2, PHASE A:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

WHEREAS, the roadway construction has been completed for the Nelson Farms Section 2, Phase A subdivision; and

WHEREAS, as a result of recent field review, the Delaware County Engineer has determined that only minor remedial work remains, which can be accomplished during the subsequent one-year maintenance period; and

WHEREAS, in accordance with the Owner's Agreement, the Engineer recommends that the maintenance bond be set at \$64,040, which is ten percent of the original construction estimate, and that the project be placed on the required one-year maintenance period; and

WHEREAS, the Owner has submitted a maintenance bond meeting all requirements; and

WHEREAS, the Engineer also recommends approval to return the construction performance bond to the owner, Nelson Farms Associates, LLC;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners approves establishing a maintenance bond for the Nelson Farms Section 2, Phase A subdivision in the amount of \$64,040, and returning the construction bond for Nelson Farms Section 2, Phase A to the owner, Nelson Farms Associates, LLC.

Vote on Motion Mr. Merrell Aye Mr. O'Brien Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1103

IN THE MATTER OF ESTABLISHING A MAINTENANCE BOND FOR MEADOWS AT LEWIS CENTER NORTH:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

WHEREAS, the roadway construction has been completed for the Meadows at Lewis Center North subdivision; and

WHEREAS, as a result of recent field review, the Delaware County Engineer has determined that only minor remedial work remains, which can be accomplished during the subsequent one-year maintenance period; and

WHEREAS, in accordance with the Owner's Agreement, the Engineer recommends that the maintenance bond be set at \$146,100, which is ten percent of the original construction estimate, and that the project be placed on the required one-year maintenance period; and

WHEREAS, the Owner has submitted a maintenance bond meeting all requirements.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Commissioners approves establishing a maintenance bond for the Meadows at Lewis Center North subdivision in the amount of \$146,100.

Vote on Motion Mr. Stapleton Aye Mr. O'Brien Aye Mr. Merrell Aye

RESOLUTION NO. 14-1104

IN THE MATTER OF ACCEPTING ROADS, RELEASING SURETY AND APPROVING RECOMMENDED SPEED LIMITS IN OLENTANGY FALLS SECTION 3:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

Whereas, as the result of a recent field review, the Delaware County Engineer (Engineer) has determined that the

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roadways within Olentangy Falls Section 3 subdivision have been constructed in accordance with the approved plans; and

Whereas, the Engineer recommends that the roadways within Olentangy Falls Section 3 be accepted into the public system as follows:

- An extension of 0.12 mile to **Township Road Number 1536, Farmstead Lane**
- **Crayfish Court**, to be known as **Township Road Number 1627**
- **Tadpole Lane**, to be known as **Township Road Number 1628**
- **Cattail Cove**, to be known as **Township Road Number 1629**

The Engineer also recommends that 25 mile per hour speed limits be established throughout the project.

The Engineer also requests approval to return the Bond being held as maintenance surety to the owner, Crown Ridge Investments, LLC.

Now, Therefore, Be It Resolved by the Board of Commissioners of Delaware County, Ohio that:

Section 1: The Board hereby accepts the roadways constructed for the subdivision known as Olentangy Falls Section 3 into the public roadway system; and

Section 2: The Board hereby approves the establishment of 25 mile per hour speed limits throughout the subdivision known as Olentangy Falls Section 3; and

Section 3: The Board gives the Engineer approval to return the Bond being held as maintenance surety to the owner of the subdivision known as Olentangy Falls Section 3, Crown Ridge Investments, LLC.

Vote on Motion Mr. O'Brien Aye Mr. Merrell Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1105

IN THE MATTER OF ESTABLISHING STOP CONDITIONS IN OLENTANGY FALLS SECTION 3:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

Whereas, the Delaware County Engineer requests that the following stop conditions be established at the following roadways within the subdivision known as Olentangy Falls Section 3:

- On Township Road Number 1627, Crayfish Court, at its intersection with Township Road Number 1536, Farmstead Lane
- On Township Road Number 1628, Tadpole Lane, at its intersection with Township Road Number 1627, Crayfish Court
- On Township Road Number 1629, Cattail Cove, at its intersection with Township Road Number 1628, Tadpole Lane

Now, Therefore Be It Resolved that the Delaware County Board of Commissioners hereby establishes stop conditions within the subdivision known as Olentangy Falls Section 3.

Vote on Motion Mr. Merrell Aye Mr. Stapleton Aye Mr. O'Brien Aye

RESOLUTION NO. 14-1106

IN THE MATTER OF REAFFIRMING THE NEED FOR IMPROVEMENTS TO SOUTH OLD STATE ROAD FOR THE UPDATED APPLICATION FOR FEDERAL HIGHWAY FUNDING ASSISTANCE TO THE MID-OHIO REGIONAL PLANNING COMMISSION:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

WHEREAS, the Board of Commissioners, by Resolution #10-1176, declared that Improvements to South Old State Road, extending approximately from Polaris Parkway to East Orange Road, are necessary for the safety, convenience and welfare of the public, and declared that the Improvement known as South Old State Road (DEL-CR10-0.90) was to be initiated for this purpose; and

WHEREAS, the County Engineer is in the process of developing plans, specifications and estimates for said Improvement in cooperation with the Ohio Department of Transportation; and

WHEREAS, said Improvement received a funding commitment by the Mid-Ohio Regional Planning Commission (MORPC) for MORPC-attributable federal highway funding in 2013, and said Improvement is included in the State Fiscal year (SFY) 2014-17 Transportation Improvement Program (TIP) with funding for the right of way acquisition phase in SFY 2015; and

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WHEREAS, MORPC requires that sponsors of all previously approved projects submit updates during each application cycle, along with legislation by the sponsoring Local Public Agency (LPA) reaffirming the commitment of the LPA to proceed with the Improvement;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Delaware County, hereby reaffirms that it intends to develop, construct and maintain the Improvement known as South Old State Road Improvements (DEL-CR10-0.90) as stated in Resolution 10-1176.

Vote on Motion Mr. Stapleton Aye Mr. Merrell Aye Mr. O'Brien Aye

RESOLUTION NO. 14-1107

IN THE MATTER OF DECLARING NECESSITY FOR IMPROVEMENTS TO SOUTH OLD STATE ROAD AND AUTHORIZING A FUNDING APPLICATION TO THE MID-OHIO REGIONAL PLANNING COMMISSION:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

Whereas, Section 5555.022 of the Revised Code provides that a Board of County Commissioners may find by a majority vote that the public convenience and welfare require the improving of any part of any public road, may fix the route and termini of the Improvement and may authorize such Improvement; and

Whereas, the County Engineer has determined that improvements to South Old State Road, including major widening of the roadway from approximately Orange Road to Lewis Center Road, are necessary for the safety, convenience and welfare of the public and recommends that the Board proceed with such improvements; and

Whereas, the Mid-Ohio Regional Planning Commission receives an allocation of federal highway funds for transportation improvements within the Metropolitan Planning Area (MPO), which includes Delaware County, and receives funding applications biennially for local transportation improvements within the MPO;

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

Section 1: The Board has determined that improvements to South Old State Road, including major widening of the roadway from approximately Orange Road to Lewis Center Road, are necessary for the safety, convenience and welfare of the public, and hereby declares that the Improvement known as DEL-CR10-2.91 South Old State Road Improvements, Phase 2 shall be initiated for this purpose; and

Section 2: Delaware County will provide any necessary funding for portions of the Improvement within its jurisdiction using any funds appropriated for road and bridge construction; and

Section 3: Delaware County commits to (a) provide adequate maintenance for the described Improvement in accordance with all applicable state and federal laws, including, but not limited to, 23 USC 116; (b) provide ample financial provisions, as necessary, for maintenance of the described Improvement; (c) maintain the right-of-way, keeping it free of obstructions; and (d) hold said right-of-way inviolate for public highway purposes; and

Section 4: The County Engineer is designated as the Project Manager and Administrator and is empowered on behalf of the Board to complete and sign any necessary funding applications for the Improvement and to cooperate with the necessary agencies to facilitate its development.

Vote on Motion Mr. O'Brien Aye Mr. Merrell Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1108

IN THE MATTER OF DECLARING NECESSITY FOR IMPROVEMENTS TO SOUTH OLD 3C HIGHWAY AND AUTHORIZING A FUNDING APPLICATION TO THE MID-OHIO REGIONAL PLANNING COMMISSION:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

Whereas, Section 5555.022 of the Revised Code provides that a Board of County Commissioners may find by a majority vote that the public convenience and welfare require the improving of any part of any public road, may fix the route and termini of the Improvement and may authorize such Improvement; and

Whereas, the County Engineer has determined that improvements to South Old 3C Highway, including widening and resurfacing the roadway and erecting necessary guardrail and road signs from approximately West Shore Drive to Harrison Street in the Village of Galena, are needed for the safety, convenience and welfare of the public and recommends that the Board proceed with such improvements; and

Whereas, the Mid-Ohio Regional Planning Commission receives an allocation of federal highway funds for

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transportation improvements within the Metropolitan Planning Area (MPO), which includes Delaware County and receives funding applications biennially for local transportation improvements within the MPO;

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

Section 1: The Board hereby determines that improvements to South Old 3C Highway, including widening and resurfacing the roadway and erecting guardrail and necessary road signs from approximately West Shore Drive to Harrison Street in the Village of Galena, are necessary for the safety, convenience and welfare of the public, and hereby declares that the Improvement known as DEL-CR24-2.93 South Old 3C Highway Improvements shall be initiated for this purpose; and

Section 2: Delaware County will provide any necessary funding for portions of the Improvement within its jurisdiction using any funds appropriated for road and bridge construction; and

Section 3: Any portions of the Improvement within the limits of the Village of Galena shall be subject to approval by the Village and any local share of costs shall be paid for by the Village; and

Section 4: For the portions of the Improvement within its jurisdiction, Delaware County commits to (a) provide adequate maintenance for the described Improvement in accordance with all applicable state and federal laws, including, but not limited to, 23 USC 116; (b) provide ample financial provisions, as necessary, for maintenance of the described Improvement; (c) maintain the right-of-way, keeping it free of obstructions; and (d) hold said right-of-way inviolate for public highway purposes; and

Section 5: The County Engineer is designated as the Project Manager and Administrator and is empowered on behalf of the Board to complete and sign any necessary funding applications for the Improvement and to cooperate with the necessary agencies to facilitate its development.

Vote on Motion Mr. Merrell Aye Mr. O'Brien Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1109

IN THE MATTER OF ACCEPTING THE AWARD OF THE OHIO DEPARTMENT OF MENTAL
HEALTH AND ADDICTION SERVICES GRANT FOR DELAWARE COUNTY JUVENILE COURT:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve the following:

WHEREAS, the Delaware County Juvenile Court has applied for and been awarded the Ohio Department of Mental Health and Addiction Services; and

WHEREAS, the Grant will be used to pay for staffing with in the Juvenile Court; and

WHEREAS, the Board of County Commissioners accepts this grant award and designates the Delaware County Juvenile Court Administrator David A Hejmanowski to execute the agreement;

WHEREAS, the Board desires uninterrupted compliance with the Grant reporting requirements by maintaining Court Administrator Hejmanowski as the designated official;

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

Section 1. The Board hereby accepts the award of the Grant as follows:

Grant # 99-2192-DRCT-T-15-0005
Source: Ohio Department of Mental Health and Addiction Services
Grant Period: 7-1-14 thru 06-30-15

Grant Amount: \$ 51,716.00
Local Match: _____ 0

Total Project Amount: \$ 51,716.00

Section 2. The Board hereby authorizes Court Administrator Hejmanowski, as the designated official, to execute reports and administrative documents for the Grant.

Section 3. When reports or administrative documents require execution by the designated official, a copy of the report or documents will be on file at Juvenile Court office of fiscal and grants.

Vote on Motion Mr. Stapleton Aye Mr. O'Brien Aye Mr. Merrell Aye

RESOLUTION NO. 14-1110

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IN THE MATTER OF ACCEPTING THE AWARD OF THE OHIO DEPARTMENT OF MENTAL
HEALTH AND ADDICTION SERVICES GRANT FOR DELAWARE COUNTY JUVENILE COURT:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to approve the following:

WHEREAS, the Delaware County Juvenile Court has applied for and been awarded the Ohio Department of Mental Health and Addiction Services; and

WHEREAS, the Grant will be used to pay for staffing with in the Juvenile Court; and

WHEREAS, the Board of County Commissioners accepts this grant award and designates the Delaware County Juvenile Court Administrator David A Hejmanowski to execute the agreement;

WHEREAS, the Board desires uninterrupted compliance with the Grant reporting requirements by maintaining Court Administrator Hejmanowski as the designated official;

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

Section 1. The Board hereby accepts the award of the Grant as follows:

Grant # Specialized Docket Payroll Subsidy
Source: Ohio Department of Mental Health and Addiction Services
Grant Period: 7-1-14 thru 06-30-15

Grant Amount:	\$ 28,850.00
Local Match:	<u>0</u>
Total Project Amount:	\$ 28,850.00

Section 2. The Board hereby authorizes Court Administrator Hejmanowski, as the designated official, to execute reports and administrative documents for the Grant.

Section 3. When reports or administrative documents require execution by the designated official, a copy of the report or documents will be on file at Juvenile Court office of fiscal and grants.

Vote on Motion Mr. O'Brien Aye Mr. Merrell Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1111

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR MORGAN PLACE:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to approve the following:

Whereas, the construction of new sanitary sewers at the Morgan Place have been completed to meet sewer district requirements; and

Whereas, the sewer district has received the necessary items required by the subdivider’s agreement; and

Whereas, the Director of Environmental Services recommends accepting sanitary sewers for ownership, operation, and maintenance by Delaware County as follows:

Morgan Place	308’ of 8- inch sewer	\$19,555.00
	4- manholes	\$6,600.00

Now, therefore, be it resolved, by the Board of County Commissioners, Delaware County, Ohio:

The Board hereby approves and accepts the above sanitary sewer improvements for ownership, operation, and maintenance by the Delaware County Sewer District.

The Board hereby releases any Bond, certified check, irrevocable letter of credit, or other approved financial warranties executed to insure faithful performance for construction of the above sanitary sewer improvements, if applicable.

Vote on Motion Mr. Merrell Aye Mr. Stapleton Aye Mr. O'Brien Aye

RESOLUTION NO. 14-1112

IN THE MATTER OF APPOINTING REPRESENTATIVES TO THE MID-OHIO REGIONAL

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PLANNING COMMISSION:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to approve the following:

WHEREAS, Delaware County is a full member of the Mid-Ohio Regional Planning Commission (“MORPC”); and

WHEREAS, in accordance with the MORPC Articles of Agreement and Bylaws, the Delaware County Board of Commissioners (the “Board”) is entitled to appoint four community representatives to MORPC; and

WHEREAS, the representatives appointed shall serve terms of three (3) years, commencing on October 1, 2014;

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

Section 1. The Board hereby approves the appointment of the following community representatives to MORPC for the terms specified herein:

Position	Appointee	Term Commences	Term Ends
MORPC 1	Pat Blayney	October 1, 2014	September 30, 2017
MORPC 2	Ron Bullard	October 1, 2014	September 30, 2017
MORPC 3	Jenna Jackson	October 1, 2014	September 30, 2017

Section 2. The Clerk of the Board is hereby directed to certify a copy of this Resolution to MORPC.

Vote on Motion Mr. Stapleton Aye Mr. Merrell Aye Mr. O'Brien Aye

RESOLUTION NO. 14-1113

IN THE MATTER OF APPOINTING A MEMBER TO THE CONCORD/SCIOTO COMMUNITY
AUTHORITY BOARD OF TRUSTEES:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to approve the following:

WHEREAS, on March 22, 2007, the Delaware County Board of Commissioners (the “Board of Commissioners”) adopted Resolution No. 07-331, establishing the Concord/Scioto Community Authority, pursuant to Chapter 349 of the Revised Code; and

WHEREAS, as the organizational board of commissioners, the Board of Commissioners shall make appointments to the Community Authority Board of Trustees, pursuant to Resolution No. 07-331 and section 349.04 of the Revised Code; and

WHEREAS, Thomas Lasher has resigned as a citizen member, leaving a vacancy in the unexpired term for a citizen member;

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

Section 1. The Board of Commissioners hereby approves the appointment of the following member to the Concord/Scioto Community Authority Board of Trustees for the term specified herein:

Position	Appointee	Term Ends
Citizen Member	Helen MacDonald	March 21, 2016

Section 2. The appointment approved herein shall be effective immediately upon adoption of this Resolution.

Vote on Motion Mr. O'Brien Aye Mr. Merrell Aye Mr. Stapleton Aye

ADMINISTRATOR REPORTS
Tim Hansley, County Administrator
-No reports

COMMISSIONERS’ COMMITTEES REPORTS
Commissioner Stapleton
-No reports

Commissioner O’Brien
-No reports

Commissioner Merrell
-No reports

RESOLUTION NO. 14-1114

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

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to adjourn into Executive Session at 9:59 AM.

Vote on Motion Mr. Merrell Aye Mr. O'Brien Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1115

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to adjourn out of Executive Session at 11:25 AM.

Vote on Motion Mr. Stapleton Aye Mr. O'Brien Aye Mr. Merrell Aye

RECESS at 11:27 /RECONVENE 2:00PM

RESOLUTION NO. 14-1116

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF CONFIDENTIAL INFORMATION RELATED TO ECONOMIC DEVELOPMENT:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

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 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 2. The Board hereby finds and determines that 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.

Section 3. The Board hereby finds and determines that the executive session 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. O'Brien Aye Mr. Merrell Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1117

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to adjourn out of Executive Session at 3:45 PM.

Vote on Motion Mr. Merrell Aye Mr. O'Brien Aye Mr. Stapleton Aye

RESOLUTION NO. 14-1118

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IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR COLLECTIVE
BARGAINING:

It was moved by Mr. O’Brien, seconded by Mr. Stapleton to adjourn into executive session at 3:46 PM

Vote on Motion Mr. Stapleton Aye Mr. O’Brien Aye Mr. Merrell Aye

RESOLUTION NO. 14-1119

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Stapleton, seconded by Mr. O’Brien to adjourn out of Executive Session at 4:05 PM.

Vote on Motion Mr. Merrell Aye Mr. O’Brien Aye Mr. Stapleton Aye

There being no further business, the meeting adjourned.

Gary Merrell

Ken O’Brien

Dennis Stapleton

Jennifer Walraven, Clerk to the Commissioners