

COMMISSIONERS JOURNAL NO. 65 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD MAY 12, 2016

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

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

**1**  
RESOLUTION NO. 16-453

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD MAY 9, 2016 AND WORK SESSION HELD MAY 9, 2016

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on May 9, 2016 and a work session on May 9, 2016; and

WHEREAS, the Clerk of the Board has certified, pursuant to section 305.12 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 meetings.

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

**2**  
PUBLIC COMMENT

**3**  
ELECTED OFFICIAL COMMENT

**4**  
TRIBUTE:  
JACK SMELKER, DELAWARE COUNTY SANITARY ENGINEER'S OFFICE  
RETIRING AFTER 36+ YEARS OF SERVICE WITH DELAWARE COUNTY

**5**  
RESOLUTION NO. 16-454

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0511:

It was moved by Mr. Merrell, seconded by Mr. Benton to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0511 and Purchase Orders as listed below:

PR	Vendor Name	Line Description	Line Account	Amount
R1603412	CONWAY DATA INC	SITE SELECTION MAGAZINE ADVERTISEMENT	21011113- 5312	\$5,700.00
R1603407	OHI GUIDESTONE	AMENDMENT-RESIDENTIAL TREATMENT	22511607 - 5342	\$20,000.00

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

**6**  
RESOLUTION NO. 16-455

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Veterans Service Office is requesting that Wayne Kissel attend the National Association County Veterans Services Office Conference in Myrtle Beach, S.C. May 13-21, 2016 at the cost of \$2,646.74 (fund Veterans Services).

The Director of the Child Support Enforcement Agency is requesting that Marin Aikey and Sandy Disantis attend an OCDA Partner's Conference in Dublin, OH on July 14, 2016 at the cost of \$150.00 (fund number 23711630).

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The Director of the Child Support Enforcement Agency is requesting that Marin Aikey attend an OCDA Attorney Networking Meeting in Lancaster, OH on May 26, 2016 at no cost.

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

**7**

**RESOLUTION NO. 16-456**

**IN THE MATTER OF ACCEPTING AND APPROVING THE DELAWARE COUNTY SHERIFF'S OFFICE TRANSPORT REPORT FOR THE MONTH OF APRIL 2016:**

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

WHEREAS, section 325.07 of the Revised Code requires the County Sheriff to submit monthly expense reports to the Board of County Commissioners; and

WHEREAS, the Delaware County Sheriff has submitted a monthly report for April 2016;

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

Section 1. The Board hereby accepts and approves the Delaware County Sheriff's Office Transport Report for the month of April 2016.

Section 2. The Board hereby allows the expenses contained in the monthly report.  
(Copy available for review at the Commissioners' Office until no longer of administrative value.)

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

**8**

**RESOLUTION NO. 16-457**

**IN THE MATTER OF DECLARING A PUBLIC PURPOSE AND AUTHORIZING THE USE OF DELAWARE COUNTY FUNDS FOR THE PURCHASE OF COFFEE, MEALS, REFRESHMENTS, AND OTHER AMENITIES:**

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

WHEREAS, in accordance with Ohio Attorney General Opinion No. 82-006 and Ohio Auditor of State Bulletin 2003-005, the Delaware County Board of Commissioners (the "Board") may expend public funds to purchase coffee, meals, refreshments, and other amenities for its officers or employees or other persons if it determines that such expenditures are a "public purpose" and are necessary to perform a statutory function or power, provided the determination is not manifestly arbitrary or unreasonable; and

WHEREAS, the Board's determination must be memorialized by a duly enacted resolution and may have prospective effect only; and

WHEREAS Job and Family Services plans to hold a Foster Appreciation Event at the Columbus Zoo on May 21, 2016; and

WHEREAS Job and Family Services plans to provide a meal for foster parents and their families; and

WHEREAS funds have been donated for the purpose of such events; and

WHEREAS, the County Administrator and Fiscal Services Director recommend authorization to use Delaware County funds to pay for the coffee, meals, refreshments, and other amenities for this event;

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

Section 1. The Board hereby declares that the provision of coffee, meals, refreshments, and other amenities for the following purposes and amounts constitute a public purpose:

22511613-5381    Children Service Local Funds            \$1,320.00            Foster Parent Event, May 21, 2016

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

**10**

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**RESOLUTION NO. 16-458**

**IN THE MATTER OF APPROVING THE SANITARY SEWER IMPROVEMENT PLANS FOR NORTH FARMS SECTIONS 4 & 8, NORTHSTAR SECTION 3 PHASES A & B, AND WEDGEWOOD PARK NORTH:**

It was moved by Mr. Benton, seconded by Mr. Merrell to approve the following sanitary sewer improvement plans for North Farms Sections 4 & 8, Northstar Section 3 Phases A & B, and Wedgewood Park North for submittal to the Ohio EPA for their approval.

WHEREAS, the Executive Director recommends the sanitary sewer improvement plans for North Farms Sections 4 & 8, Northstar Section 3 Phases A & B, and Wedgewood Park North for submittal to the Ohio EPA for their approval.

THEREFORE BE IT RESOLVED, that the Board of Commissioners approve the sanitary sewer improvement plans for North Farms Sections 4 & 8, Northstar Section 3 Phases A & B, and Wedgewood Park North for submittal to the Ohio EPA for their approval.

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

**12**

**DAWN HUSTON, ASSISTANT COUNTY ADMINISTRATOR, ADMINISTRATOR REPORTS**

- An update about House Bill 277, Representative Brenner testified before the Senate Finance Committee on Tuesday then in a week or so the Finance Committee will send the Bill to the Senate floor to be voted on. The House will then have to vote on it for concurrence. This should be resolved by the end of May.
- The EMS Color Guard has been invited to present colors at the State EMS Conference next week for two days.

**13**

**COMMISSIONERS' COMMITTEES REPORTS**

**Commissioner Lewis**

- Received a draft letter from the Secretary of State about a bill introduced for online voter registration. They would like a letter of support from the Board. The clerk of the Board will get a resolution together for the Board to sign today.
- DelCo EMS has earned the American Heart Association's Mission: Lifeline Gold Level Recognition Award

**Commissioner Benton**

- Attended the Finance Authority meeting on Tuesday

**Commissioner Merrell**

- Would like to ask the County Administrator and Assistant Prosecutor Aric Hostettler to draft a protocol for projects that the Fair Board will use the new bed tax for.
- Jack Frambes, former Mayor of Dublin and Councilman for Shawnee Hills passed away this week.

**11**

**GLENN MARZLUF, PE GENERAL MANAGER / CEO DEL-CO WATER COMPANY, INC.  
PRESENTATION/UPDATE ON DEL-CO WATER COMPANY, INC.**

**14**

**RESOLUTION NO. 16-459**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL; TO CONSIDER THE PURCHASE OF PROPERTY FOR PUBLIC PURPOSES; FOR PENDING OR IMMINENT LITIGATION:**

It was moved by Mr. Merrell, seconded by Mr. Benton to adjourn into Executive Session at 10:40 AM.

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

**RESOLUTION NO. 16-450**

**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 at 11:45 AM.

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

**OTHER BUSINESS**

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**RESOLUTION NO. 16-451**

**IN THE MATTER OF THE DELAWARE COUNTY BOARD OF COMMISSIONERS APPROVING A LETTER OF SUPPORT FOR ONLINE VOTER REGISTRATION:**

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

May 12, 2016

The Honorable Jon Husted  
Ohio Secretary of State  
180 E. Broad Street  
16<sup>th</sup> Floor  
Columbus, Ohio 43215

Re: Support of Online Voter Registration

Dear Secretary Husted,

On behalf of the Delaware County Board of Commissioners, we are writing in support of legislation that would give Ohioans the opportunity to register to vote online, because it is both more secure and cost effective.

As the government body tasked with the responsibility of the funding the Delaware County Board of Elections, we are supportive of all efforts to cut costs in a responsible manner. Data shows that an online voter registration system can save anywhere from 50 cents to \$2.34 per registration. Between 2011 and 2014, this could have amounted to a savings of anywhere between \$2.8 million and \$13.2 million for the state of Ohio. On a local level, this means Delaware County could have saved between \$35,235 and \$164,897 over this same time period.

Nationally, online voter registration legislation has been passed in twenty-eight states. Additionally, it has bipartisan support, would strengthen the security of Ohio’s voter rolls and make the registration process easier for all Ohioans, including our servicemen and women.

We are happy to join you in urging favorable consideration of online voter registration in Ohio.

Sincerely,

Barb Lewis  
Commissioner

Gary Merrell  
Commissioner

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

**RECESSED UNTIL 1:00 PM**

**15**

**RESOLUTION NO. 16-452**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF 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)(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;

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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. Merrell            Aye            Mr. Benton            Absent    Mrs. Lewis            Aye

**RESOLUTION NO. 16-453**

**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 at 1:38 PM.

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

There being no further business, the meeting adjourned.

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Gary Merrell

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Barb Lewis

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Jeff Benton

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Jennifer Walraven, Clerk to the Commissioners