

COMMISSIONERS JOURNAL NO. 65 - DELAWARE COUNTY  
 MINUTES FROM REGULAR MEETING HELD JULY 28, 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**

~~11:00AM~~ **(1:30PM) Viewing For Consideration Of The Thomas #9 Watershed Drainage Improvement Petition (Radnor Township)**

**1**

16-724

**IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD JULY 25, 2016:**

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

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the “Board”) met in regular session on July 25, 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 meeting.

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

**2**

**PUBLIC COMMENT**  
**Daniel Napolitan, expressing concerns about the Bluefield Acres drainage issues**

**3**

**ELECTED OFFICIAL COMMENT**

**4**

**RESOLUTION NO. 16-725**

**IN THE MATTER OF THE DELAWARE COUNTY BOARD OF COMMISSIONERS CONGRATULATING LARRY UFFERMAN ON HIS RETIREMENT AND HIS YEARS OF SERVICE TO DELAWARE COUNTY:**

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

WHEREAS, the Delaware County Board of Commissioners is proud to honor Larry Ufferman upon his retirement, and for his nearly thirty-one years of service to Delaware County and the state of Ohio as Delaware Soil and Water Conservation District (SWCD) Administrator; and

WHEREAS, he was born and raised in Delaware County and has seen its transformation from a quiet rural agricultural neighborhood into a dynamic bustling community comprised of a mixture of rural/urban neighbors, each with their own unique resource-related problems; and

WHEREAS, he has helped mold the SWCD’s conservation program into one of the best in Ohio. Three times in his tenure, the SWCD has been recognized as having a top SWCD program by the Ohio Federation of SWCDs. The National Association of Conservation Districts consistently ranked the Delaware SWCD “Superior” in the Goodyear SWCD Awards program and the SWCD was an “Honors District” sixteen years in a row; and

WHEREAS, due to the dramatic county land use changes in the 1980s, Larry led the SWCD with US Department of Agriculture, the Ohio State University and Ohio Ag Research & Development Center to modernize the Delaware County Soil Survey in order to better meet the needs of local citizens and land use planners. The Delaware SWCD was one of the first in Ohio to produce a soil survey in digital format. He also saw the need to provide direct soil survey access via the internet. Early in 2000, the Delaware County Soil Survey was published on the SWCD website – a first in Ohio and the nation; and

WHEREAS, he was also active in the establishment of the Upper Big Walnut Water Quality Partnership which was charged with bringing about water quality improvements to Hoover Reservoir, the drinking water supply for nearly three-quarters of a million people in Columbus; and

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WHEREAS, during his tenure, when farmers and other landowners voiced concerns over deteriorating ditches and drainage outlets, he led the effort for the SWCD to take charge of the county’s ditch maintenance program. He helped the program evolve to include maintenance of new subdivision storm water systems; and

WHEREAS, Larry’s leadership and guidance has been instrumental in building a strong program of conservation technical assistance, conservation education, and communications and outreach to support the local landowners. His many years of service exemplify the SWCD’s mission of “Helping You Help the Land”;

THEREFORE BE IT RESOLVED, that the Delaware County Board of Commissioners hereby congratulates Larry Ufferman on his well-deserved retirement and his years of outstanding service.

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

**5  
RESOLUTION NO. 16-726**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0727 AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR0727:**

It was moved by Mr. Benton, seconded by Mr. Merrell to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0727, memo transfers in batch numbers MTAPR0727 and Purchase Orders as listed below:

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

**6  
RESOLUTION NO. 16-727**

**IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:**

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

The Child Support Enforcement Agency is requesting that Maren Aikey attend an Attorney Networking Meeting in Lancaster, Ohio August 25, 2016; at the cost of \$75.00 (fund number 23711630)

The EMS Department is requesting that Peter Halpin attend an Advanced Stroke Life Support Update Course in Columbus, Ohio July 29, 2016, at no cost.

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

**7  
RESOLUTION NO. 16-728**

**IN THE MATTER OF APPROVING A RESOLUTION OF NECESSITY FOR LEVYING A RENEWAL, WITH AN INCREASE, OF A TAX EXCEEDING THE TEN-MILL LIMITATION FOR THE ESTABLISHMENT AND OPERATION OF A 9-1-1 SYSTEM:**

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

**WHEREAS**, the amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide an adequate amount for the necessary requirements of the Delaware County Countywide 9-1-1 System (the “System”); and

**WHEREAS**, the System serves the entire County of Delaware, except for the incorporated areas of the Cities of Columbus, Dublin, and Westerville within the County of Delaware (the “Service Area”), and the tax shall only be imposed in the Service Area; and

**WHEREAS**, a resolution declaring the necessity of levying a tax, pursuant to section 5705.19 of the Ohio Revised Code, outside the ten-mill limitation must be passed and certified to the Auditor of Delaware County in order to permit the Board of County Commissioners to consider the levy of such a tax and must request that the Auditor certify the total current tax valuation of the Service Area, as well as the dollar amount of revenue that would be generated by a specified number of mills or the number of mills required to generate a specified amount of revenue;

**RESOLUTION**

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Delaware County, Ohio (“Board”), at least two-thirds of all members elected thereto concurring, that it is necessary to levy a renewal of the

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current tax of 0.45 mills and an increase of 0.18 mills to constitute a tax in excess of the ten-mill limitation for the benefit of Delaware County for the establishment and operation of a 9-1-1 system, said purpose being authorized by section 5705.19(BB) of the Ohio Revised Code, at a rate not exceeding 0.63 mills for each one dollar of valuation, which amounts to six and three-tenths cents (\$0.063) for each one hundred dollars of valuation, for five (5) years; and

**BE IT FURTHER RESOLVED**, that the System only serves the Service Area, and the tax shall only be imposed in the Service Area; and

**BE IT FURTHER RESOLVED**, that the levy be placed upon the tax lists of the current tax year, commencing in 2016, first due in calendar year 2017, in compliance with Ohio Revised Code section 5705.34, after the settlement next succeeding the election, if a majority of the electors voting thereon vote in favor thereof; and

**BE IT FURTHER RESOLVED**, that the question of such tax levy shall be submitted to the electors residing in the Service Area at the election to be held therein on November 8, 2016; and

**BE IT FURTHER RESOLVED**, that the Clerk of the Board is hereby directed to certify a copy of the resolution to the county auditor requesting that the county auditor certify to the Board the total current tax valuation of the Service Area and the dollar amount of revenue that would be generated by the tax levy if approved by the electors.

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

**8  
RESOLUTION NO. 16-729**

**IN THE MATTER OF SELLING PERSONAL PROPERTY TO THE BIG WALNUT JOINT FIRE DISTRICT, MARENGO, MORROW COUNTY, OHIO:**

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

WHEREAS, Delaware County currently owns certain personal property, specifically <10 Motorola XTS 5000 Model II Portable Radios, Serial Numbers: 721CDG1442, 721CDG1445, 721CDG1446, 721CDG1456, 721CDG1457, 721CDG1460, 721CDG1472, 721CDG1480, 721CDG1490, 721CKT0600 > (the "Property"), that is no longer needed for use by Delaware County; and

WHEREAS, pursuant to section 307.12(D) of the Revised Code, the Board of County Commissioners (the "Board") may sell or donate county personal property to any political subdivision of the state without advertisement or public notification, regardless of the property's value; and

WHEREAS, the Big Walnut Joint Fire District has expressed a need for and can utilize the Property;

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

Section 1. The Board hereby approves the sale of the Property to the Big Walnut Joint Fire District Marengo, Morrow County, Ohio, for the total sum of Two Thousand Dollars and Zero Cents (\$2,000.00).

Section 2. The Property shall be sold upon the condition that the Property is accepted "as is."

Section 3. The Clerk of the Board shall provide a certified copy of this Resolution to the Fiscal Officer for the Big Walnut Joint Fire District, Morrow County, Ohio.

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

**9  
RESOLUTION NO. 16-730**

**IN THE MATTER OF SELLING PERSONAL PROPERTY TO THE CITY OF DUBLIN POLICE, DUBLIN, FRANKLIN COUNTY, OHIO:**

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

WHEREAS, Delaware County currently owns certain personal property, specifically < 5 Motorola XTS 5000 DES-OFB encryption boards > (the "Property"), that is no longer needed for use by Delaware County; and

WHEREAS, pursuant to section 307.12(D) of the Revised Code, the Board of County Commissioners (the "Board") may sell or donate county personal property to any political subdivision of the state without advertisement or public notification, regardless of the property's value; and

WHEREAS, the City of Dublin Police has expressed a need for and can utilize the Property;

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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 approves the sale of the Property to the City of Dublin Police Dublin, Franklin County, Ohio, for the total sum of Seven Hundred and Fifty Dollars and Zero Cents (\$750.00).

Section 2. The Property shall be sold upon the condition that the Property is accepted "as is."

Section 3. The Clerk of the Board shall provide a certified copy of this Resolution to the Finance Office for the City of Dublin Police, Franklin County, Ohio.

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

**10  
RESOLUTION NO. 16-731**

**IN THE MATTER OF ACCEPTING THE AWARD OF THE DELAWARE COUNTY LEAP 2015 GRANT FOR THE DELAWARE COUNTY SHERIFF'S OFFICE:**

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

WHEREAS, the Delaware County Sheriff's Office has applied for and been awarded the Delaware County LEAP Forward 2015 Grant (the "Grant"); and

WHEREAS, the Grant assists the Delaware County Drug Task Force, and

WHEREAS, a local match of \$48,751.61 is required for the Grant and will be paid half out of the Delaware County General funds and half out of Drug Task Force Funds, and

WHEREAS, the Board of County Commissioners accepts this grant award and designates the Delaware County Administrator to execute the agreement;

WHEREAS, the Board desires uninterrupted compliance with the Grant reporting requirements by maintaining the County Administrator 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 #	2015-DL-LEF-5821
Source:	The Ohio Office of Criminal Justice Services
Grant Period:	07/01/2016 thru 06/30/2017

Federal Grant Amount:	\$146,254.84
Local Match:	<u>48,751.61</u>
Total Grant Amount:	\$195,006.45

Section 2. The Board hereby authorizes Administrator Ferzan Ahmed, 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 shall be provided to the Clerk of the Board, along with a copy of this Resolution.

FURTHER, BE IT RESOLVED the Board of Commissioners of Delaware County, State of Ohio hereby approves the following New Organization Key, Supplemental Appropriations, Transfer Of Cash And Advance Of Cash:

**New Organization Key**  
28631338

Leap Forward 2015 Grant

**Supplemental Appropriations**

28631338-5004	Leap Forward 2015 Grant/Overtime	25,000.00
28631338-5201	Leap Forward 2015 Grant/General Supplies	5,000.00
28631338-5305	Leap Forward 2015 Grant/Training & Staff Development	1,500.00
28631338-5315	Leap Forward 2015 Grant/Satellite, Cable, Internet and Air cards	7,800.00
28631338-5320	Leap Forward 2015 Grant/Software Licenses and Computer Services (<100,000)	1,100.00
28631338-5325	Leap Forward 2015 Grant/Maintenance	1,300.00

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	Contracts and Agreements		
28631338-5335	Leap Forward 2015 Grant/Rental Services		10,800.00
28631338-5365	Leap Forward 2015 Grant/Grant Related Services		40,000.00
28631338-5450	Leap Forward 2015 Grant/Capital Equipment		35,000.00
	Leap Forward 2015 Grant		
10011102-5801	Commissioners General/Miscellaneous Cash Transfers		\$12,187.91
<b>Transfer of Cash</b>			
<b>From</b>	<b>To</b>		
10011102-5801	28631338-4601		\$12,187.91
Commissioner General/Miscellaneous Cash Transfer	Leap Forward 2015 Grant/Interfund Revenue		
<b>Advance of Cash</b>			
<b>From</b>	<b>To</b>		
10011102-8500	28631338-8400		99,515.00
Commissioner General/Advance Out	Leap Forward 2015 Grant/Advance In		
Vote on Motion	Mrs. Lewis	Aye	Mr. Merrell
			Nay
			Mr. Benton
			Aye

**11**

**RESOLUTION NO. 16-732**

**IN THE MATTER OF APPROVING A TRANSFER OF APPROPRIATION FOR JUVENILE COURT:**

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

<b>Transfer of Appropriation</b>			
<b>From</b>	<b>To</b>		
27426314-5201	27426314-5001		1,000.00
Crime Victims CASA/General Supplies	Crime Victims CASA/Compensation		
27426314-5101	27426314-5301		2,500.00
Crime Victims CASA/Health Insurance	Crime Victims CASA/Contracted Prof. Service		
Vote on Motion	Mr. Benton	Aye	Mr. Merrell
			Aye
			Mrs. Lewis
			Aye

**12**

**RESOLUTION NO. 16-733**

**IN THE MATTER OF ACCEPTING THE AWARD OF THE DEPARTMENT OF YOUTH SERVICES – RECLAIM AND BASE GRANT FOR JUVENILE COURT:**

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

WHEREAS, the Delaware County Juvenile Court has applied for and been awarded the Ohio Department of Youth Services – RECLAIM and base award (the “Grant”); and

WHEREAS, the grant will be used for staffing and training, and

WHEREAS, a local match is not required for the Grant; and

WHEREAS, Court Administrator, Katie Stenman, is listed as the designated official for Delaware County for the Grant; and

WHEREAS, the Board desires uninterrupted compliance with the Grant reporting requirements by maintaining Court Administrator Stenman 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 #	DYS – RECLAIM
Source:	Ohio Department of Youth Services
Grant Period:	July 1, 2016 – June 30, 2017

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Grant: 2016 RECLAIM	\$385,039.13
2016 BASE	\$245,357.00
Local Match:	0.00
Total Grant Amount:	\$630,396.13

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

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

**13**

**RESOLUTION NO. 16-734**

**IN THE MATTER OF AUTHORIZING THE USE OF DELAWARE COUNTY FUNDS TO ASSIST IN FUNDING THE PURCHASE OF COFFEE, MEALS, REFRESHMENTS, AND OTHER AMENITIES AS A SAFETY PRECAUTION FOR FACILITIES MANAGEMENT:**

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

WHEREAS, The Ohio Attorney General Opinion No. 82-006 addresses the issue Expenditure of Public Funds for Proper “Public Purpose”, and

WHEREAS, The October 20, 2003, State Auditor’s ruling on payment of Expenditures of Public Funds For Proper “Public Purpose” states that for persons who are employees or non-employees of the County, the Commissioners must pre-approve expenditures for the purchase of coffee, meals, refreshments and other amenities.

WHEREAS, the Delaware County Facilities Management maintenance technicians are required to work inside and outside with exposure to temperatures above 90 degrees for periods of more than one hour;

WHEREAS, as a safety precaution it is imperative that maintenance technicians remain appropriately hydrated;

WHEREAS, the Interim Director of Facilities recommend the expenditures;

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED, by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the Delaware County Board of Commissioners hereby authorizes the use of Commissioner funds in an amount not to exceed \$75.00, to assist in funding the purchase of coffee, meals, refreshments, and other amenities as a safety precaution.

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

**OTHER BUSINESS:  
RESOLUTION NO. 16-735**

**IN THE MATTER OF APPROVING AN INTER-AGENCY AGREEMENT BETWEEN THE VILLAGE OF GALENA AND THE DELAWARE COUNTY COMMISSIONERS FOR THE ADMINISTRATION OF A CLEAN OHIO TRAIL FUND PROJECT:**

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

**Inter-Agency Agreement**

This Agreement is entered into this 28th day of July, 2016, by and between the Village of Galena (the “Village”) and the Delaware County Commissioners (the “County”) for the administration of a Clean Ohio Trail Fund project as follows:

The Village of Galena is the applicant for a 2016 Clean Ohio Fund grant to pave an additional 1,775 feet section of the Ohio-Erie Trail (the “Project”).

In accordance with the grant program requirements, the parties hereto have mutually agreed to the following division of responsibilities:

Funding: The County agrees to front the grant portion of the Project funding, estimated to be \$130,679.06. Upon receipt of grant funds for the Project, said funds shall be deposited with the County to reimburse the County’s initial outlay of funds for the Project. The County shall have no financial responsibility for the Project over and above the grant funds. At least one (1) week prior to contract award for the Project, the Village shall provide or collect all remaining matching funds for the Project and cause said matching funds to be deposited with the County for application to the Project costs.



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Administration: The County shall have authority to award any and all contracts in furtherance of the Project and shall have approval authority over any and all change orders thereto. The County shall administer payments to contractors and maintain all financial records for the Project. Bidding and construction administration shall be contracted to an engineering firm, subject to Chapter 163 of the Revised Code. Design and construction plans, including all modifications thereto, are subject to approval by both the Village and the County. The Village shall be a signatory to all contracts in furtherance of the Project.

Unforeseen Costs: Any unforeseen costs shall be paid from contingency funds set aside within the Project estimate. If unforeseen costs exceed the amount of contingency funds, the Village and County agree to modify the scope of the Project to reduce the cost to within budget limitations. In no event shall the County incur any costs over and above the reimbursable grant funds.

Communication and Records: As public records, all records pertaining to this Project shall be available for inspection during regular business hours. The County agrees to keep the Village well informed of the Project via the contract administrator, and the County shall provide to the Village any additional information regarding the Project upon request.

Ownership: The Village shall, at all times, hold ownership of the Project and shall retain all rights in this respect.

Maintenance: The Village shall be solely responsible for all maintenance for the Project. This maintenance includes, but is not limited to, keeping the trail open and free of tree limbs, grass mowing, and items in need of repair.

Termination: This Agreement shall terminate upon one of the following events: (a) the grant application is denied; (b) the Project is completed, including final payment and full reimbursement to the County; or (c) either party giving written notice of termination for convenience prior to the award of a construction contract for the Project. Notwithstanding termination of this Agreement pursuant to Section 7(b), Sections 5 and 6 of this Agreement shall continue in full force and effect.

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

**14**

**ADMINISTRATOR REPORTS**

Ferzan Ahmed, County Administrator

- A reminder that the deadline for Commissioner comment is today for CEAO
- Next month is Child Support Awareness month
- A big thank you to the HR department and Brian Galligher for starting a safety awareness program

**15**

**COMMISSIONERS' COMMITTEES REPORTS**

Commission Merrell

- No reports

Commissioner Benton

- Regional Planning will be meeting this evening
- Evan's Farm will hold their groundbreaking ceremony on Saturday at 3:00 PM

Commissioner Lewis

- Attended the NCCAO conference this past week. Got to hear about the Stepping Up Initiative that is going on nationwide
- Was appointed to the Justice and Policy committee

**16**

**RESOLUTION NO. 16-736**

**IN THE MATTER OF PROCEEDING WITH THE SUBMISSION OF THE QUESTION OF LEVYING A RENEWAL, WITH AN INCREASE, OF A TAX EXCEEDING THE TEN-MILL LIMITATION FOR THE DELAWARE COUNTY COUNTYWIDE 9-1-1 SYSTEM:**

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

**WHEREAS**, on July 28, 2016, the Board of County Commissioners of Delaware County, Ohio ("Board"), adopted Resolution No. 16-728 declaring the necessity of levying a renewal, with an increase, of a tax exceeding the ten-mill limitation for the establishment and operation of a 9-1-1 system, pursuant to section 5705.19(BB) of the Ohio Revised Code; and

**WHEREAS**, the Delaware County Countywide 9-1-1 System serves the entire County of Delaware, except for the incorporated areas of the Cities of Columbus, Dublin, and Westerville within the County of Delaware (the "Service Area"), and the tax shall only be imposed in the Service Area; and

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**WHEREAS**, the Delaware County Auditor has certified to the Board that the estimated dollar amount of revenue that would be generated by 0.63 mills is \$3,733,598.00, based on the current assessed valuation of the Service Area of \$6,099,650,240.00

**RESOLUTION**

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Delaware County, Ohio (the "Board"), a majority of the full membership thereof concurring, that the Board desires to proceed with the submission of the question of levying a renewal of the current tax of 0.45 mills and an increase of 0.18 mills to constitute a tax for the benefit of Delaware County for the purpose of the establishment and operation of a 9-1-1 system at a rate not exceeding 0.63 mills for each one dollar of tax valuation, which amounts to six and three-tenths cents (\$0.063) for each one hundred dollars of tax valuation, to the electors of the Service Area, said tax being authorized by section 5705.19(BB) of the Ohio Revised Code; and

**BE IT FURTHER RESOLVED**, that the System only serves the Service Area, and the tax shall only be imposed in the Service Area; and

**BE IT FURTHER RESOLVED**, that the tax levy will be for five (5) years, and such levy will include a levy on the current year's tax list, commencing in 2016, first due in calendar year 2017 after the settlement next succeeding the election, if approved by a majority of the electors voting thereon; and

**BE IT FURTHER RESOLVED**, the question of such tax levy shall be submitted to the electors of the Service Area at the general election to be held therein on November 8, 2016 in the following form:

<p><b>OFFICIAL QUESTIONS AND ISSUES BALLOT GENERAL ELECTION – NOVEMBER 8, 2016 DELAWARE COUNTY, OHIO</b></p> <p><b>PROPOSED TAX LEVY – RENEWAL AND AN INCREASE DELAWARE COUNTY (EXCLUDING THE CITIES OF COLUMBUS, DUBLIN AND WESTERVILLE)</b></p> <p><b>A Majority Affirmative Vote Is Necessary For Passage.</b></p>	
<p>A renewal of 0.45 mills and an increase of 0.18 mills to constitute a tax for the benefit of Delaware County (excluding the cities of Columbus, Dublin and Westerville) for the purpose of <b>THE ESTABLISHMENT AND OPERATION OF A 9-1-1 SYSTEM</b> at a rate not exceeding 0.63 mills for each one dollar of valuation, which amounts to six and three-tenths cents (\$0.063) for each one hundred dollars of valuation, for five years, commencing in 2016, first due in calendar year 2017.</p>	
	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

**BE IT FURTHER RESOLVED**, that the Clerk of the Board is hereby directed to certify, not less than ninety (90) days prior to the election, to the Board of Elections, Delaware County, Ohio, a copy of the resolution of necessity (Resolution No. 16-728) adopted on July 28, 2016, and a copy of this Resolution together with the certification of the Delaware County Auditor, and notify the Board of Elections to cause notice of election on the question of levying the tax to be given as required by law.

This Resolution shall be in full force and effect immediately upon adoption.

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

**17**  
**RESOLUTION NO. 16-737**

**IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION 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 10:17 AM.

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

**RESOLUTION NO. 16-738**



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**IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:**

It was moved by Mr. Benton, seconded by Mr. Merrell to adjourn out of Executive Session at 10:35 AM.

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

**18**

**RECESS 10:35AM**

**1:35PM RECONVENE**

**IN THE FIELD:**

**VIEWING FOR CONSIDERATION OF THE THOMAS #9 WATERSHED DRAINAGE  
IMPROVEMENT WATERSHED AREA DRAINAGE PETITION**

On July 28, 2016, near the following 5137 Troy Road Delaware Ohio 43015, The Delaware County Commissioners viewed the watershed area with staff members from the Delaware County Soil and Water Conservation District.

**Commissioners Present: President Barb Lewis; Vice President Jeff Benton and Commissioner Gary Merrell**

On April 29, 2016, a drainage petition for the THOMAS #9 WATERSHED DRAINAGE IMPROVEMENT watershed was filed with the Board of County Commissioners to:

1. To generally improve the drainage, both surface and subsurface, to a good and sufficient outlet by replacing or repairing, or altering the existing improvements as required and/or creating new surface and subsurface drainage mains or laterals as requested by this petition.
2. In Delaware County, Radnor Township within the Thomas #9 Watershed and generally following, but not limited to the course and termini of the existing improvement.

NOTE: the first hearing on the petition is scheduled for **Thursday October 13, 2016, at 10:00am**

The Commissioners:

- Looked At Breather from the old tile system at side of corn field along drive way.
- SWCD has Fiber Optic cameras that will check other Breathers after 1<sup>st</sup> hearing
- Followed Tile Areas along road way
- viewed "3B" Tile at Radnor and Troy (water from tree area to the north comes to this ditch area)
- Viewed Outlets On side of Radnor Road;
- the petition (signatures and words) determines the upstream part of a project the "sufficient outlet" determines the bottom of a project
- the 1920's and earlier infrastructure in this area would predate maintenance program.

- projects since 1998 are automatically placed on County Drainage Maintenance Program
- this is a landowner initiated process and detailed surveys follow if the project moves past the first hearing
- if approved the storm water infrastructure will be placed on the County Drainage Maintenance Program
- if approved money pooled only for this project; assessments placed on build-able lots current and future

- 4 Factors Determine Possible Assessment: Acres Benefited, Land Use, Percent Of Improvement Used; Remote Factor

The following is a PDF copy of the Commissioners' Office sign-in sheet of the people present at the viewing who chose to sign the sign-in sheet.

COMMISSIONERS JOURNAL NO. 65 - DELAWARE COUNTY  
 MINUTES FROM REGULAR MEETING HELD JULY 28, 2016

**SIGN-IN SHEET FOR JULY 28, 2016**

**11:00 AM Viewing For Consideration Of The Thomas #9 Watershed  
 Drainage Improvement Petition Filed By Richard Lehner  
 And Others**

NAME	ADDRESS
1 Jennifer Walraven	Board Clerk
2 Sarah Dinoro	Assistant Clerk
3 Larry Ufferman	SWCD
4 Gary Merrell	Commissioner
5 Barb Lewis	Commissioner
6 BRET BACON	SWCD
7 <del>Scott Sepp</del>	D SWCD
8 Joey Hurford	D SWCD
9 John Rodman	3500 Warrensburg Rd Del.
10 Richard R. Lehner	2369 Troy Del
11 Bruce Wells	2545 KLONDIKE RD DEL
12 Arnette Wells	5137 Troy Rd Delaware
13 Barb Lewis	4593 Troy Rd. Delaware
14 David James	2558 Radnor Rd,
15 Mark James	2861 Radnor Rd
16 Tom Seitter	5130 Benzlerk, Marion
17	

Adjourn at 2:12PM

There being no further business, the meeting adjourned.

\_\_\_\_\_  
 Gary Merrell

\_\_\_\_\_  
 Barb Lewis

\_\_\_\_\_  
 Jeff Benton

\_\_\_\_\_  
 Jennifer Walraven, Clerk to the Commissioners