

**MINUTES  
BOARD OF ALLEN COUNTY  
COMMISSIONERS**

204 N. Main Street

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Board of Allen County Commissioners will be in session

Tuesday and Thursday and adjourn upon completion of business

<b>DESCRIPTION</b>	<b>GENERAL SESSION</b>
<b>DATE</b>	<b>March 24, 2026</b>
<b>LOCATION</b>	<b>COMMISSIONER'S MEETING ROOM</b>
	<b>PRESENT: Brian Winegardner Beth Seibert Cory Noonan</b>
<b>TIME:</b>	<b>GENERAL SESSION – RECORDED</b>
<b>9:00 a.m.</b>	<b>AGENDA MEETING</b>
	<b>PLEDGE—Cory Noonan</b>
	<b>APPROVE AGENDA AS PRESENTED</b>  <i>Commissioner Noonan moved to approve the agenda. Motion seconded by Commissioner Seibert. The roll was called and the agenda was approved unanimously.</i>
	<b>ITEMS FOR REVIEW AND APPROVAL</b>  <b>1. Consent Agenda:</b>  <b>a. Resolution #202-26.</b> Authorize repayment of an advances from various funds to the Health Department Fund 8810. <b>b. Resolution #203-26.</b> Authorize warrant of advances from the Health Department Fund 8810 to various funds. <b>c. Resolution #204-26.</b> Authorize the return of an advance from the Perry Sewer Improvement Project Fund 4007 to the Sanitary Engineer's Surplus Fund 5035. <b>d. Resolution #205-26.</b> Supplemental appropriation for the EMA Fund 2091.

- e. **Resolution #206-26.** Supplemental appropriation for the GIS Fund 2089.
- f. **Resolution #207-26.** Supplemental appropriation for the Tax Map Fund 2088.
- g. **Resolution #208-26.** Supplemental appropriation for the REA Fund 2014.
- h. **Resolution #209-26.** Supplemental appropriation for the Tax Map/GIS Fund 2093.
- i. **Resolution #210-26.** Supplemental appropriation for the Capital Fund 4017.

***Commissioner Seibert moved to approve the resolutions. Motion seconded by Commissioner Winegardner. The roll was called and the resolutions were approved unanimously.***

**RESOLUTIONS/SIGNATURES:**

1. **Resolution #211-26.** Accept proposal and enter into contract with Northwestern Ohio Security System, Inc. for the installation of cameras at the Clerk of courts Office. ***Commissioner Winegardner moved to approve the resolution. Motion seconded by Commissioner Noonan. The roll was called and the resolution was approved unanimously.***
2. **Resolution #212-26.** Approve a late fee/penalty waiver request form and authorize payment of late fee/penalty. ***Commissioner Noonan moved to approve the resolution. Motion seconded by Commissioner Seibert. The roll was called and the resolution was approved unanimously.***
3. **Resolution #213-26.** Authorize the renewal of a Service Agreement with the City of Lima which designates them to enforce the Ohio Building Code on behalf of the Allen County Building Department. ***Commissioner Seibert moved to approve the resolution. Motion seconded by Commissioner Winegardner. The roll was called and the resolution was approved unanimously.***
4. **Resolution #214-26.** Renew Lawyers Professional Liability Insurance with NDAA Insurance Services. ***Commissioner Winegardner moved to approve the resolution. Motion seconded by Commissioner Noonan. The roll was called and the resolution was approved unanimously.***

	<p><b>5. Resolution #215-26.</b> Authorize the allocation and encumbrance of unrestricted ARPA funds from the ARPA Fund 2893 and authorize issuance of payment to the Administration Building Capital Fund 4022-All Temp Refrigeration, Inc.-Mechanical Pay App 5. <b><i>Commissioner Noonan moved to approve the resolution. Motion seconded by Commissioner Seibert. The roll was called and the resolution was approved unanimously.</i></b></p> <p><b>6. Resolution #216-26.</b> Authorize the allocation and encumbrance of unrestricted ARPA funds from the ARPA Fund 2893 and authorize issuance of payment to the Administration Building Capital Fund 4022-Koester Electric, Inc. Pay App 6. <b><i>Commissioner Seibert moved to approve the resolution. Motion seconded by Commissioner Winegardner. The roll was called and the resolution was approved unanimously.</i></b></p>
	<p><b>DISCUSSION</b></p> <p><b>A. <u>County Engineer</u></b></p> <p><b>1. Resolution #217-26.</b> Authorize the Allen County Engineer to purchase four (4) 2027 Freightliner 114SD Plus Tandem Dump Truck Chassis from Stoops Freightliner.</p> <p><b><i>Commissioner Winegardner moved to table the resolution. Motion seconded by Commissioner Noonan. The roll was called and the resolution was tabled unanimously.</i></b></p>
	<p><b>ANNOUNCEMENTS</b></p>
<p><b>9:05 a.m.</b></p>	<p><b>RECESS</b></p>
<p><b>9:15 a.m.</b></p>	<p><b>Dog Warden Vehicle Replacement Discussion—Julie Shellhammer</b></p> <ul style="list-style-type: none"> <li>• <b>Discussion on potential purchase of a 2020 Chevy Tahoe for the cost of \$25,000.00</b> -if vehicle is purchased, Dog Warden Julie Shelhammer will sell one of her current vehicles on Gov Deals</li> <li>• <b>Discussion on insurance coverage</b> -Julie Shellhammer does pay cost allocation for the Dog Warden vehicles insurance</li> </ul>

	<ul style="list-style-type: none"> <li>• <b>Commissioners are in agreeance with Julie Shellhammer moving forward with purchasing said vehicle</b>  <b>-purchase will be placed on the agenda for approval</b></li> </ul>
<p><b>9:20 a.m.</b></p>	<p><b>RECESS</b></p>
<p><b>9:30 a.m.</b></p>	<p><b>Staff Update/County Projects Discussion</b></p> <p><b>Sofia Clifton—</b></p> <ul style="list-style-type: none"> <li>• <b>Provided an update on the Workers Compensation trial</b>  <b>-the County won the trial</b>  <b>-there is a 30-day appeal period if the employee chooses to do so</b>  <b>-Sedgwick stated that approximately \$80,000.00 will be returned to the county from the outcome of this hearing since premiums were increased due to this claim</b>  <b>-funds returned will be distributed to all departments similar to true-app returns</b></li> <li>• <b>Discussion on building appraisals for CORSA</b>  <b>-currently working on completing, as these are to be done every four (4) years</b></li> <li>• <b>Received a subpoena in the mail in regards to a vehicle claim</b>  <b>-Children Services vehicle was damaged, however not at fault</b>  <b>-Sarah Newland attended on behalf of the county to potentially get restitution for the \$3,600.00 worth of damages that Children Services paid for</b></li> <li>• <b>CORSA Training is scheduled for September 9<sup>th</sup> at Department of Job and Family Services</b></li> <li>• <b>Discussion on CORSA claim</b>  <b>-Sheriff's Office vehicle was damaged, however county employee was not at fault</b>  <b>-there was a Workers Compensation claim filed</b>  <b>-CORSA claim will be submitted once all information is obtained</b></li> <li>• <b>Provided an overview of current Workers Compensation claims</b></li> <li>• <b>Discussion on Juvenile Court-Community Control vehicle that was damaged while at a conference in Springfield</b>  <b>-vehicle has been repaired by Juvenile Court-Community Control</b></li> </ul>

**-Detective from Springfield has reached out asking if the county would like to press charges for damages**

**-Commissioners would like Sofia Clifton to see if an affidavit can be provided or would a representative need to be present in court to press charges**

- **Received communication from Children Services Board recommending reappointment of Barbara Blass and Nate Garlock**

**-discussion on attendance by these current board members**

**-Sarah Newland has no concerns on attendance**

**-Commissioners are in favor of reappointing both members**

- **Discussion on potentially establishing a policy for boards to outline any expectations of board members example: attendance**

**-Sofia Clifton and Beth Seibert will explore**

- **Discussion on reappointment/replacement of Tara Joyce and Brad Core on the Allen Water District Board**

**-Beth Seibert will verify if Tara Joyce wishes to be reappointed**

**-Brad Core desires to be replaced—discussion on possible replacements**

#### **Susan Wildermuth—**

- **Discussion on Allen Soil and Water Conservation District (ASWCD) request for program fund allocations**

**-Commissioners would like Susan Wildermuth to move forward with the allocation of \$118,367.00 for the Conservation**

**-Discussion on the Memorandum of Understandings with ASWCD resulting in an amount of \$57,600.00 in funding to be allocated**

**-discussion on the County Engineer's portion of funding per the Memorandum of Understandings**

**-the County Engineer is in agreeance with his annual \$4,000.00 for the MS4 however is not willing to fund the annual \$2,000.00 per the annual 3-Way Agreement for the Stormwater Management and Sediment Controls Regulations that has not been signed for 2026**

- **Commissioners would like to meet with Allen Soil and Water Conservation District to further discuss the future administration of Stormwater Management and Sediment Controls Regulations**

- **Commissioners instructed Susan Wildermuth to provided requested funding to Allen Soil and Water Conservation**
- **Discussion on the Regional Planning Commission two (2) annual Memorandum of Understandings**
  - **one Memorandum Of Understanding is for services that the Commissioners are invoiced for**
  - one is for the Allen County membership—last year the Commissioners paid half and the County Engineer paid half**
  - the County Engineer has agreed to continue paying half of the membership fee**
  - general discussion on the possible option of County Engineer paying for the entire membership fee**
  - Commissioners directed Susan Wildermuth to make payment to Regional Planning Commission for the Commissioners half**
- **Discussion on NOW Marketing contract for AADA requirements for county websites**
  - Susan Wildermuth has moved funds to the IT Fund and Ciara Maag is getting a purchase order to move forward with contract**
- **Review and discussion on Bath Township Deputy Services Agreement**
  - general discussion on revisions**
  - Commissioners would like Susan Wildermuth to provide Bath Township Trustees with the draft agreement and will plan to meet with Bath Township Trustees once they review to further discuss**
- **Review and general discussion of Allen Economic Development Group (AEDG) Annual Agreement**
  - Susan Wildermuth will send revised agreement to Cindy Leis for review**
- **Discussion on OPERS overpayment**
  - the county is being fined due to the proper form not being completed**
  - discussion on steps being taken to ensure the issue does not occur again**
- **Discussion on Jail Medical contract renewal**
  - will need to discuss renewal options**

**Cory Noonan—**

- **Had conversation with City of Lim Mayor Smith regarding the Building Department**
  - Mayor Smith is reviewing and taking concerns into consideration**

	<p align="center"><b>-general discussion on concerns heard from individuals regarding the Cable Road Project</b></p>
<p><b>11:54 a.m.</b></p>	<p><b>RECESS</b></p>
<p><b>1:00 p.m.</b></p>	<p><b>Wiltsie-Beckner Annexation Hearing—Marion Twp. into the City of Delphos—First Floor Conference Room</b></p> <ul style="list-style-type: none"> <li>• <b>Commissioner Noonan opened the meeting and the Clerk called the roll which determined a quorum was present</b></li> <li>• <b>Commissioner Noonan stated that the hearing was a public evidentiary hearing, with the petition to seek annexation was filed by Scott Federoff, agent for the petitioners, on January 14, 2026. The proposed property to be annexed consists of 9.220 acres to be annexed from Marion Township, Allen County, Ohio to the City of Delphos.</b></li> <li>• <b>Representatives from all parties were identified</b> <ul style="list-style-type: none"> <li>-<b>Scott Federoff, Agent for the Petitioners</b></li> <li>-<b>Adam Haunhorst-Safety Services Director for the City of Delphos</b></li> <li>-<b>Jerry Gilden, Marion Township Trustee</b></li> </ul> </li> <li>• <b>The order of proceedings was outlined:</b> <ul style="list-style-type: none"> <li>-<b>Admission of administrative record</b></li> <li>-<b>Opening statements, if any</b></li> <li>-<b>Petitioner’s presentation of evidence</b></li> <li>-<b>Municipality’s presentation of evidence</b></li> <li>-<b>Township’s presentation of evidence</b></li> <li>-<b>Public testimony</b></li> <li>-<b>Commissioner’s witnesses, if any</b></li> <li>-<b>Rebuttal evidence, limited to matters raised during prior testimony</b></li> <li>-<b>Closing statements and Post-hearing briefing instructions</b></li> </ul> </li> <li>• <b>The order of proceedings were adopted unanimously</b></li> <li>• <b>Assistant Prosecutor John Willamowski Jr. advised the Board of the statutory criteria, along with the Clerk, identify the administrative record</b> <ul style="list-style-type: none"> <li>-<b>Statutory criteria includes the following:</b></li> </ul> </li> </ul> <p><b>(1) The petition meets all the requirements set forth in, and was filed in the manner provided in, section <u>709.02</u> of the Revised Code.</b></p>

- (2) The persons who signed the petition are owners of real estate located in the territory proposed to be annexed in the petition, and, as of the time the petition was filed with the board of county commissioners, the number of valid signatures on the petition constituted a majority of the owners of real estate in that territory.**
  - (3) The municipal corporation to which the territory is proposed to be annexed has complied with division (D) of section 709.03 of the Revised Code.**
  - (4) The territory proposed to be annexed is not unreasonably large.**
  - (5) On balance, the general good of the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area, if the annexation petition is granted. As used in division (A)(5) of this section, "surrounding area" means the territory within the unincorporated area of any township located one-half mile or less from any of the territory proposed to be annexed.**
  - (6) No street or highway will be divided or segmented by the boundary line between a township and the municipal corporation as to create a road maintenance problem, or, if a street or highway will be so divided or segmented, the municipal corporation has agreed, as a condition of the annexation, that it will assume the maintenance of that street or highway. For the purposes of this division, "street" or "highway" has the same meaning as in section 4511.01 of the Revised Code.**
- Assistant Prosecutor John Willamowski Jr. asked the Clerk, Brittany Woods, the following questions:  
-Have any petitioner filed written notice of withdrawal of their signature in accordance with R.C. 709.03(C)?  
-Has the township or any owners of real estate in the territory proposed filed a written request that reasonable proof of authority to be presented in accordance with R.C. 709.031(C)?  
-Have any affidavits been filed with the Board in accordance with R.C. 709.032(C)?  
-The Clerk answered "No" to all questions**

- **The Clerk provided identification of the five (5) exhibits provided to each party and each member of the Board**
  - Exhibit 1-A copy of the petition, as filed by Scott Federoff, Agent for the Petitioners on January 14, 2026**
  - Exhibit 2-A copy of the report of the Allen County Engineer, as filed by the Engineer on March 6, 2026 in accordance with R.C. 709.031(A)**
  - Exhibit 3 is a copy of resolution of services to be provided by the City of Delphos to the petitioned property in accordance with 709.03(D)**
  - Exhibit 4-various notices provided in relation to the Annexation Process**
  - Exhibit 5-an affidavit of mailing in accordance with R.C. 709.03, which lists all owners and adjacent owners in accordance with R.C. 709.02(D)**
  - All exhibits were admitted into evidence**
- **Opening statements were heard from Scott Federoff, Agent for the Petitioner, Adam Haunhorst, City of Delphos and Jerry Gilden, Marion Twp.**
- **Scott Federoff, Agent for the Petitioners, provided three (3) exhibits to be admitted into evidence and provided testimony in favor of the annexation and described how all criteria factors as outlined before are met within the petition**
- **Adam Haunhorst, City of Delphos representative, provided a Traffic Impact Study of the proposed area as an exhibit and provided testimony in favor of the annexation stating the City of Delphos is able to take on the 9.220 acres in regards to utilities and safety services**
- **Jerry Gilden, Marion Township representative, provided testimony opposing the annexation due to the proposed future use of the properties rather than how the property is currently being used as residential**
  - Jerry Gilden also asked the Commissioners during their consideration of the annexation to determine if the petitioner signatures are enough to be a valid petition, if not all parties of the trust have signed as well as pointed out there was an incorrect address listed for one of the properties listed in the petition**
  - believes that the detriment would outweigh the benefits if the property being proposed to be annexed had a change of use and was developed**
- **Public testimony was heard**
- **Commissioners called their witnesses**

**-Chad Scott, Allen County Tax Map, provided an overview on the Report of the County Engineer and stated that the project plat had been reviewed multiple times, with the final plat being approved March 26, 2026 with no concerns**

**-Brion Rhodes, Allen County Engineer, read the Report of the County Engineer into record and clarified a previous statement, that Lincoln Highway will be part of the annexation if petition is approved, Lehman Road will not**

**-Mayor McConnehea, City of Delphos, provided information on recent concerns of draught conditions in the City of Delphos, which he responded that there is no real threat and reservoirs are currently at 60%, which would not result in any concern on the proposed 9.220 acres being annexed into the city. Mayor McConnehea also stated he sees no concerns of additional safety services being provided as the City already provides services to the township through an agreement as well as a mutual aid agreement with the Allen County Sheriff's Office for services**

**-Adam Haunhorst, Safety Services Director, City of Delphos, provided an overview of the Traffic Impact Study Report and reviewed crashes that took place in the proposed annexation area over a five-year period. Although there were accidents, no injuries were reported and reported jake brake issues are currently being reviewed and action is taking to resolve the issues. Mr. Haunhorst also provided an overview on the City of Delphos' procedures for a property use to be changed from residential to commercial if property owners desire. Draught conditions were also discussed and Mr. Haunhorst sees no issues of having the proposed properties for annexation eb taken on by the city as it relates to utilities, including water. Joshua Bayliff, City of Delphos also asked Mr. Haunhorst to provide an overview on the connection of Ambrose Way Culleta Drive, which he did provide and stated said connection is being made in preparation for any future development opportunities in the City of Delphos**

- No rebuttal evidence was provided**
- Closing arguments were heard from Scott Federoff, Agent for the petitioners and Jerry Gilden, Marion Township Trustees**

**2:37 p.m.**

**ADJOURN**

Submitted by: Brittany Woods  
Brittany N. Woods, Clerk

Approved by: Board of Allen County Commissioners

Brian Winegardner  
Brian Winegardner

Beth Seibert  
Beth Seibert

Cory Noonan  
Cory Noonan