

COMMISSIONERS JOURNAL NO. 42 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 1, 2002

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

Present: Donald Wuertz, Deborah Martin, James Ward

- 10:15 AM Bid Opening Date And Time For Janitorial And Custodial Services For Delaware County Sheriff’s Office (Including The Administrative Office)
- 7:30 PM Reconvening The Public Hearing For Annexation Of 482.762 Acres From Troy Township To The City Of Delaware
- 7:45 PM Reconvening The Public Hearing For Annexation Of 12.242 Acres From Delaware Township To The City Of Delaware
- 8:00 PM Reconvening The Public Hearing For Annexation Of 2.224 Acres From Delaware Township To The City Of Delaware
- 8:15 PM Reconvening The Public Hearing For Annexation Of 151.23 Acres From Liberty Township To The City Of Delaware

PUBLIC COMMENT- Mrs. Margaret Shober Owens read a letter into the record regarding the upcoming annexation.

RESOLUTION NO. 02-430

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR PERSONNEL MATTERS:

It was moved by Mrs. Martin, seconded by Mr. Ward to adjourn into Executive Session at 8:30AM.

Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

RESOLUTION NO. 02-431

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Ward, seconded by Mrs. Martin to adjourn out of Executive Session at 9:37AM.

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward Aye

RESOLUTION NO. 02-432

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS NUMBERED 333680 THROUGH 333906:

It was moved by Mr. Ward, seconded by Mrs. Martin to approve for payment warrants numbered 333680 through 333906 and Purchase Orders and Vouchers as listed below:

<u>PO Number</u>	<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
2P11836	Mays Consulting & Evaluation Serv., Inc.	Infrared Elect Survey at OECC & ACWRF	3530-2059	\$ 7,000.00
2P15169	Medtronic	Life-Pak Maintenance Contract	0260-2714	\$ 9,960.00
	City of Delaware	Reimbursement/Storm Sewer Work	8612-4011	\$ 77,348.00
	Clerk of Courts	CSEA Payments	0120-2035	\$ 20,000.00
	Keith Boger	Public Defender Services	0240-2002	\$ 60,000.00
	SAIA & Piatt P.L.L.	Public Defender Services	0240-2002	\$ 50,000.00
	Randall D. Fuller	Public Defender Services	0240-2002	\$ 30,000.00
	Donald R. Reeder	Public Defender Services	0240-2002	\$ 45,000.00
	Donald G. Worly	Public Defender Services	0240-2002	\$ 26,000.00
	O. Ross Long	Public Defender Services	0240-2002	\$ 35,000.00
	Louis H. Herzog	Public Defender Services	0240-2002	\$ 30,000.00
	Terrence P. Flahive	Public Defender Services	0240-2002	\$ 30,000.00
	Scott A. Wolf	Public Defender Services	0240-2002	\$ 25,000.00
	Kingston E. Malley Jr.	Public Defender Services	0240-2002	\$ 20,000.00
	James Klein	Public Defender Services	0240-2002	\$ 20,000.00
	George Lord	Public Defender Services	0240-2002	\$ 18,000.00
	Thomas C. Clark	Public Defender Services	0240-2002	\$ 15,000.00
	David Birch	Public Defender Services	0240-2002	\$ 15,000.00
	Thomas C. Clark	Public Defender Services	0240-2002	\$ 13,000.00
	Thomas Vatsures	Public Defender Services	0240-2002	\$ 12,000.00
	Robert Gordin	Public Defender Services	0240-2002	\$ 10,000.00
	April B. Cole	Public Defender Services	0240-2002	\$ 9,500.00

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	Stephen J. Vatsures	Public Defender Services	0240-2002	\$	9,000.00
	Michael Hoague	Public Defender Services	0240-2002	\$	10,000.00
<u>Vouchers</u>					
2B13157	RCC Consultants	Radio frequency analysis	4814-4120	\$	15,570.00
2B43299	Upper Valley Medical Center	Cluster	4535-2081	\$	6,916.00
2B11610	ME Companies	Inspection Serv /Various Subdivisions	3510-2005	\$	7,945.89
2B13161	Meacham & Apel Architects	Professional Services	4812-4031	\$	5,627.58
1B08359	Northwestern OH Security System	Security system/Serv Bldg	8612-4011	\$	64,640.00
1B10479	Bovis Lend Lease, Inc.	Construction Mngr/Serv Bldg	8612-4011	\$	56,698.01
2P13573	Wolverine Coach, Inc.	Animal control boxes	1910-4160	\$	7,800.00
		Delivery	1910-2005	\$	1,000.00
Vote on Motion	Mrs. Martin	Aye	Mr. Wuertz	Aye	Mr. Ward Aye

RESOLUTION NO. 02 -433

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following:

The Records Center is requesting that Christine Shaw attend a meeting of the Society of Ohio Archivists in Columbus, Ohio April 18, 2002, at the cost of \$76.00. (Training).

The Job and Family Services Department is requesting that Mary Sedlacek attend a workshop on Alzheimer’s training in Columbus, Ohio April 12, 2002, at the cost of \$30.00. (Training).

The Building and Grounds Department is requesting that Jack Prim, Scott Gaines and Kevin Tobin attend a Tech Training on Trane Compressors in Columbus, Ohio April 10, 2002, at the cost of \$675.00.

The Engineer’s office is requesting that Scott Pike attend an Applications in Stormwater Management Course in Dallas Texas on April 24-26, 2002, at the cost of \$2,217.50.

The Engineer’s Office is requesting that Rob Riley attend a Law of Easements Seminar in Columbus, Ohio April 10, 2002, at the cost of \$279.00.

Juvenile Court is requesting that Thomas E. Louden attend the Annual Ohio Associations of Probate and Juvenile Courts Judges Conference in Cleveland, Ohio June 10- 13, 2002, at the cost of \$1,172.00.

Veteran Services is requesting that Richard L. Bennett and Valerie Crane attend an Ohio State Association of County Veterans Service Officers Conference in Cleveland, Ohio May 8-10, 2002, at the cost of \$602.00.

The Clerk of Courts is requesting a parking and mileage reimbursement from Staci Clarke’s trip on March 22, 2002 to a Domestic Relations seminar in Columbus, Ohio, at the cost of \$23.39.

Vote on Motion	Mr. Wuertz	Aye	Mrs. Martin	Aye	Mr. Ward	Aye
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RESOLUTION NO. 02-434

IN THE MATTER OF APPROVING A NEW LIQUOR LICENSE REQUEST FROM 9890 BREWSTER LANE INC. AND FORWARDING TO THE OHIO DIVISION OF LIQUOR CONTROL WITH NO OBJECTIONS AND NO REQUEST FOR A HEARING:

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following resolution:

Whereas, the Ohio Division of Liquor Control has notified both the Delaware County Board of Commissioners and the Liberty Township Trustees that 9890 Brewster Lane INC. has requested D-5 permit located at 9890 Brewster Lane Liberty Township, Powell, Ohio 43065 and

Whereas, the Liberty Township Trustees have stated they have no objection, the Delaware County Sheriff has responded--no known reason for a hearing to be requested and the Delaware County Commissioners have received no objections.

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. Ward	Aye	Mr. Wuertz	Aye	Mrs. Martin	Aye
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RESOLUTION NO. 02-435

IN THE MATTER OF APPROVING LABOR CONTRACT FOR THE SHERIFF’S OFFICE
(CORRECTIONS OFFICERS):

It was moved by Mr. Ward, seconded by Mrs. Martin to approve the contract.

(Copy available in the Commissioners Office)

Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

RESOLUTION NO. 02-436

IN THE MATTER OF APPROVING APPROPRIATIONS FOR THE AUDITOR’S OFFICE:

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following:

SUPPLEMENTAL APPROPRIATIONS

FUND NUMBER:	FUND NAME:	AMOUNT:
004-0340-040	REA – Equip	\$ 35,000.00

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward Aye

RESOLUTION NO. 02 -437

IN THE MATTER OF APPROVING THAT ACTION BE TAKEN AGAINST THE BOND OF NEW
GREEN HIGHLANDS DEVELOPMENT COMPANY FOR INTERSECTION IMPROVEMENTS AT
THE INTERSECTION OF BRAUMILLER AND CHESHIRE ROADS IN CONJUNCTION WITH
THE DORNOCH ESTATES SUBDIVISION:

It was moved by Mr. Ward, seconded by Mrs. Martin to approve taking action against the bond of New Green Highlands Development Company:

The developer of Dornoch Estates Subdivision, New Green Highlands Development, made a commitment to Delaware County for intersection improvements at the intersection of Braumiller and Cheshire Roads in conjunction with the several phases of their development. To ensure this commitment was kept, New Green Highlands posted a Letter of Credit in the amount of \$62,161, the estimated cost of these improvements. The release of building permits and acceptance of the various phases of this project into the public system were also contingent upon their guarantee to complete the intersection improvements.

Although this intersection is now within the City of Delaware, New Green Highlands was still committed to participate in the intersection improvements. The agreement was that the developer would provide a cash contribution towards the plans the City has for this intersection.

As of this date, the developer has failed to contact the City even after several verbal and written communications between this office and New Green Highlands confirming that their responsibility to participate in these improvements is still required. The Letter of Credit they posted with the County is due to expire on April 5, 2002. The Engineer is, therefore, requesting approval to take action against this Letter of Credit so that the Office can provide the money to the City should New Green Highlands fail to honor their commitment.

Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

RESOLUTION NO. 02-438

IN THE MATTER OF AUTHORIZING THE SUBMITTAL OF AN APPLICATION WITH THE OHIO
DEPARTMENT OF DEVELOPMENT FOR FY 2002 COMMUNITY HOUSING IMPROVEMENT
PROGRAM (CHIP) FUNDS:

It was moved by Mrs. Martin, seconded by Mr. Ward to authorize the following:

WHEREAS, during the CHIS update and CDBG participation process various housing needs have been identified in the County; and

WHEREAS, the State of Ohio, Department of Development, provides financial assistance to local governments under the Community Housing Improvement Program (CHIP) for the purpose of addressing these needs; and

WHEREAS, Delaware County has the authority to apply for financial assistance and to administer funds received from the State of Ohio, Department of Development, through the Community Housing Improvement Program.

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

SECTION I. The Delaware County Board of Commissioners hereby authorizes the Submittal of an FY 2002 CHIP application in the amount of \$ 550,000 in Scenario 1 and \$500,000 in Scenario 2 that includes the following activities:

		Scenario 1	Scenario 2
1.	Private Rehabilitation:	\$240,000	\$275,000
2.	Private Rental Rehabilitation:	30,000	30,000
3.	New Housing Construction:	60,000	0
4.	Tenant Based Rental Assistance:	70,000	70,000
5.	Emergency Repairs	40,000	40,000
6.	Administration:	45,000	25,000
7.	Implementation:	65,000	60,000

The two scenarios are to be submitted to the Ohio Department of Development for one to be approved with or without New Housing Construction.

SECTION II. The Board of Commissioners authorizes the President of the Board to act accordingly in the administration of FY 2002 CHIP funds, and understands and agrees that participation in the CHIP Program requires compliance with Program guidelines and assurances.

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward Aye

RESOLUTION NO. 02-439

A RESOLUTION AUTHORIZING THE DELAWARE COUNTY COMMISSIONERS TO ENTER INTO AN AGREEMENT WITH THE DELAWARE COUNTY HABITAT FOR HUMANITY CONSISTENT WITH THE DELAWARE COUNTY FY 2002 COMMUNITY HOUSING IMPROVEMENT PROGRAM ON CONTINGENT THAT DELAWARE COUNTY RECEIVES THE CHIP 2002 GRANT FUNDS FOR NEW CONSTRUCTION FROM OHIO DEPARTMENT OF DEVELOPMENT:

It was moved by Mr. Ward, seconded by Mrs. Martin to authorize the following:

WHEREAS, the State of Ohio, Department of Development (ODOD), provides financial assistance to local governments under the Community Development Block Grant (CDBG) program and the Ohio Housing Trust Fund (OHTF) for the purpose of addressing local housing needs for low income households countywide; and

WHEREAS, Delaware County is applying for FY 2002 Community Housing Improvement Program (CHIP) funding by ODOD, consisting of CDBG and HOME funds for the purpose of implementing a New Construction Program in coordination with Delaware County Habitat for Humanity (Habitat) to assist eligible low income households; and

WHEREAS, the New Construction Program is intended to result in the construction of up to 2 housing units for ownership and occupancy by low income households whose gross income is less than 50% of the area median income, who currently live in substandard dwellings.

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

SECTION I. That the Delaware County Board of Commissioners accepts the Joint Letter of Agreement between Delaware County and Delaware County Habitat for Humanity, which identifies program elements and itemizes responsibilities for the County and Habitat.

SECTION II. That an amount not to exceed \$40,000 in total and \$20,000 per dwelling unit of CHIP funding will be provided to Habitat to be used to assist in the financing the construction of dwelling units. Such funds shall be provided upon receipt and approval of required supporting documentation detailing program activities.

SECTION III. The Letter of Agreement sets forth the basic program guidelines and requirements for the respective parties to jointly undertake the New Construction Program.

SECTION IV. That the Board of Commissioners authorizes the President of the Board to execute this agreement contingent that the County receives the CHIP FY 2002 grant funds for New Construction from the Ohio Department of Development.

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Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

RESOLUTION NO. 02-440

A RESOLUTION AUTHORIZING THE DELAWARE COUNTY COMMISSIONERS TO ENTER INTO AN AGREEMENT WITH THE DELAWARE METROPOLITAN HOUSING AUTHORITY CONSISTENT WITH THE DELAWARE COUNTY FY 2002 COMMUNITY HOUSING IMPROVEMENT PROGRAM ON CONTINGENT THAT DELAWARE COUNTY RECEIVES APPROVAL OF THE CHIP GRANT FROM OHIO DEPARTMENT OF DEVELOPMENT:

It was moved by Mrs. Martin, seconded by Mr. Ward to authorize the following:

WHEREAS, the State of Ohio, Department of Development (ODOD), provides financial assistance to local governments under the Community Development Block Grant (CDBG) program and the Ohio Housing Trust Fund (OHTF) for the purpose of addressing local housing needs for low income households countywide; and

WHEREAS, Delaware County is applying for FY 2002 Community Housing Improvement Program (CHIP) funding by ODOD, consisting of CDBG and OHTF funds for the purpose of implementing a Tenant Based Rental Assistance Program in coordination with the Delaware Metropolitan Housing Authority (DMHA) to assist eligible low income tenant households; and

WHEREAS, the Tenant Based Rental Assistance Program is intended to enable 14 low income households whose gross income is less than 50% of the area median income to occupy safe, decent, sanitary housing by providing rental assistance payments.

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

SECTION I. That the Delaware County Board of Commissioners accepts the Joint Letter of Agreement between Delaware County and Delaware Metropolitan Housing Authority, which identifies program elements and itemizes responsibilities for the County and the DMHA.

SECTION II. That an amount not to exceed \$70,000 of CHIP funding will be provided to the DMHA to be used to make monthly rental assistance payments for participating low income tenant households, and an amount not to exceed \$7,000 of CHIP funding will be provided to the DMHA to be used for administration of the Tenant Based Rental Assistance Program. Such funds shall be provided upon receipt and approval of required supporting documentation detailing program activities.

SECTION III. The Letter of Agreement sets forth the basic program guidelines and requirements for the respective parties to jointly undertake the Tenant Based Rental Assistance Program.

SECTION IV. That the Board of Commissioners authorizes the President of the Board to execute this agreement contingent that the County receives the CHIP FY 2002 grant from the Ohio Department of Development.

Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

RESOLUTION NO. 02-441

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS GENOA FARMS SECTION 1; VILLAGE AT MURPHY’S PARK SECTION 1; LAKES OF POWELL SECTION 6 PARTS 1 AND 2; GOLF VILLAGE SECTION 9 PHASE 1 AND GOLF VILLAGE ON-SITE AND OFF-SITE TRUNK SANITARY SEWERS:

It was moved by Mr. Ward, seconded by Mrs. Martin to accept the sanitary sewers for ownership, operation, and maintenance by Delaware County as follows:

Genoa Farms Section 1	2,724 feet of 8 inch sewer	15 manholes
	901 feet of 10inch sewer	
Village At Murphy’s Park Section 1	1,732 feet of 8 inch sewer	18 manholes
	1,278 feet of 10 inch sewer	
Lakes Of Powell Section 6 Parts 1 And 2	545 feet of 8 inch sewer	10 manholes
	1,445 feet of 10 inch sewer	
Golf Village Section 9 Phase 1	803 feet of 8 inch sewer	18 manholes
	3,266 feet of 10 inch sewer	

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Golf Village On-Site And Off-Site Trunk Sanitary Sewers	1,400 feet of 27 inch sewer	51 manholes
	1,870 feet of 21 inch sewer	
	9,789 feet of 18 inch sewer	
	400 feet of 12 inch sewer	
	2,485 feet of 10 inch sewer	
	1,875 feet of 8 inch sewer	
	19,656 feet of 14 inch forcemain	
	1600 gpm pump station	

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward Aye

RESOLUTION NO. 02-442

IN THE MATTER OF APPROVING A SUPPLEMENTAL APPROPRIATIONS FOR EMA:

It was moved by Mr. Ward, seconded by Mrs. Martin to approve the following:

SUPPLEMENTAL APPROPRIATIONS

FUND NUMBER:	FUND NAME:	AMOUNT:
101-1013-020	EMA - Srvs & Chrgs	\$ 4,195.00

Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

RESOLUTION NO. 02-443

IN THE MATTER OF ACCEPTING THE BID FOR MOVING SERVICES FOR DELAWARE COUNTY:

It was moved by Mrs. Martin, seconded by Mr. Ward to approve the following:

WHEREAS, Delaware County received bids for moving services to relocate the offices into the new Delaware County Services Building on March 25, 2002. And;

WHEREAS, after carefully reviewing the bid received, the bid submitted by Lewis & Michael Moving and Storage has been determined to be the lowest and best bid for moving services;

NOW THEREFORE BE IT RESOLVED, that the board of Commissioners of Delaware County, State of Ohio, approve and accept the bid submitted by Lewis & Michael Moving and Storage for moving services for Delaware County.

Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

RESOLUTION NO. 02-444

7:30 PM RECONVENING THE PUBLIC HEARING FOR ANNEXATION OF 482.762 ACRES FROM TROY TOWNSHIP TO THE CITY OF DELAWARE:

It was moved by Mr. Ward, seconded by Mrs. Martin to open the Hearing at 7:33PM.

Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

RESOLUTION NO. 02- 445

IN THE MATTER OF CONTINUING THE PUBLIC HEARING FOR ANNEXATION OF 482.762 ACRES FROM TROY TOWNSHIP TO THE CITY OF DELAWARE:

It was moved by Mrs. Martin, seconded by Mr. Ward to continue the Hearing For Annexation Of 482.762 Acres From Troy Township To The City Of Delaware to Monday May 6th, 2002 at 8:00pm.

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward Aye

RESOLUTION NO. 02-446

7:45 PM RECONVENING THE PUBLIC HEARING FOR ANNEXATION OF 12.242 ACRES FROM DELAWARE TOWNSHIP TO THE CITY OF DELAWARE:

It was moved by Mrs. Martin, seconded by Mr. Ward to open the Hearing at 7:46PM.

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward AYe

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RESOLUTION NO. 02- 447

IN THE MATTER OF CLOSING THE PUBLIC HEARING FOR ANNEXATION OF 12.242 ACRES
FROM DELAWARE TOWNSHIP TO THE CITY OF DELAWARE:

It was moved by Mrs. Martin, seconded by Mr. Ward to close the Hearing at 8:02PM.

Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

RESOLUTION NO. 02-448

ORDER OF COMMISSIONERS FOR ANNEXATION OF 12.242 ACRES FROM DELAWARE
TOWNSHIP TO THE CITY OF DELAWARE:

It was moved by Mrs. Martin, seconded by Mr. Wuertz to approve the following resolution:

The Commissioners of Delaware County, Ohio having on the 1st day of April 2002, heard the petition of the majority of landowners in the area described to obtain Annexation of territory described in the petition to the **City of Delaware**, and having in open meeting heard all the persons desiring to be heard for or against the granting of said petition had having considered any affidavits presented with reference thereto and being fully advised in the premises do find that:

- 1. The petition contains all matters required by Sections 709.02 of the Ohio Revised Code;
- 2. Notice has been published as required by the Ohio Revised Code Section 709.03 and 709.031 and Ordinance has been adopted by and submitted by the **City of Delaware** as required by Section 709.031(B) of the Revised Code;
- 3. The persons whose names are subscribed to the petition are the real owners of real estate in the territory described in the petition and as of the time the petition was filed with this Board of County Commissioners the number of valid signatures on the petition constitute a majority of the owners of real estate in the territory proposed to be annexed.
- 4. The territory included in the annexation petition is not unreasonably large;
- 5. The plat of the territory to be annexed is accurate, and
- 6. The general good of the territory sought to be annexed will be served if the annexation petition is granted, and

It is hereby ordered that the prayer of said petition be granted and that the territory described in said petition be annexed, signed by a majority in accordance with law, and that a certified transcript, signed by a majority of this Board, of all orders and proceedings of said Board relative to said petition and the hearing thereon, together with said petition and the maps attached hereto, and all papers on file relating to said matter, be delivered to the Clerk of the **City of Delaware**, Ohio.

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward Aye

RESOLUTION NO. 02-449

8:00 PM RECONVENING THE PUBLIC HEARING FOR ANNEXATION OF 2.224 ACRES FROM
DELAWARE TOWNSHIP TO THE CITY OF DELAWARE:

It was moved by Mr. Ward, seconded by Mrs. Martin to open the Hearing at 8:03PM.

Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

RESOLUTION NO. 02-450

IN THE MATTER OF CLOSING THE PUBLIC HEARING FOR ANNEXATION OF 2.224 ACRES
FROM DELAWARE TOWNSHIP TO THE CITY OF DELAWARE:

It was moved by Mrs. Martin, seconded by Mr. Ward to close the Hearing at 8:08PM.

Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

RESOLUTION NO. 02-451

ORDER OF COMMISSIONERS FOR ANNEXATION OF 2.224 ACRES FROM DELAWARE
TOWNSHIP TO THE CITY OF DELAWARE:

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It was moved by Mr. Ward, seconded by Mrs. Martin to approve the following resolution:

The Commissioners of Delaware County, Ohio having on the 1st day of April 2002, heard the petition of the majority of landowners in the area described to obtain Annexation of territory described in the petition to the **City of Delaware**, and having in open meeting heard all the persons desiring to be heard for or against the granting of said petition had having considered any affidavits presented with reference thereto and being fully advised in the premises do find that:

- 1. The petition contains all matters required by Sections 709.02 of the Ohio Revised Code;
- 2. Notice has been published as required by the Ohio Revised Code Section 709.03 and 709.031 and Ordinance has been adopted by and submitted by the **City of Delaware** as required by Section 709.031(B) of the Revised Code;
- 3. The persons whose names are subscribed to the petition are the real owners of real estate in the territory described in the petition and as of the time the petition was filed with this Board of County Commissioners the number of valid signatures on the petition constitute a majority of the owners of real estate in the territory proposed to be annexed.
- 4. The territory included in the annexation petition is not unreasonably large;
- 5. The plat of the territory to be annexed is accurate, and
- 6. The general good of the territory sought to be annexed will be served if the annexation petition is granted, and

It is hereby ordered that the prayer of said petition be granted and that the territory described in said petition be annexed, signed by a majority in accordance with law, and that a certified transcript, signed by a majority of this Board, of all orders and proceedings of said Board relative to said petition and the hearing thereon, together with said petition and the maps attached hereto, and all papers on file relating to said matter, be delivered to the Clerk of the **City of Delaware**, Ohio.

Vote on Motion Mr. Wuertz Aye Mrs. Martin Aye Mr. Ward Aye

RESOLUTION NO. 02-452

8:15 PM RECONVENING THE PUBLIC HEARING FOR ANNEXATION OF 151.23 ACRES FROM LIBERTY AND BERLIN TOWNSHIPS TO THE CITY OF DELAWARE:

It was moved by Mr. Ward, seconded by Mrs. Martin to open the Hearing at 8:15PM.

Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

RESOLUTION NO. 02- 453

IN THE MATTER OF CLOSING THE PUBLIC HEARING FOR ANNEXATION OF 151.23 ACRES FROM LIBERTY AND BERLIN TOWNSHIPS TO THE CITY OF DELAWARE:

It was moved by Mrs. Martin, seconded by Mr. Ward to close the Hearing at 8:18PM.

Vote on Motion Mrs. Martin Aye Mr. Wuertz Aye Mr. Ward Aye

RESOLUTION NO. 02-454

IN THE MATTER OF DISMISSING THE ANNEXATION OF 151.23 ACRES FROM LIBERTY AND BERLIN TOWNSHIPS TO THE CITY OF DELAWARE:

It was moved by Mr. Ward, seconded by Mrs. Martin to approve dismissing the Annexation Of 151.23 Acres From Liberty And Berlin Townships To The City Of Delaware:

Vote on Motion Mr. Ward Aye Mr. Wuertz Aye Mrs. Martin Aye

There being no further business the meeting adjourned.

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Deborah B. Martin

James D. Ward

Donald E. Wuertz

Letha George, Clerk to the Commissioners