

COMMISSIONERS JOURNAL NO. 45 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 15, 2003

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

Present: Kristopher W. Jordan, Deborah B. Martin, James D. Ward

8:30 AM Executive Session

10:00 AM Bid Opening Date And Time For Corrugated Metal Pipe Materials; Corrugated Polyethylene Tubing & Pipe Materials (Including Smooth Lined Pipe); 606 Guardrail Items; Crushed Limestone Material Items And Ss921 Cold Mix; Various Sizes, Lengths And Shapes Of Reinforcing Steel For Concrete Reinforcement; Reinforced Concrete Pipe Materials; Various Rolled Steel Shapes; Various Sizes And Lengths Of Treated Wood For Bridge Flooring And Ready Mix Concrete (50 Channing St); For Hauling To Various Jobsites From Established Sources For The Year 2004 (50 Channing St); For Seeding And Mulching (50 Channing St); For Various Sizes Of 3-Sided Flat Topped Precast Concrete Culverts; Various Sizes Of 3-Sided Arch Topped Precast Concrete Culverts; Various Sizes Of 4-Sided Precast Concrete Box Culverts; Ohio Department Of Transportation Item 606 Guardrail Items; Galvanized Steel Beam Bridge, (Design/Build) (50 Channing St)

1:30 PM Viewing For Consideration Of Request To Vacate The Alley Abutting The Property Located At 15186 Hartford Road Trenton Township, Sunbury, Ohio 43074

2:30 PM Viewing To Consider The Replacement Of The Horseshoe Road Bridge, Troy Township, Delaware County

RESOLUTION NO. 03-1613

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR CONSIDERATION OF APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR PUBLIC OFFICIAL:

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

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

RESOLUTION NO. 03-1614

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mrs. Martin, seconded by Mr. Jordan to adjourn out of Executive Session at 8:45AM.

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

PUBLIC COMMENT

RESOLUTION NO. 03-1615

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD DECEMBER 11, 2003 AS CONTAINED IN THE COUNTY'S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mrs. Martin, seconded by Mr. Jordan to approve the resolutions and records of the proceedings from regular meeting held December 11, 2003 as contained in the county's official electronic recordings of the proceedings.

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

RESOLUTION NO. 03-1616

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1212:

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve payment of warrants in batch numbers CMAPR1212 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
PO's City of Delaware	Matching Grant	21511307-5260	\$ 7,311.70

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Vouchers

Boys Village Inc.	Residential Treatment	22511607-5342	\$ 20,494.80
Boys Village Inc.	Residential Treatment	22511607-5342	\$ 23,096.12
Presbyterian Child Welfare	Residential Treatment	22511607-5342	\$ 22,320.00
Presbyterian Child Welfare	Residential Treatment	22511607-5342	\$ 12,400.00
Delaware JVS Adult Education	CL Adult Training	22411603-5348	\$ 5,561.39
Delaware JVS	ABLE Prof. Service	22411601-5348	\$ 9,023.40
Toddler Inn	Child Care	22411606-5348	\$ 11,836.00
Boys Village Inc.	Residential Treatment	22511607-5342	\$ 945.00
Boys Village Inc.	Residential Treatment	22511607-5342	\$ 22,880.40
Presbyterian Child Welfare	Residential Treatment	22511607-5342	\$ 17,840.00
Presbyterian Child Welfare	Residential Treatment	22511607-5342	\$ 18,000.00
Ben Bro Enterprises Inc.	Bldg/Land Rental	10011105-533533502	\$ 14,625.00
Job Search Training System	CL Training	22411603-5348	\$ 7,072.18
Alexander & Easton Concrete	Village of Ost Street Improvement	23111709-5365	\$ 6,053.88
Board Of Develop Disabilities	Board and Care	22511501-5350	\$ 8,750.00
Juvenile Court	CSEA	23712601-5360	\$ 12,856.72

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

RESOLUTION NO. 03-1617

IN THE MATTER OF APPROVAL OF THE DELAWARE COUNTY RECORDER ' S PROPOSAL FOR THE ACQUISITION OR MAINTENANCE OF MICROGRAPHIC OR OTHER EQUIPMENT:

It was moved by Mrs. Martin, seconded by Mr. Jordan to adopt the following:

Whereas, the Delaware County Recorder submitted a proposal for the acquisition or maintenance of micrographic or other equipment pursuant to Ohio Revised Code Section 317.321; and

Whereas, pursuant to ORC 317.321 the Delaware County Board of Commissioners met with the Delaware County Recorder to discuss said proposal; and

Whereas, pursuant to ORC 317.321 the Delaware County Board of Commissioners shall, no later than December 15th of the year in which the proposal is submitted, approve, reject, or modify the proposal and notify the Delaware County Recorder of its action on the proposal;

Now, therefore be it resolved, by the Board of County Commissioners, Delaware County, State of Ohio, that the proposal submitted by the Delaware County Recorder for the acquisition or maintenance of micrographic or other equipment is approved as submitted. Furthermore, the Board shall order the Clerk to provide a certified copy of this resolution to the Delaware County Recorder to meet the notification requirements of ORC 317.321.

Pursuant to Section 317.321, Ohio Revised Code, Kay Conklin hereby submits on behalf of the Delaware County Recorder ' s Office the following proposal:

1. The Recorder requests that beginning January 1, 2004, and ending December 31, 2008, an amount equal to \$4.00 of the fee collected for filing or recording a document for which a fee is charged as required by Sections 317.32 (A), 1306.03, 1309.40, 1309.42, 1309.43 and 5310.15 of the Revised Code be placed in the county treasury and designated as A General Fund Moneys to Supplement the Equipment Needs of the County Recorder.
2. The Recorder requests that the moneys so designated shall bear such designation for the period of 5 years.
3. Based upon information available to the Recorder, The Recorder estimates the total amount of fees that will be guaranteed for filing or recording documents under Sections 317.32 (A), 1306.03, 1309.40, 1309.42, 1309.43, and 5310.15 of the Revised Code, not including the amount to be sent to the state for the Ohio Housing Trust Fund, is \$195,000.00 per month.
4. Based upon information available, to the Recorder, the Recorder estimates the total amount of fees that will be designated as A General Fund Moneys to Supplement the Equipment Needs of the County Recorder@ will be \$24,000.00 per month.
5. These moneys will be used for:
 - a. Contract services for a computer system that supports our entire indexing system for the real estate records for Delaware County.
 - b. Maintenance contracts for two copy machines.

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- c. Supplies necessary for operating the computers and copy machines.
- d. A reserve fund for future needs of computer-related equipment for the office.

Therefore Be It Resolved the above named action be approved pursuant to Ohio Revised Code Section 317.321.

Given the needs of the Recorder’s office, The Recorder looks forward to the continuation of the requested fund under Section 5705.12 of the Revised Code and designation of the moneys as requested.

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

RESOLUTION NO. 03 -1618

IN THE MATTER OF AUTHORIZING THE USE OF DELAWARE COUNTY JURY COMMISSIONERS FUNDS TO ASSIST IN FUNDING THE PURCHASE OF COFFEE, MEALS, REFRESHMENTS AND OTHER AMENITIES FOR THE DELAWARE COUNTY PETIT AND GRAND JURORS:

It was moved by Mr. Jordan, seconded by Mrs. Martin 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 Jury Commissioners provide light refreshments and occasional meals during trials to jurors while they are performing their required jury duty.

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 Jury Commissioners funds in an amount not to exceed \$250.00, to assist in funding the purchase of coffee, meals, refreshments and other amenities for The Delaware County Petit and Grand Jurors.

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

RESOLUTION NO. 03-1619

IN THE MATTER OF RESCINDING THE AUTHORIZATION FOR AN ENTERPRISE ZONE AGREEMENT WITH OMEGADYNE, INC:

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

WHEREAS, Delaware County has, via Resolution Number 91-846, designated an area in the Village of Sunbury as a Rural Jobs and Enterprise Zone and has encouraged the development of real property and the investment in personal property therein; and

WHEREAS, the Director of Development of the State of Ohio has certified said area in Delaware County as a Rural Jobs and Enterprise Zone, effective the 27th of November, 1991; and

WHEREAS, Omegadyne, Inc. applied for incentives for a proposed expansion project in said Zone under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, the Village of Sunbury Council authorized entering into an Enterprise Zone Agreement with Omegadyne, Inc.; and

Whereas, via Resolution, 03-918, the Delaware County Board of Commissioners authorized entering into an Enterprise Zone Agreement with Omegadyne, Inc,

WHEREAS, Omegadyne, Inc. did not execute or return the associated Enterprise Zone Agreements as required in order to participate in an Enterprise Zone Project.

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

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Section 1. The Board of County Commissioners hereby rescinds Resolution 03-918 and the associated authorization to enter into an Enterprise Zone Agreement with Omegadyne, Inc.

Section 2. The Delaware County Economic Development Director is directed to formally notify the Village of Sunbury of this action.

Section 3. That this resolution shall take effect and be in force immediately after its passage.

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

RESOLUTION NO. 03-1620

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Lyndon Johnson has resigned his position as Maintenance Mechanic II with the Environmental Services Department; effective date January 5, 2004.

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

RESOLUTION NO. 03-1621

**IN THE MATTER OF APPROVING A SETTLEMENT IN JEFFERS VS. DELAWARE COUNTY, OHIO
BOARD OF COMMISSIONERS, DELAWARE COUNTY COMMON PLEAS COURT CASE NUMBER 02-
CVC-10-574:**

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the settlement and payment.

Further Be It Resolved, that the Commissioners approve a Purchase Order Request and Voucher in the amount of \$40,000.00 to Michelle Jeffers, Twyford and Donahey.

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

RESOLUTION NO. 03-1622

IN THE MATTER OF APPROVING PLAT FOR HIGHLAND LAKES EAST SECTION 15:

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

Highland Lakes East Section 15

Situated In The State Of Ohio, County Of Delaware, Township Of Genoa, And In Farm Lot 18, Section 3, Township 3, Range 17, United States Military Lands, Containing 2.770 Acres Of Land, More Or Less, Said 2.770 Acres Being Part Of That Tract Of Land Conveyed To Planned Communities Development Company, Inc. By Deed Of Record In Deed Book 619, Page 548, Recorder's Office, Delaware County, Ohio. Cost \$15.00.

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

RESOLUTION NO. 03-1623

**IN THE MATTER OF APPROVING SUBDIVIDER'S AGREEMENT FOR CHESHIRE ROAD DITCH
SETBACK:**

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

"Cheshire Road Ditch Setback"

**SUBDIVIDER'S AGREEMENT
FOR DRAINAGE IMPROVEMENTS**

THIS AGREEMENT made and entered into this 15th day of December 2003, by and between the **COUNTY OF DELAWARE** (acting by and through its **BOARD OF COUNTY COMMISSIONERS**), hereinafter called the **COUNTY**, and **GUY M. AND JUDY L. YINGER**, hereinafter called the **SUBDIVIDER**, as evidenced by the Engineering and Construction Plan entitled "**Cheshire Road Ditch Setback**" which was approved by the County Engineer, hereinafter called the **PLAN**, is governed by the following considerations, to wit:

1. The **SUBDIVIDER** is to construct, install or otherwise make all of the improvements as shown and set forth to be performed and completed on the **PLAN**, which is a part of this **AGREEMENT**.
2. The **SUBDIVIDER** shall pay the entire cost and expenses of said improvements.
3. The **SUBDIVIDER** is to provide an irrevocable letter of credit or other approved financial warranties in the amount of **TWENTY-ONE THOUSAND DOLLARS (\$21,000)** payable to the **BOARD OF COUNTY**

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COMMISSIONERS to insure the faithful performance of this **AGREEMENT** and the completion of all of the said improvements in accordance with the current “**Delaware County Engineering and Surveying Standards for Subdivision Development**” and the current “**Subdivision Regulations of Delaware County, Ohio**”.

4. The **SUBDIVIDER** shall deposit **TWO HUNDRED FIFTY DOLLARS (\$250.00)** estimated to be necessary to pay the cost of inspection by the **Delaware County Engineer**. When the fund has been depleted to **thirty percent (30%)** of the original amount deposited, the **SUBDIVIDER** shall replenish the account, upon notice by the **Delaware County Engineer**. Upon completion and acceptance of the construction, the remaining amount in the fund shall be returned to the **SUBDIVIDER**.

5. The **SUBDIVIDER** is to complete all construction to the satisfaction of the **COUNTY** as evidenced by an approval letter from the **Delaware County Engineer**.

6. The **SUBDIVIDER** shall hold the **COUNTY** free and harmless from any and all claims for damages of every nature arising or growing out of the construction of the said improvements.

7. The **SUBDIVIDER** shall perform and complete all said improvements prior to **MAY 31, 2004**.

8. The **SUBDIVIDER** will at all times during the construction of said improvements maintain through traffic on the public roadway and keep the same free of unreasonable hazards to the public. Said roadway shall not be closed to traffic except as approved by the **Delaware County Engineer**. Construction signs, barricades and lights shall be placed as needed on the job site in accordance with the **Ohio Department of Transportation “Uniform Traffic Control Devices”** and “**Traffic Control for Construction and Maintenance**”.

9. The **SUBDIVIDER** further agrees that any violation of or noncompliance with any of the provisions and stipulations of this **AGREEMENT** shall constitute a breach of contract, and the **Delaware County Engineer** shall have the right to stop work forthwith and use the surety for the completion of the improvement.

10. If the **SUBDIVIDER** should become unable to carry out the provisions of this **AGREEMENT**, the **SUBDIVIDER’S** heirs, successors or assigns shall complete and comply with all applicable terms, conditions, provisions and requirements of this **AGREEMENT**.

11. Upon approval and acceptance of the improvements, the original copy of the **PLAN** shall become the property of the **COUNTY** and shall be filed in the office of the **Delaware County Engineer**.

12. In consideration whereof, the **BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO** hereby grants to the **SUBDIVIDER** or his agent the right and privilege to make the said improvements stipulated herein.

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

RESOLUTION NO. 03-1624

IN THE MATTER OF ACCEPTING ROADS AND APPROVING RECOMMENDED SPEED LIMITS FOR WILSHIRE SECTION 6, PHASE A AND CROSS CREEK PHASE 2B:

It was moved by Mr. Jordan, seconded by Mrs. Martin to release bonds and letters of credit and accept roads within the following:

Wilshire Section 6, Phase A

The roadways to be accepted are as follows:

- An addition of 0.13 mile to **Township Road Number 774, Pleasant Colony Drive**
- An addition of 0.09 mile to **Township Road Number 775, Bold Venture Drive**
- **Pleasant Colony Court**, to be known as **Township Road Number 1389**

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

Cross Creek Phase 2B

- An addition of 0.11 mile to **Township Road Number 757, Carla Drive**
- An addition of 0.19 mile to **Township Road Number 1328, Roe Drive**

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

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

RESOLUTION NO. 03-1625

IN THE MATTER OF ESTABLISHING STOP CONDITIONS FOR WILSHIRE SECTION 6, PHASE A AND CROSS CREEK PHASE 2B:

It was moved by Mrs. Martin, seconded by Mr. Jordan to establish stop conditions for the following:

Stop Conditions – Wilshire Section 6, Phase A

- On Township Road Number 1389, Pleasant Colony Court, at its intersection with Township Road Number

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775, Pleasant Colony Drive

Stop Conditions –Cross Creek Phase 2B

- On Township Road Number 757, Carla Drive, at its intersection with Township Road Number 1328, Roe Drive

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

RESOLUTION NO. 03-1626

IN THE MATTER OF ACCEPTING MAINTENANCE BOND FOR HIGHLAND LAKES EAST SECTION 15:

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

Highland Lakes East Section 15

The roadway construction has been completed for the referenced subdivision and, as the results of The Engineer’s recent field review, he has determined that minor remedial work will be required during the 2004 construction season.

In accordance with the Subdivider’s Agreement, The Engineer recommends that the maintenance bond be set at **\$5,400** for the duration of the one year maintenance period. A Letter of Credit in that amount is available.

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

RESOLUTION NO. 03 -1627

IN THE MATTER OF APPROVING THAT ACTION BE TAKEN AGAINST THE BOND OF DENISE RANCK FOR CONSTRUCTION OF THE HICKORY WOODS SUBDIVISION:

It was moved by Mrs. Martin, seconded by Mr. Jordan to approve taking action against the bond of Denise Ranck:

Hickory Woods Subdivision

In September, 2002, your Board entered into an Agreement with Denise Ranck, the developer for the above referenced project. In January of this year, The Engineer sent Ms. Ranck a punchlist outlining the items remaining to complete the project as well as advising her of the need to post a maintenance bond good for one year. On November 7, 2003, The Engineer sent Ms. Ranck a letter via certified mail advising that the punchlist items were still incomplete and we (the County) still were in need of the maintenance bond. As of this date the County has received no response from Ms. Ranck. As her construction bond is due to expire December 18, 2003, The Engineer ask approval to take action against the bond should a maintenance bond not be received by the December 18 date.

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

RESOLUTION NO. 03 -1628

IN THE MATTER OF APPROVING RIGHT OF WAY WORK PERMIT SUMMARY SHEET:

It was moved by Mr. Jordan, seconded by Mrs. Martin to approve the following work permits:

Permit #	Applicant	Location	Type of Work
U03189	Columbia Gas	Paul Road	Install gas main
U03190	Columbia Gas	Highfield Drive	Install gas mains
U03191	Ohio Edison	S. Section Line Road	Install poles
U03192	Columbus Southern Power	Big Walnut Road	Bore and place conduits
U03193	American Electric Power	Sheffield Park Section 1A	Bore under road
U03194	Columbia Gas	Center Green Drive	Install gas main
U03195	Columbia Gas	Tree Lake Boulevard	Install gas main

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

RESOLUTION NO. 03-1629

IN THE MATTER OF REJECTING ALL BIDS RECEIVED FOR ABOVEGROUND FUEL TANKS FOR DELAWARE COUNTY:

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

WHEREAS, Delaware County received bids on November 17, 2003. And;

WHEREAS, Delaware County reserves the right to reject all bids, in whole or in part.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of Delaware County, State of Ohio, reject all bids received for aboveground fuel tanks for Delaware County.

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

RESOLUTION NO. 03-1630

SETTING BID OPENING DATE AND TIME FOR ABOVEGROUND FUEL TANKS FOR DELAWARE COUNTY:

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

**PUBLIC NOTICE
INVITATION TO BID**

Sealed bids will be received by the Board of Commissioners, Delaware County, Ohio, 101 North Sandusky Street, Delaware, Ohio 43015 at **10:00 AM on Monday, January 12, 2004**, at which time they will be publicly opened and read and the contract awarded as soon as possible, for the purchase and installation of aboveground fuel tanks for Delaware County.

Each bid must contain the full name of every person or company interested in same, and be accompanied by an acceptable bid bond or certified check made payable to the Delaware County, Ohio. Bid specifications may be obtained from either the Delaware County Commissioners Office, 101 N. Sandusky St. or the Delaware County Facilities Management Office, 1405 US 23 North, Delaware, Ohio during normal business hours. Bid specifications are also available over the internet at <http://www.demandstar.com>.

The County reserves the right to reject any and all bids, in whole or in part, to waive any defect in any or all bids, to accept the bid or part it deems to be the lowest and best. Bids shall be submitted in a sealed envelope marked "Sealed Bid for Aboveground Fuel Tanks – Re-bid." No bid shall be withdrawn for a period of sixty (60) days after being publicly opened and read.

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

RESOLUTION NO. 03-1631

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR VILLAS AT MAPLE CREEK SECTION 1 AND WOODLAND GLEN:

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

Villas At Maple Creek Section 1	2,458 feet of 8 inch sewer	10 manholes
Woodland Glen	3,985 feet of 8 inch sewer 3,721 feet of 10 inch sewer	27 manholes

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

RESOLUTION NO. 03-1632

IN THE MATTER OF APPROVING AN EASEMENT PURCHASE AGREEMENT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND KENILWORTH FARMS, LLC.:

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

AGREEMENT

THIS AGREEMENT made at Delaware, Ohio, this 15th day of December, 2003, by and between Kenilworth Farms, LLC., SELLER, and the Delaware County Commissioners, BUYER;

WITNESSETH:

In consideration of the promises and covenants herein after contained, the SELLER agrees to convey

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and the BUYER agrees to purchase and Seller agrees to sell the Easements across the real estate described on Exhibit "A". (Available in the Sanitary Engineer Department).

In exchange for the Easements, the BUYER agrees to construct, at the same time as it constructs the sanitary line which is the subject of the Easement, a six-inch sanitary service lateral as depicted on Exhibit "B", (Available in the Sanitary Engineer Department) and to permit Seller to tap into and use the same for the single family residence located at 1297 Sherbourne Lane, Delaware, Ohio.

This transaction is to be closed at the SELLERS convenience, on or before December 31, 2003 at which time the SELLER will execute and deliver to the BUYER the attached Deed of Easement for the above-described real estate. (Available in the Sanitary Engineer Department).

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

RESOLUTION NO. 03-1633

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS FOR THE BOARD OF ELECTIONS:

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

Transfer of Appropriation		AMOUNT
From	To	
10016101-5375	10016101-5001	\$12,000.00
Board of Elections/Election & Settlement	Board of Elections/Compensation	

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

RESOLUTION NO. 03-1634

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS AND SUPPLEMENTAL APPROPRIATIONS:

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

Transfer of Appropriation		AMOUNT
66011911-5238	66011911-5001	\$500.00
San Eng Bent Tree/Safety & Security	San Eng. Bent Tree/Compensation	
66011910-5292	66011910-5001	\$750.00
San Eng Hoover Woods/Sewer Parts	San Eng Hoover Woods/Compensation	
10011101-5001	10011101-5120	\$35.00
Commissioners/Compensation	Commissioners/PERS	
10031317-5001	10031317-5120	\$1,100.00
Contract Deputies/Compensation	Contract Deputies/PERS	
10012101-5301	10012101-5001	\$2,000.00
Prosecutor/Services & Charges	Prosecutor/Compensation	
10012101-5301	10012101-5120	\$3,000.00
Prosecutor/Services & Charges	Prosecutor/PERS	
10011303-5001	10011303-5345	\$140,000.00
EMS/Compensation	EMS/Safety & Security	
10062601-5350	10062601-5294	\$2,500.00
Veterans Services/Human Service	Veterans Services/Food Supplies	

Supplemental Appropriation

10022201-5120	Common Pleas Krueger/PERS	\$1,600.00
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Vote on Motion Mr. Jordan Aye Mrs. Martin Aye Mr. Ward Aye

There being no further business the meeting adjourned.

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Kristopher W. Jordan

Deborah B. Martin

James D. Ward

Letha George, Clerk to the Commissioners