

**COMMISSIONERS JOURNAL NO. 44 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD JULY 9, 2003**

**THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY MET IN A JOINT SESSION WITH THE MORROW COUNTY COMMISSIONERS ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT:**

Present:

Kristopher W. Jordan-Delaware County Commissioner  
Deborah B. Martin-Delaware County Commissioner  
James D. Ward-Delaware County Commissioner

Don R. Staley -Morrow County Commissioner  
Olen D. Jackson- Morrow County Commissioner  
Jean McClintock-Morrow County Commissioner

**RESOLUTION NO. 03-875**

**IN THE MATTER OF ORGANIZING A JOINT BOARD TO ADDRESS THE DITCH PETITION REQUEST OF WILLIAM THURSTON AND OTHERS:**

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

Whereas, ORC 6133.06 requires that upon receipt of a Ditch Petition the clerk of the Board of Commissioners of the county with whom the petition is filed shall call a joint meeting of the boards of county commissioners of all the counties interested within thirty days after the filing of the petition for the purpose of organizing the joint board, and

Whereas, ORC 6133.04 required that on the date fixed by the clerk of the board of county commissioners with whom the petition was filed, the boards of county commissioners from each of the counties affected by a proposed joint county improvement shall organize a joint board of commissioners by electing one of their number president, and

Whereas, the clerk of the board of county commissioners of the county in which the petition is filed shall act as clerk of the joint board and shall enter the findings of the joint board in the journal of the board of county commissioners of his/her county, shall do all things required to be done by the clerk, and shall make the final record of the improvement in his/her county,

Therefore Be It Resolved, On July 9, 2003, the Delaware County Commissioners and the Morrow County Commissioners met and established a joint Board to address the Ditch Petition Request of William Thurston And Others, And

Further Be It Resolved, James D. Ward, Delaware County Commissioner is elected President of the Joint Board.

Vote on Motion:

Kristopher W. Jordan-Delaware County Commissioner	Aye
Deborah B. Martin-Delaware County Commissioner	Aye
James D. Ward-Delaware County Commissioner	Aye

Don R. Staley -Morrow County Commissioner	Aye
Olen D. Jackson- Morrow County Commissioner	Aye
Jean McClintock-Morrow County Commissioner	Aye

**RESOLUTION NO. 03-876**

**IN THE MATTER OF SETTING DATE AND TIME FOR VIEWING AND PUBLIC HEARING FOR CONSIDERATION OF A JOINT COUNTY DITCH PETITION FILED BY WILLIAM THURSTON AND OTHERS:**

It was moved by Mr. Staley, seconded by Ms. McClintock to approve the following:

WHEREAS, on this 9<sup>th</sup> day of July 2003, the Clerk of the Board of the Delaware County Commissioners gave notice to the Joint Board of Delaware and Morrow Counties, on the filing with her of a petition signed by William Thurston And Others to:

1. To generally improve the drainage both surface and subsurface to a good and sufficient outlet by either replacing, or repairing or altering the existing improvement as required to obtain satisfactory agricultural drainage.
2. To generally improve the drainage both surface and sub-surface of the unnamed lateral joining the main

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Coomer Joint County improvement on the lands of Gary Graham Delaware County Parcel ID #61810001001000/Morrow County Lot #98.

WHEREAS, the proper bond has been filed with the Delaware County clerk, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the cost incurred by the Delaware County Engineer in making his preliminary reports, if the prayer of this petition is not granted, or if the petition is for any cause dismissed, unless the Joint Board decides to pay the Delaware County Engineer's cost from the bond in accordance with Section 6131.09 of the Revised Code;

THEREFORE, BE IT RESOLVED, BY THE Joint Board of Delaware and Morrow County Commissioners, that **the 11<sup>th</sup> day of August, 2003, at 1:30PM** commencing at the Rusk Brothers Property 6677 St. Rt. 229E Ashley, Ohio 43003, be and the same is hereby fixed as the time and place for the view thereon, and

BE IT FURTHER RESOLVED, That **the 29<sup>th</sup> day of September, 2003, at 7:30PM** at the Office of the Board of Delaware County Commissioners, 101 North Sandusky Street, Delaware, Ohio be and the same is hereby fixed as the time and place for the first hearing on the petition, and

BE IT FURTHER RESOLVED, That notice of said view and hearing be given, as required by law.

Vote on Motion:

Kristopher W. Jordan-Delaware County Commissioner	Aye
Deborah B. Martin-Delaware County Commissioner	Aye
James D. Ward-Delaware County Commissioner	Aye
Don R. Staley -Morrow County Commissioner	Aye
Olen D. Jackson- Morrow County Commissioner	Aye
Jean McClintock-Morrow County Commissioner	Aye

**DELAWARE COUNTY COMMISSIONERS REGULAR SESSION**

**RESOLUTION NO. 03-877**

**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 9:40AM.

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

**RESOLUTION NO. 03-878**

**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 9:45AM.

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

**RESOLUTION NO. 03-879**

**IN THE MATTER OF APPROVING PERSONNEL ACTIONS:**

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

David Moore's position with the Delaware County Dog Warden has been terminated while in probation; effective date July 9, 2003.

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

There being no further business, the meeting adjourned.

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Kristopher W. Jordan

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Deborah B. Martin

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James D. Ward

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Letha George, Clerk to the Commissioners