

COMMISSIONERS JOURNAL NO. 46 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD FEBRUARY 22, 2005

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

Present: Glenn A. Evans, Kristopher W. Jordan, James D. Ward

9:30 AM Date And Time For Public Hearing # 2 For CDBG FY 2004 To Amend The Village Of Sunbury Public Utilities Project To Street Lighting Improvements

PUBLIC COMMENT

RESOLUTION NO. 05-191

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD FEBRUARY 17, 2005 AS CONTAINED IN THE COUNTY’S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mr. Ward, seconded by Mr. Evans to approve the resolutions and records of the proceedings from regular meeting held February 17, 2005 as contained in the county’s official electronic recordings of the proceedings.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 05-192

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0218

It was moved by Mr. Evans, seconded by Mr. Ward to approve payment of warrants in batch numbers CMAPR 0218 and Purchase Orders and Vouchers as listed below:

Vouchers				
CCAO SC	Gas/Utility Dec 04-Jan 05	10011105-533833810	\$	18,611.75
Bovis	Construction Management/Jail	40411414-5410	\$	29,146.00
Ben Bro Enterprises	Bldg/Land Rental/N. Sandusky St	10011105-5335	\$	14,625.00

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 05-193

IN THE MATTER OF APPROVING THE TREASURER’S REPORT:

It was moved by Mr. Ward, seconded by Mr. Evans to approve the Treasurer’s Report.

(Copy available for review at the Commissioner’s office until no longer of administrative value.)

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 05-194

IN THE MATTER OF ACKNOWLEDGING RECEIPT OF ANNEXATION PETITION FROM AGENT FOR THE PETITIONER, FRANKLIN E. ECK JR., REQUESTING ANNEXATION OF 14.5 ACRES OF LAND IN ORANGE TOWNSHIP TO THE CITY OF COLUMBUS:

It was moved by Mr. Evans , seconded by Mr. Ward to acknowledge that on February 17, 2005, the Clerk to the Board of Commissioners received an annexation petition request to annex 14.5 acres from Orange Township to the City of Columbus.

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 05 -195

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

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Juvenile Court is requesting that Laurie Scholz, Bobby Massie, Lisa Risinger, Kristin Camac and Stephanie Diaz attend an Intercourt Conference in Columbus, Ohio February 24-25, 2005, at the cost of \$188.00.

CSEA is requesting that Susan Brown attend the Executive Leadership Committee Meeting at Columbus on February 23, 2005 at no cost.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 05-196

IN THE MATTER OF APPROVING PLAT AND DITCH MAINTENANCE PETITION FOR WOODS OF DORNOCH SECTION 4:

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

Woods Of Dornoch Section 4

Situated In The State Of Ohio, County Of Delaware, Township Of Delaware, Being Located In Farm Lots T And V, Section 1, Township 4, Range 19, United States Military Lands, Being 8.861 Acres Of That 28.112 Acre Tract Described In A Deed To, New Green Highlands Development Limited, Of Record In Official Record 25, Page 2031, Recorder’s Office, Delaware County, Ohio. Cost \$63.00.

Ditch Maintenance Petition- Woods Of Dornoch Section 4

We the undersigned owners of 8.861 acres in Delaware Township, Delaware County, Ohio propose to create a subdivision known as **Woods Of Dornoch Section 4** as evidenced by the attached subdivision plat (Exhibit “A” which is available at the County Engineer’s Office). This plat has been approved and signed by the Delaware County Regional Planning Commission and the Delaware County Engineer. Drainage improvements related to this subdivision have been constructed (or are bonded and will be constructed within a period of one year as evidenced by the Subdivider’s agreement Exhibit “B” available at the County Engineer’s Office). In accordance with Section 6137 of the Ohio Revised Code, we (I) hereby request that the improvements delineated on Exhibit “C” (available at the County Engineer’s Office), be accepted as part of the County Ditch Maintenance Program and that an annual maintenance assessment be collected with the Real Estate Taxes for each lot in the subject subdivision to cover the cost of current and future maintenance of the improvements.

We (I) represent 100% of the property owners to be assessed for maintenance related to this drainage improvement. We (I) hereby waive our rights to a public viewing and hearing and ask that your board approve this action in conjunction with the approval of the **Woods Of Dornoch Section 4** Subdivision.

The cost of the drainage improvements is \$32,089.00 and a detailed cost estimate is available at the County Engineer’s office in Exhibit “D”. The drainage improvements are being constructed for the benefit of the lots being created in this subdivision. Twenty-One (21) lots are created in this plat and each lot receives an equal share of the benefit (cost) of the project. The basis for calculating the assessment for each lot is therefore, \$1,528.05 per lot. An annual maintenance fee equal to 2% of this basis \$30.56 will be collected for each lot. I understand that the basis for calculating the maintenance assessment will be reviewed and possibly revised every 6 years. The first year’s assessment for all of the lots in the amount of \$641.78 has been paid to Delaware County.

Easements to provide for the maintenance of the improvements have been provided on the plat.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 05-197

IN THE MATTER OF APPROVING SUBDIVIDER’S AGREEMENT FOR “SOUTH OLD STATE ROAD WIDENING FOR AVONLEA SUBDIVISION”:

It was moved by Mr. Ward, seconded by Mr. Evans to approve the following agreement:

“South Old State Road Widening For Avonlea Subdivision”

SUBDIVIDER’S AGREEMENT

THIS AGREEMENT made and entered into this 22nd day of February 2005 by and between the COUNTY OF DELAWARE (acting by and through its BOARD OF COUNTY COMMISSIONERS), hereinafter called the COUNTY, and PLANNED COMMUNITIES INC., hereinafter called the SUBDIVIDER, as evidenced by the Engineering and Construction Plan entitled “SOUTH OLD STATE ROAD WIDENING FOR AVONLEA SUBDIVISION” which was approved by the County Engineer, hereinafter called the PLAN, is governed by the following considerations, to wit:

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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 TWO HUNDRED THIRTY-THREE THOUSAND ONE HUNDRED DOLLARS payable to the BOARD OF COUNTY 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 EIGHTEEN THOUSAND SEVEN HUNDRED DOLLARS 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, 2005.
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 Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 05-198

IN THE MATTER OF ACCEPTING ROADS AND APPROVING RECOMMENDED SPEED LIMITS FOR RIVER’S EDGE AT ALUM CREEK SECTION 2:

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

River’s Edge at Alum Creek Section 2

The roadways to be accepted are as follows:

- An addition of 0.18 mile to Township Road Number 1310, River’s Edge Drive
- River’s Edge Court, to be known as Township Road Number 1426
- Creekwood Drive, to be known as Township Road Number 1427

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 Mr. Evans Aye

RESOLUTION NO. 05-199

IN THE MATTER OF ESTABLISHING STOP CONDITIONS FOR RIVER’S EDGE AT ALUM CREEK SECTION 2:

It was moved by Mr. Evans, seconded by Mr. Ward to establish stop conditions for the following:

Stop Conditions – River’s Edge at Alum Creek Section 2

- On Township Road Number 1426, River’s Run Court, at its intersection with Township Road Number 1310, River’s Edge Drive

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- On Township Road Number 1427, Creekwood Drive, at its intersection with Township Road Number 107, Bale Kenyon Road
- On Township Road Number 1427, Creekwood Drive, at its intersection with Township Road Number 1310, River’s Edge Drive

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 05-200

IN THE MATTER OF ACCEPTING PERFORMANCE CONSTRUCTION BONDS FOR WOODS OF DORNOCH SECTION 4:

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

Woods of Dornoch Section 4

The construction of the above referenced project was started without bonding, thereby not allowing the developer to file the plat. They are now at a point where they would like to file the plat. The Engineer has, therefore, estimated the remaining construction costs to be **\$31,000**, and a Letter of Credit in that amount is available to cover the bonding of this project.

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 05 -201

IN THE MATTER OF APPROVING THAT ACTION BE TAKEN AGAINST THE BONDS OF GROVER JOHNSON FOR CONSTRUCTION OF WALNUT WOODS SECTION 1:

It was moved by Mr. Evans, seconded by Mr. Ward to approve taking action against the bond of Grover Johnson:

Walnut Woods Section 1

In July, 2002, your board entered into an Agreement with Grover Johnson for the above referenced project. In August, 2004, The Engineer sent Mr. Johnson a pre-final punchlist outlining the items needed to complete this project. In February, 2005, a registered letter was sent to Mr. Johnson, advising him of the items still incomplete for finalizing the project and advising him that his surety was due to expire March 1, 2005. As of this date, the project is still incomplete. The Engineer is therefore requesting approval to take action against the project’s letter of credit should Mr. Johnson fail to finalize this project prior to the March 1, 2005 expiration of his surety.

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 05 -202

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

It was moved by Mr. Ward, seconded by Mr. Evans to approve the following work permits:

Permit #	Applicant	Location	Type of Work
U05025	SBC	Carriage Road/Wren Lane	Replace defective cable
U05026	SBC	Carriage Road	Replace cable
U05027	American Electric Power	S. Old State Road	Push PVC conduit
U05028	Verizon	Lewis Center Road	Place buried cable
U05029	American Electric Power	S. Old State Road	Relocate pole line
U05030	Verizon	Home Road	Place aerial cable

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 05 -203

IN THE MATTER OF APPROVING AN AGREEMENT BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND DLZ OHIO INC. TO PROVIDE INSPECTION AND TESTING SERVICES:

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

Agreement, made and entered into this 22nd day of **February**, 2005 by and between the **Delaware County Commissioners**, Delaware, Ohio and hereinafter designated as the **County**, and **DLZ, Ohio Inc.** hereinafter

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designated as the **Consultant**.

Witnesseth, that said **Consultant**, for consideration of the attached unit cost Contract, hereby agrees to furnish unto the **County**, professional services to provide Inspection and Testing Services. Compensation to be paid monthly as a percentage of completed work.

Said Consultant further agrees to perform the said work promptly, in a skillful and competent manner in accordance with the normally accepted standards, under the direction of the **Delaware County Engineer**. This Contract will be effective through March, 2006. This may be extended for a period of one year upon mutual agreement of both parties.

The Consultant hereby agrees to hold the **County** harmless from loss, damage, injury, or liability arising directly from the negligent acts or omissions of the **Consultant**, its employees, agent’s, subcontractors and their employees and agents’ subcontractors and their employees agents but only to the extent that the same is actually covered an paid under the foregoing policies of insurance.

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 05-204

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Greg Huff has resigned his position as Package Plant Operator with the Environmental Services Department; effective date February 25, 2005.

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 05-205

IN THE MATTER OF APPROVING CHANGE ORDERS WITH BRUNER CORPORATION FOR BID PACKAGE 12 (HVAC) AND JESS HOWARD ELECTRIC FOR BID PACKAGE 15 (ELECTRICAL) FOR BULLETIN NUMBER 2 FOR THE NEW DORMITORY AND JAIL RENOVATIONS TO THE DELAWARE COUNTY JAIL:

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

Bruner Corporation

Original Contract	\$1,009,013.00
Change Order #1	\$ 8,707.00
Revised Contract Amount	\$1,017,720.00

Jess Howard Electric

Original Contract	\$1,153,315.00
Previous Change Order	\$ 22,326.86
Change Order #2	\$ 3,264.55
Revised Contract Amount	\$1,178,906.41

Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 05-206

IN THE MATTER OF APPROVING CHANGE ORDERS WITH ALTMAN FOR BID PACKAGE 3 (CAST IN PLACE CONCRETE); KENNY HUSTON FOR BID PACKAGE 5 (MASONRY); WANNER METAL WORX FOR BID PACKAGE 6 (MISCELLANEOUS METALS); WILLIAMSON BUILDERS FOR BID PACKAGE 9 (DRYWALL); HENRY PAINTING FOR BID PACKAGE 10 (PAINTING); DALMATION FIRE FOR BID PACKAGE 13 (FIRE PROTECTION); BRUNER CORPORATION FOR BID PACKAGES 12 & 14 (HVAC & PLUMBING) AND JESS HOWARD ELECTRIC FOR BID PACKAGE 15 (ELECTRICAL) FOR BULLETIN NUMBER 5 FOR THE NEW DORMITORY AND JAIL RENOVATIONS TO THE DELAWARE COUNTY JAIL:

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

Altman Company

Original Contract	\$396,312.00
Previous Change Order	\$ 3,471.00

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Change Order #2 \$ 2,200.00
Revised Contract Amount \$401,983.00

Kenny Huston

Original Contract \$1,120,000.00
Change Order #1 \$ 3,033.99
Revised Contract Amount \$1,123,033.99

Wanner Metal Worx

Original Contract \$191,070.00
Change Order #1 \$ 7,642.21
Revised Contract Amount \$198,712.21

Williamson Builders

Original Contract \$330,800.00
Change Order #1 \$ 4,314.57
Revised Contract Amount \$335,114.57

Henry Painting

Original Contract \$159,780.00
Change Order #1 \$ 670.00
Revised Contract Amount \$160,450.00

Dalmation Fire

Original Contract \$103,000.00
Change Order #1 \$ 764.00
Revised Contract Amount \$103,764.00

Bruner Corporation

Original Contract \$1,009,013.00
Previous Change Order \$ 8,707.00
Change Order #2 \$ 3,589.00
Revised Contract Amount \$1,021,309.00

Jess Howard

Original Contract \$1,153,315.00
Previous Change Order \$ 25,591.41
Change Order #3 \$ 4,617.78
Revised Contract Amount \$1,183,524.19

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 05-207

IN THE MATTER OF APPROVING CHANGE ORDERS WITH ALTMAN FOR BID PACKAGE 3 (CAST IN PLACE CONCRETE); KENNY HUSTON FOR BID PACKAGE 5 (MASONRY); WILLIAMSON BUILDERS FOR BID PACKAGE 9 (DRYWALL); HENRY PAINTING FOR BID PACKAGE 10 (PAINTING); RE:SOURCE OHIO FOR BID PACKAGE 11 (FLOORING) AND JESS HOWARD ELECTRIC FOR BID PACKAGE 15 (ELECTRICAL) FOR BULLETIN NUMBER 6 FOR THE NEW DORMITORY AND JAIL RENOVATIONS TO THE DELAWARE COUNTY JAIL:

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

Altman Company

Original Contract \$396,312.00
Previous Change Order \$ 5,671.00
Change Order #3 \$ (298.00)
Revised Contract Amount \$401,685.00

Kenny Huston

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Original Contract	\$1,120,000.00
Previous Change Order	\$ 3,033.99
Change Order #2	\$ (331.63)
Revised Contract Amount	\$1,122,702.36

Williamson Builders

Original Contract	\$330,800.00
Previous Change Order	\$ 4,314.57
Change Order #2	\$ (2,333.67)
Revised Contract Amount	\$332,780.90

Henry Painting

Original Contract	\$159,780.00
Previous Change Order	\$ 670.00
Change Order #2	\$ 260.00
Revised Contract Amount	\$160,710.00

Re:Source Ohio

Original Contract	\$75,900.00
Change Order #1	\$ 1,235.00
Revised Contract Amount	\$77,135.00

Jess Howard

Original Contract	\$1,153,315.00
Previous Change Order	\$ 30,209.19
Change Order #4	\$ (275.00)
Revised Contract Amount	\$1,183,249.19

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

Gary Rutledge of Bovis introduced Mr. Craig Kertesz to the Commissioners. He is the new Construction Manager filling the position that Mr . Rutledge has been filling during the hiring process of Mr. Kertesz.

RESOLUTION NO. 05-208

9:30 AM - IN THE MATTER OF OPENING PUBLIC HEARING # 2 FOR CDBG FY 2004 TO AMEND THE VILLAGE OF SUNBURY PUBLIC UTILITIES PROJECT TO STREET LIGHTING IMPROVEMENTS:

It was moved by Mr. Jordan, seconded by Mr. Ward to open the hearing.

Vote on Motion Mr. Jordan Aye Mr. Evans Abstained Mr. Ward Aye

RESOLUTION NO. 05-209

IN THE MATTER OF CLOSING THE PUBLIC HEARING # 2 CDBG FY 2004 TO AMEND THE VILLAGE OF SUNBURY PUBLIC UTILITIES PROJECT TO STREET LIGHTING IMPROVEMENTS:

It was moved by Mr. Jordan, seconded by Mr. Ward to close the hearing.

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Abstained

RESOLUTION NO. 05-210

IN THE MATTER OF APPROVING THE AMENDMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FY 2004 BY CHANGING THE VILLAGE OF SUNBURY PUBLIC UTILITIES PROJECT TO STREETScape –STREET LIGHTING PROJECT FOR SUNBURY THE DOWNTOWN AREA:

It was moved by Mr. Ward, seconded by Mr. Jordan to approve the following amendment:

WHEREAS, the State of Ohio, Department of Development, provides financial assistance to local governments under the Community Development Block Grant (CDBG) Program for the purpose of addressing local government needs; and

WHEREAS, Delaware County has been awarded FY 2004 funds by the Department of Development to facilitate the implementation of activities in the County.

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WHEREAS, Village of Sunbury, Public Utilities Activity is one project currently approved for funding in the amount of \$79,000 under the FY 2004 Program, the Delaware Revolving Loan Fund (RLF) in the amount up to \$99,500, and the Village in the amount of \$89,896, and

WHEREAS, The proposed amendment of the FY 2004 Formula Program would change the Village of Sunbury Project from Public Utilities to Streetscape-Street Lighting with funding of the CDBG FY'04 and RLF staying the same, but an increase in funds by the Village from \$89,896 to \$171,500.

WHEREAS, The Village of Sunbury request to change the activity is because of being able to control the timing of the work, which is vital for CDBG funding.

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 Village of Sunbury CDBG FY 2004 Project will be Streetscape- Street Lighting Activity in the downtown area with funding in the amount of \$79,000 under the FY 2004 Program, the Delaware Revolving Loan Fund (RLF) in the amount up to \$99,500, and the Village in the amount of \$171,500.

SECTION II. That the Board of Commissioners approve of the amendment to the Community Development Block Grant FY 2004.

Vote on Motion Mr. Evans Abstained Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 05-211

IN THE MATTER OF ADJOURNING INTO EXECUTIVE SESSION FOR LABOR NEGOTIATIONS AND 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 Mr. Evans to adjourn into Executive Session at 9:40 AM.

Vote on Motion Mr. Jordan Aye Mr. Evans Aye Mr. Ward Aye

RESOLUTION NO. 05-212

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Ward, seconded by Mr. Jordan to adjourn out of Executive Session at 11:43 AM.

Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Absent

There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward

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Letha George, Clerk to the Commissioners