

COMMISSIONERS JOURNAL NO. 48 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD SEPTEMBER 12, 2006

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
Glenn A. Evans-Delaware County Commissioner
James D. Ward-Delaware County Commissioner
Jean McClintock-Morrow County Commissioner
Don R. Staley -Morrow County Commissioner

Absent: Olen D. Jackson- Morrow County Commissioner

7:00 PM Final Hearing By The Commissioners For The Coomer #435 Joint County Ditch Project With Morrow County

RESOLUTION NO. 06-1179

7:00 PM – FINAL PUBLIC HEARING FOR CONSIDERATION OF THE COOMER #435 JOINT COUNTY DITCH PROJECT WITH MORROW COUNTY:

It was moved by Mr. Evans, seconded by Ms. McClintock to open the hearing at 7:00PM.

Vote on Motion:

Kristopher W. Jordan-Delaware County Commissioner	Aye
Glenn A. Evans-Delaware County Commissioner	Aye
James D. Ward-Delaware County Commissioner	Aye
Olen D. Jackson- Morrow County Commissioner	Absent
Jean McClintock-Morrow County Commissioner	Aye
Don R. Staley -Morrow County Commissioner	Aye

RESOLUTION NO. 06-1180

IN THE MATTER OF CLOSING THE PUBLIC HEARING FOR CONSIDERATION OF THE COOMER #435 JOINT COUNTY DITCH PROJECT WITH MORROW COUNTY:

It was moved by Ms. McClintock, seconded by Mr. Evans to close the hearing at 7:45PM.

Vote on Motion:

Kristopher W. Jordan-Delaware County Commissioner	Aye
Glenn A. Evans-Delaware County Commissioner	Aye
James D. Ward-Delaware County Commissioner	Aye
Olen D. Jackson- Morrow County Commissioner	Absent
Jean McClintock-Morrow County Commissioner	Aye
Don R. Staley -Morrow County Commissioner	Aye

RESOLUTION NO. 06-1181

IN THE MATTER OF COMMISSIONERS' FINDING AFFIRMING ORDER, CONFIRMING THE ASSESSMENTS, AND ORDERING THE LETTING OF THE CONTRACTS FOR THE COOMER #435 JOINT COUNTY DITCH PROJECT WITH MORROW COUNTY:

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

In The Matter Of The Coomer #435 Joint County Ditch Petition Filed By William Thurston and others on June 12, 2003.

WHEREAS, this being the day fixed by said Joint Board of Commissioners of Delaware and Morrow Counties in the order dated **Tuesday the 12th day of September, 2006, at 7:00 PM**, for the final hearing on the Reports, Plans, and Schedules of the Delaware and Morrow County Engineers, on the estimated assessments, on claims for compensation or damages and on the proceedings for the improvement.

WHEREAS, The Joint Board of Commissioners of Delaware and Morrow Counties finds that due and legal notice of this final hearing has been given as required by law; and

WHEREAS, The Joint Board of Commissioners of Delaware and Morrow Counties has heard all the evidence offered in the proceedings and received and considered all the schedules, plans, and reports filed by the Delaware and Morrow County Engineers;

COMMISSIONERS JOURNAL NO. 48 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD SEPTEMBER 12, 2006

WHEREAS, this Joint Board of Commissioners of Delaware and Morrow Counties has considered the cost of location and construction, the compensation for land taken, the effect on land along or in the vicinity of the route of the improvement, the effect on land below the lower terminus of the improvement that may be caused by constructing the improvement, the sufficiency of the outlet, the benefits to the public welfare, and the special benefits to land needing the improvement, etc.;

THEREFORE BE IT RESOLVED, that the Joint Board of Commissioners of Delaware and Morrow Counties hereby approves the maps, profiles, plans, schedules and reports for prepared by the Delaware and Morrow County Engineers, and

FURTHER BE IT RESOLVED, That once the water shed is confirmed, the Delaware and Morrow County Engineers' estimated assessments are hereby approved and confirmed, the Delaware Engineer is ordered to receive bids for the construction of the improvement, and

FURTHER BE IT RESOLVED, That Delaware county borrow funds to pay for the improvement, and that eight years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited, to pay the assessments that may be made for the improvement, and that interest shall be charged on the installments at the same rate charged to the Commissioners for the borrowing of the money, if after the deadline for the landowners to pay their assessments upfront passes and the total remaining construction cost to be borrowed is less than \$10,000.00 then the County will up front the remaining cost of the Construction and Commissioners will no longer borrow the money, and

FURTHER BE IT RESOLVED, The Delaware County Engineer is hereby directed to prepare the necessary bid documents and legal advertisements; and

FURTHER BE IT RESOLVED, That the Delaware County Engineer be and he is hereby directed to give at least two weeks public notice as required by law of the time when and the place where bids will be received for furnishing any material for the improvement, or for the construction of the improvement, or any part thereof, and in case manufactured material is required for the construction of the improvement, the Delaware County Engineer is hereby directed to send copies of the notice by mail to dealers and manufacturers and all bids shall be received at the office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio.

FURTHER BE IT RESOLVED, THAT THE COMMISSIONERS APPROVE ESTABLISHING A NEW ORGANIZATION KEY FOR THE COOMER #435 JOINT COUNTY DITCH PROJECT 40311418.

Vote on Motion:

Kristopher W. Jordan-Delaware County Commissioner	Aye
Glenn A. Evans-Delaware County Commissioner	Aye
James D. Ward-Delaware County Commissioner	Aye
Olen D. Jackson- Morrow County Commissioner	Absent
Jean McClintock-Morrow County Commissioner	Aye
Don R. Staley -Morrow County Commissioner	Aye

There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward

COMMISSIONERS JOURNAL NO. 48 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD SEPTEMBER 12, 2006

Letha George, Clerk to the Commissioners