

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007

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

9:45 AM Date And Time For Public Hearing Regarding The Issuance Of One Or More Series Of Adjustable Rate Demand Health Care Facilities Revenue Bonds, Series 2007 (The Centrum At Willow Brook) By The County Of Delaware, Ohio

PUBLIC COMMENT

Mr. Joe Warren spoke to the Commissioners
(For a complete record refer to the Official CD minutes).

RESOLUTION NO. 07-1568

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD DECEMBER 17, 2007 AS CONTAINED IN THE COUNTY’S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mr. Ward, seconded by Mr. Jordan to approve the resolutions and records of the proceedings from regular meeting held December 17, 2007 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. 07-1569

9:45AM PUBLIC HEARING REGARDING THE ISSUANCE OF ONE OR MORE SERIES OF ADJUSTABLE RATE DEMAND HEALTH CARE FACILITIES REVENUE BONDS, SERIES 2007 (THE CENTRUM AT WILLOW BROOK) BY THE COUNTY OF DELAWARE, OHIO:

It was moved by Mr. Jordan, seconded by Mr. Ward to open the hearing at 9:45AM.

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

RESOLUTION NO. 07-1570

CLOSING THE PUBLIC HEARING REGARDING THE ISSUANCE OF ONE OR MORE SERIES OF ADJUSTABLE RATE DEMAND HEALTH CARE FACILITIES REVENUE BONDS, SERIES 2007 (THE CENTRUM AT WILLOW BROOK) BY THE COUNTY OF DELAWARE, OHIO

It was moved by Mr. Jordan, seconded by Mr. Ward to close the hearing at 9:50AM.

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

RESOLUTION NO. 07-1571

A RESOLUTION DETERMINING THE NECESSITY OF AND AUTHORIZING THE ISSUANCE AND SALE OF ADJUSTABLE RATE DEMAND HEALTH CARE FACILITIES REVENUE BONDS, SERIES 2007 (THE CENTRUM AT WILLOW BROOK) IN ONE OR MORE SERIES OF THE COUNTY OF DELAWARE, OHIO, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$7,000,000; AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT OF LEASE AND SUBLEASE IN CONNECTION THEREWITH; AUTHORIZING THE EXECUTION AND DELIVERY OF A TRUST INDENTURE TO SECURE SUCH SERIES 2007 BONDS; AUTHORIZING EXECUTION OF A BOND PURCHASE AGREEMENT WITH RESPECT TO SAID SERIES 2007 BONDS; AUTHORIZING EXECUTION OF THE ESCROW AGREEMENTS WITH RESPECT TO THE REFUNDING OF THE PRIOR BONDS; AUTHORIZING A PRELIMINARY AND FINAL OFFERING CIRCULAR; A TAX REGULATORY AGREEMENT AND OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF THE SERIES 2007 BONDS.

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

WHEREAS, the County of Delaware, Ohio (the “County”), a county and political subdivision in and of the State of Ohio (the “State”), is authorized and empowered by virtue of the laws of the State, including without limitation, Chapter 140 of the Ohio Revised Code (the “Act”), to, among other things: (i) acquire, construct, improve and equip “hospital facilities”, as defined in the Act, which include the facilities comprising the Project (as herein defined), and to acquire by lease real estate within the boundaries of the County and interests therein, including without limitation, improvements situated thereon comprising such hospital facilities; (ii) enter into a lease agreement to provide for the lease of “hospital facilities” to a “nonprofit

**COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007**

hospital agency”, both as defined in the Act; (iii) issue its revenue bonds for the purpose of financing the “costs of hospital facilities”, as defined in the Act, and to secure those revenue bonds by a trust indenture and by the pledge and assignment of the rent paid under the lease agreements and the funds created under the trust indenture; (iv) adopt this Resolution; and (v) enter into the Trust Indenture, the Lease, the Sublease, the Bond Purchase Agreement, the Escrow Agreements and the Tax Regulatory Agreement, all as hereinafter defined, and to execute and deliver certain other documents and instruments upon the terms and conditions provided herein and therein; and

WHEREAS, the County previously issued its Health Care Facilities Mortgage Revenue Bonds, Series 1995 (FHA Insured Mortgage Loan – The Centrum at Willow Brook, Inc. Project) (the “1995 Bonds”) and its Health Care Facilities Revenue Bonds, Series 1998 (GNMA Collateralized – The Centrum at Willow Brook, Inc. Project) (the “1998 Bonds” and together with the 1995 Bonds, the “Prior Bonds”) for the purpose of financing the cost of acquiring, constructing and equipping of a retirement community in the County of Delaware, Ohio and paying costs of issuance associated with the issuance of the Prior Bonds; and

WHEREAS, Willow Brook Christian Communities (the “Corporation”) has requested this Board of County Commissioners (the “Board”) to authorize the issuance of Adjustable Rate Demand Health Care Facilities Revenue Bonds, Series 2007 (The Centrum at Willow Brook) in one or more series of the County of Delaware, Ohio (the “Series 2007 Bonds”), for the purpose of, together with other available moneys of the Corporation, (1) financing the acquisition, construction and equipping of certain Hospital Facilities, as that term is defined in Section 140.01, Ohio Revised Code, including, without limitation, the acquisition of between 20 and 41 additional skilled nursing bed licenses at 100 Delaware Crossing West, Delaware, Ohio (the “Project”), (2) refunding the outstanding principal amount of the 1995 Bonds and the 1998 Bonds which were used to finance the construction, acquisition and equipping of a 50-bed assisted living facility and a 40-bed addition to such assisted living facility, respectively, located at 100 Willow Brook Way South, Delaware, Ohio and (3) paying certain costs and expenses of the County and the Corporation incurred in connection with the issuance of the Series 2007 Bonds and the refunding and retirement of the Prior Bonds; and

WHEREAS, this Board has determined, based solely on information and representations provided by the Corporation, that the refunding and retirement of the Prior Bonds and the acquisition, construction and equipping of the Project will further the public purpose of better providing for the health and welfare of the residents of the County and the State by enhancing the availability, efficiency and economy of independent living facilities, skilled nursing care and assisted living facilities to service the residents of the County, so that such Hospital Facilities are and will be available for the service of the general public without discrimination by reason of race, creed, color or national origin; and

WHEREAS, this Board has determined to authorize such Series 2007 Bonds and, solely on the basis of the recommendation of the Corporation, to award the sale thereof to The Huntington Investment Company; and

WHEREAS, it is necessary in connection with the issuance of such Series 2007 Bonds, the refunding and retirement of the Prior Bonds and the acquisition, construction and equipping of the Project to provide for the authorization of an Agreement of Lease, Sublease, two separate Escrow Agreements and a Trust Indenture; and

WHEREAS, it is necessary in connection with the issuance of such Series 2007 Bonds, the refunding and retirement of the Prior Bonds and the acquisition, construction and equipping of the Project to also provide for the authorization of a Bond Purchase Agreement and a Tax Regulatory Agreement and distribution of a Preliminary and final Offering Circular for the sale of the Series 2007 Bonds and to authorize certain other documents in connection with the issuance of the Series 2007 Bonds;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Delaware, State of Ohio, that:

Section 1. For the public purpose of better providing for the health and welfare of the people of the State of Ohio by enhancing the availability, efficiency and economy of independent living facilities, skilled nursing care and assisted living facilities constituting Hospital Facilities and services rendered thereby and facilitating the financing of Hospital Facilities to be available to or for the service of the general public without discrimination by reason of race, creed, color or national origin, this Board, acting on behalf of the County, hereby determines, based solely upon representations of the Corporation, that it is necessary to, and the County shall, issue revenue bonds pursuant to Section 140.06, Ohio Revised Code, in the aggregate principal amount of not to exceed \$7,000,000 for the purposes set forth in the preambles hereto. Such bonds shall be designated “County of Delaware, Ohio, Adjustable Rate Demand Health Care Facilities Revenue Bonds, Series 2007 (The Centrum at Willow Brook) and may be issued in one or more series. The Series 2007 Bonds shall be issued in the form and denomination and shall be executed, dated, be subject to redemption prior to maturity on the dates and at the prices, bear interest at a weighted average interest rate not to exceed ten percent (10.00%) per annum, and be payable on the dates, all as exactly provided in the Trust Indenture and Bond Purchase Agreement hereinafter authorized. The Series 2007 Bonds shall be retired either at stated maturity or by mandatory sinking fund redemption over a period not to exceed 30 years as set forth in the Bond Purchase Agreement and the Trust Indenture hereinafter authorized.

Section 2. The Series 2007 Bonds shall be payable at the designated corporate trust office of The Huntington National Bank (the “Trustee”), or any successor trustee.

**COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007**

Section 3. Anything in this Resolution, the Series 2007 Bonds and the Trust Indenture to the contrary, the Series 2007 Bonds do not and shall not constitute general obligations, debt or bonded indebtedness or a pledge of the faith and credit of the County or the State or any political subdivision thereof, and the holders or owners of the Series 2007 Bonds are not given the right, and have no right, to have excises, ad valorem taxes or other taxes levied by the County or the State or any political subdivision thereof, for the payment of the bond service charges on such Series 2007 Bonds. The Series 2007 Bonds shall contain a statement to that effect and that the right to such payment is limited to the revenues and special funds pledged for such purpose under the Trust Indenture herein authorized.

Section 4. At least two members of this Board be and they are hereby authorized and directed to execute on behalf of the County, a Trust Indenture with the aforesaid Trustee (the "Trust Indenture"), in substantially the form presented to this Board and on file with the Clerk, and the Trust Estate as therein defined shall be pledged and the other agreements, covenants and promises therein made on behalf of the County shall be conclusively binding upon the County and in full force and effect from and after delivery of the aforesaid Series 2007 Bonds to their purchasers pursuant to the terms of said Trust Indenture. Said Trust Indenture shall be subject to such changes, insertions and omissions which are consistent with this Resolution and are not substantially adverse to the County and as are permitted by the Act and as may be approved by the members of this Board who execute the Trust Indenture, which approval shall be conclusively evidenced by the execution of said Trust Indenture as aforesaid.

Section 5. At least two members of this Board be and they are hereby authorized and directed to do all the acts and things required of them by the provisions of the Series 2007 Bonds and the Trust Indenture to the end that full and complete performance of all of the terms, covenants and agreements of the Series 2007 Bonds and Trust Indenture shall be effected, including taking all actions necessary to complete the sale of the Series 2007 Bonds under the "Blue Sky" laws of any jurisdiction; provided that the County shall not be required to submit to service of process in connection with any such "Blue Sky" action in any state except Ohio.

Section 6. This Board hereby determines, based on representations of the Corporation, that the leasing of the Existing Facilities from the Corporation and the subleasing of the Existing Facilities to the Corporation, which will operate the Existing Facilities, providing health care to the general public without discrimination by reason of race, creed, color or national origin, is undertaken for and will serve the public purpose of better providing for the health and welfare of the people of the County and the State of Ohio by enhancing the availability, efficiency and economy of hospital facilities and the services rendered thereby.

Section 7. At least two members of this Board be and they are hereby authorized and directed to execute and enter into, on behalf of the County an Agreement of Lease with the Corporation (the "Lease"), whereby the County will acquire a leasehold interest in the Existing Facilities. The Lease shall be substantially in the form presented to this Board and on file with the Clerk, subject to such changes, insertions and omissions which are consistent with this Resolution and are not substantially adverse to the County and as are permitted by the Act and as may be approved by the members of this Board who execute the Lease, which approval shall be conclusively evidenced by the execution of said Lease as aforesaid. It is hereby determined, based solely on representations of the Corporation, that such Lease will promote the public purpose stated in Section 140.02, Ohio Revised Code, and the County will be duly benefited thereby.

Section 8. At least two members of this Board be and they are hereby authorized and directed to execute and deliver on behalf of the County a Sublease with the Corporation (the "Sublease"). The Sublease shall be substantially in the form presented to this Board and on file with the Clerk, subject to such changes, insertions and omissions which are consistent with this resolution and are not substantially adverse to the County and as are permitted by the Act and as may be approved by the members of this Board who execute the Sublease, which approval shall be conclusively evidenced by the execution of said Sublease as aforesaid. It is hereby determined, based solely on representations of the Corporation, that such Sublease will promote the public purpose stated in Section 140.02, Ohio Revised Code, and the County will be duly benefited thereby.

Section 9. At least two members of this Board are hereby authorized and directed to execute and deliver on behalf of the County a Bond Purchase Agreement (the "Bond Purchase Agreement") providing for the sale of the Series 2007 Bonds substantially in the form heretofore presented to this Board by The Huntington Investment Company, so long as the terms of purchase contained therein are within the guidelines established in Section 1 of this Resolution. Such Bond Purchase Agreement shall set forth the underwriting discount, principal amount, maturities and interest rate or rates on the Series 2007 Bonds, and the execution and delivery of the Bond Purchase Agreement by such members of this Board shall be conclusive evidence of the authorization by this Board of such underwriting discount, principal amount, maturities, any mandatory sinking fund redemption provisions and initial interest rate or rates on the Series 2007 Bonds.

Section 10. At least two members of this Board are hereby authorized and directed to execute and deliver on behalf of the County an Escrow Deposit Agreement among the County, the Corporation and The Bank of New York Trust Company, N.A. (the "Escrow Trustee") to facilitate the refunding of the 1995 Bonds (the "1995 Escrow Agreement") and an Escrow Agreement among the County, the Corporation and the Escrow Trustee to facilitate the refunding of the 1998 Bonds (the "1998 Escrow Agreement" and together with the 1995 Escrow Agreement, the "Escrow Agreements"). The Escrow Agreements shall be substantially in the form presented to this Board and on file with the Clerk, subject to such changes, insertions and omissions which are consistent with this resolution and are not substantially adverse to the County and as are permitted by the Act and as may be approved by the

**COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007**

members of this Board who execute the Escrow Agreements, which approval shall be conclusively evidenced by the execution of said Escrow Agreements as aforesaid.

Section 11. This Board, for and on behalf of the County, hereby covenants that it will restrict the use of the proceeds of the Series 2007 Bonds hereby authorized in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute “arbitrage bonds” under Sections 103(b)(2) and 148 of the Internal Revenue Code and the regulations prescribed thereunder. The County Auditor, any County Commissioner, or any other officer of the County having responsibility with respect to the issuance of said Series 2007 Bonds is authorized and directed to give an appropriate certificate on behalf of the County, on the date of delivery of said Series 2007 Bonds, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Section 148 and regulations thereunder.

Section 12. The use and distribution of the Preliminary Offering Circular with respect to the Series 2007 Bonds, a draft copy of which is on file with the Clerk, is hereby approved. The use and distribution of the Preliminary Offering Circular by The Huntington Investment Company. and the Corporation prior to the date of passage of this Resolution is hereby expressly ratified and confirmed. The County has not confirmed, and assumes no responsibility for, the accuracy, completeness or sufficiency of any of the statements in any disclosure document, including the Preliminary Offering Circular and the final Offering Circular used by The Huntington Investment Company in connection with the offer and sale of the Series 2007 Bonds or any supplements thereto, or in any reports, financial information, offering or disclosure documents or other information relating in any way to the facilities described therein, the Corporation, or the Corporation’s management, operations, organization, history or financial condition, relating in any way to The Huntington Investment Company or relating in any way to The Huntington National Bank, as issuer of the letter of credit securing the Series 2007 Bonds.

Section 13. Any member of this Board be and is hereby authorized to execute and deliver on behalf of the County a final Offering Circular for the Series 2007 Bonds, which final Offering Circular shall be substantially in the form of the Preliminary Offering Circular approved and authorized in Section 12 of this Resolution.

Section 14. The appropriate officers of the County be and they hereby are authorized to execute and deliver on behalf of the County such other certificates, documents and instruments in connection with the issuance and public sale of the Series 2007 Bonds, the acquisition, construction and equipping of the Project or the refunding and retirement of the Prior Bonds, as may be required, necessary or appropriate, including, without limitation, any documents related to any interest rate hedge agreements, investment agreements, documents which are necessary or appropriate in order to ensure compliance of the Series 2007 Bonds with the Internal Revenue Code and including conveyances of title to real and personal property, terminations of financing statements and other releases of security interests in property and cancellations of leases. The documents specifically authorized hereby shall be subject to such changes, insertions and omissions as may be approved by this Board, which approval shall be conclusively evidenced by the execution thereof by the proper officers of the County.

Section 15. This Board, as the “applicable elected representative” of the County for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, hereby approves the issuance of the Series 2007 Bonds in the maximum principal amount of \$7,000,000, the proceeds of which will be used (i) to finance the acquisition, construction, installation and equipping of certain real and personal property constituting “hospital facilities”, as that term is defined in Section 140.01 of the Ohio Revised Code, including, but not limited to the acquisition of between 20 and 41 skilled nursing bed licenses (the “New Money Project”); (ii) to refund the Issuer's Health Care Facilities Mortgage Revenue Bonds, Series 1995 (FHA Insured Mortgage Loan – The Centrum at Willow Brook, Inc. Project), the proceeds of which were used to finance the construction, equipping and installation of a 50-bed assisted living facility (the "1995 Project") and (iii) to refund the Issuer's Health Care Facilities Revenue Bonds, Series 1998 (GNMA Collateralized – The Centrum at Willow Brook, Inc. Project), the proceeds of which were used to finance the construction, equipping and installation of a 40-bed addition to the assisted living facility known as The Centrum at Willow Brook (the “1998 Project” and together with the 1995 Project, the "Refunding Project"). The New Money Project is located on the campus located at 100 Delaware Crossing West, Delaware, Ohio. The Refunding Project is located on the campus located at 100 Willow Brook Way South, Delaware, Ohio.

Section 16. It is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code, and the rules of this Board in accordance therewith.

Section 17. All resolutions or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

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

RESOLUTION NO. 07-1572

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS, THEN AND NOW

**COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007**

**CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1219
AND MEMO TRANSFERS IN BATCH NUMBERS MTAPR1219:**

It was moved by Mr. Ward, seconded by Mr. Jordan to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1219, memo transfers in batch numbers MTAPR1219 and Purchase Orders and Vouchers as listed below:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
PO's			
Dell Marketing LP	Server	40111402-5450	\$ 19,430.00
Ditch Maintenance	Sheets Ditch	40311425-5301	\$ 7,421.80
Sungard Bi-Tech Inc.	License	40111402-5450	\$ 11,873.00
Sungard Bi-Tech Inc.	Professional Support	40111402-5301	\$ 28,800.00
Title First	Land Purchase 2081 US 23 -Willis	40411412-5401	\$ 1,925,000.00
Decreases			
BP	Gasoline	10011106-5228	\$ 10,521.00
Increase			
Downes, Hurst & Fishel	Legal Service	22411605-5361	\$ 5,011.29
Beem's	Gasoline	10011106-5228	\$ 11,000.00
Various	Children's Services	22511607-5342	\$ 40,000.00
Various	Children's Services	22511608-5342	\$ 100,000.00
CEBCO	Claims 01-08	60211902-5370	\$ 50,500.00
Marion Industrial Electrical	Replacement Blower (Add a Line)	66290302-5450	\$ 17,860.00
Vouchers			
Treasurer	Fox Retainage/CFOA	43111424-5410	\$ 201.99
Treasurer	Oberlanders Retainage/CFOA	43111424-5410	\$ 1,587.32
Treasurer	Central Fire Retainage/CFOA	43111424-5410	\$ 338.00
Treasurer	Great Lakes Retainage/CFOA	43111424-5410	\$ 3,284.90
Treasurer	Alpha Omega Retainage/CFOA	43111424-5410	\$ 18.35
Great Lakes Hotel Supply	Food Equipment	43111424-5410	\$ 29,564.10
Alpha Omega Painting	Painting/CFOA	43111424-5410	\$ 15,213.99
Oberlanders	Casework/CFOA	43111424-5410	\$ 9,497.40
Fox Mechanical	Plumbing/CFOA	43111424-5410	\$ 2,322.79
Landscaping/CFOA	Landscaping/CFOA	43111424-5410	\$ 13,078.98
Kindercare Neverland	Child Care	22411610-5348	\$ 29,092.07
Ameritas Group Dental	Nov Premiums for Dec Invoice	75010903-5370	\$ 20,732.40
AEP	Serv. To N. Sandusky St. Offices	10011105-5338	\$ 10,975.02
Beems BP Distrib. Center	Gasoline	10011106-5228	\$ 11,096.91
Todays Learning Child	Child Care	22411610-5348	\$ 11,191.84
Todays Learning Child	Child Care	22511607-5348	\$ 660.00
Starr Commonwealth	Residential Treatment	22511607-5342	\$ 13,942.20
The Village Network	Residential Treatment	22511608-5342	\$ 5,773.50
House of New Hope Inc.	Residential Treatment	22511607-5342	\$ 6,486.60
Maryhaven Inc.	Residential Treatment	22511607-5342	\$ 5,044.00
Cincinnati children Hospital	Residential Treatment	22511608-5342	\$ 21,315.00
Downes, Hurst & Fishel	Legal services	22411605-5361	\$ 10,465.33
Starr Commonwealth	Residential Treatment	22511608-5342	\$ 6,971.10

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

RESOLUTION NO. 07 -1573

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Emergency Services Department is requesting that Brian Galligher attend an Emergency Management Association of Ohio Conference in Loudonville, Ohio January 29-30, 2008, at no cost.

The Environmental Services Department is requesting that Ross Bigelow, Joe Scherler, Peggy Roberts, Joe Holbrook and Joseph Amato attend a 2008 National Electric Code Seminar in Reynoldsburg, Ohio January 9, 2008, at no cost.

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

RESOLUTION NO. 07-1574

IN THE MATTER OF CANCELING THE COMMISSIONERS' SESSION FOR THURSDAY

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007

DECEMBER 27, 2007:

It was moved by Mr. Ward, seconded by Mr. Jordan to cancel the Thursday December 27, 2007 Commissioners' Session.

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

RESOLUTION NO. 07-1575

IN THE MATTER OF CHANGING THE STARTING TIME FOR THE MONDAY DECEMBER 31, 2007, COMMISSIONER'S SESSION TO 9:00AM:

It was moved by Mr. Ward, seconded by Mr. Jordan to approve the time change.

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

RESOLUTION NO. 07-1576

IN THE MATTER OF CHANGING THE STARTING TIME FOR THE MONDAY JANUARY 7, 2008, COMMISSIONER'S SESSION FROM 7:00PM TO 9:00AM AND SETTING DATE AND TIME FOR A CONTINUATION OF THE MONDAY JANUARY 7TH, 2008 7:30PM FIRST PUBLIC HEARING FOR THE OBRIEN DITCH PETITION TO MONDAY FEBRUARY 4, 2008 AT 7:30PM :

It was moved by Mr. Jordan, seconded by Mr. Ward to changing the starting time for the Monday January 7, 2008, Commissioner's Session from 7:00pm to 9:00am and setting date and time for a continuation of the Monday January 7th, 2008 7:30pm first public hearing for the Obrien Ditch Petition To Monday February 4, 2008 at 7:30pm.

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

RESOLUTION NO. 07-1577

IN THE MATTER OF GRANTING THE ANNEXATION PETITION OF 10.168 ACRES OF LAND IN DELAWARE TOWNSHIP TO THE CITY OF DELAWARE:

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

Whereas, on November 21, 2007, the Clerk to the Board of the Delaware County Commissioners received an annexation petition filed by Michael R. Shade, agent for the petitioners, of 10.168 Acres, more or less, in Delaware Township to the City of Delaware.

Whereas, ORC Section 709.023-Expedited Type 2 Annexation Petition; Petitions By All Property Owners With Or Without Consent of Municipality & Township(s) – If the Municipality or Township does not file an objection within 25 days after filing of annexation, the Board at its next regular session shall enter upon its journal a resolution granting the proposed annexation.

Whereas, 25 days have passed and the Clerk of the Board has not received an objection from the City of Delaware or the Township of Delaware.

Therefore, Be It Resolved, the Delaware County Board of Commissioners grants the annexation petition request to annex 10.168 Acres, more or less, in Delaware Township to the City of Delaware.

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

RESOLUTION NO. 07-1578

IN THE MATTER OF APPROVING A TIME EXTENSION TO THE CONTRACT WITH PAGE EXCAVATING FOR THE BASINGER DITCH IMPROVEMENT PROJECT:

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

Basinger Ditch Improvement Project

The Engineer has received a request from Page Excavating, the contractor for the referenced project, for an extension of 45 days to their contract for the first phase of this project The original completion date for phase one is December 20, 2007; they have requested an extension until February 29, 2008. This request was made due to a mix up in the pipe material required for the project. As this mistake was not discovered until the pipe was delivered to the project, a delay occurred waiting for the correct pipe material to be manufactured. The Engineer hereby request an extension of 45 days for phase one of the referenced project. This extension will not affect the completion date of April 25, 2008 for the second phase of the project.

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007

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

RESOLUTION NO. 07-1579

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Holly Kuba is resigning her position with the Department of Job and Family Services; effective date December 21, 2007.

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

RESOLUTION NO. 07-1580

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Rhonda Griffith will use Leave-With-Out-Pay for the following pay periods 0801001, 0801002, 0801003, 0801004, 0801005, 0801006, 0801007.

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

RESOLUTION NO. 07-1581

IN THE MATTER OF SUPPLEMENTAL APPROPRIATIONS:

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

Supplemental Appropriation

25822305-5001	Day Report Grant/Compensation	(2,000.00)
23711630-5001	CSEA/Compensation	(2,400.00)
21511315-5001	FY07 EMPG/Compensation	(2,000.00)
22311611-5001	Workforce Investment/Compensation	(3,378.00)
22311611-5101	Workforce Investment/Benefits	(516.00)
22311611-5201	Workforce Investment/Materials & Supplies	(5,988.00)
22311611-5301	Workforce Investments/Services & Charges	(130,303.00)
20210108-5001	BMV/Compensation	(53,755.81)
20210108-5101	BMV/Benefits	(25,374.86)
20210108-5201	BMV/Office Supplies	(525.40)
20210108-5335	BMV/Rental Services	(19,590.25)
20210108-4202	BMV/Fees	(70,577.00)
20210108-4301	BMV/Licenses	(39,576.00)
20210108-4601	BMV/Interfund Revenue	5,600.00
20210108-4730	BMV/Other Revenue	(295.00)

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

RESOLUTION NO. 07-1582

IN THE MATTER OF APPROVING TRANSFER OF APPROPRIATIONS:

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

From	To	Amount
66211907-5301	66211907-5001	\$2,300.00
Scioto Reserve/Professional Services	Scioto Reserve/Compensation	

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

RESOLUTION NO. 07-1583

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 Mr. Ward to adjourn into Executive Session at 10:15AM.

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD DECEMBER 20, 2007

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

RESOLUTION NO. 07-1584

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Jordan, seconded by Mr. Ward to adjourn out of Executive Session at 10:45AM.

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

There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward

Letha George, Clerk to the Commissioners