

COMMISSIONERS JOURNAL NO. 50 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD APRIL 21, 2008

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

PUBLIC COMMENT

RESOLUTION NO. 08-444

IN THE MATTER OF SUPPORTING THE OHIO HISTORICAL MARKER FOR THE BELLPOINT BUCCANEERS:

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

WHEREAS, Delaware County will be celebrating its 200th anniversary in 2008, and

WHEREAS, Delaware County has established a commission to organize, plan and coordinate a celebration and commemoration of the County’s 200th anniversary which will involve all Delaware Communities, and

WHEREAS, Delaware County’s 200th anniversary will provide citizens with an enhanced understanding and appreciation of our County’s heritage and accomplishments, and

WHEREAS, Delaware County’s 200th anniversary should help strengthen communities by highlighting what makes Delaware County and each community unique, and

WHEREAS, Delaware County’s 200th anniversary should include all townships, cities, villages, historical societies, service organizations, chambers of commerce, churches, convention and visitor’s bureau, Delaware County Fair, and all others, and

WHEREAS, in the early part of the twentieth century most small villages boasted their own high schools and Bellpoint demonstrated a community pride in supporting their local athletes, and

WHEREAS, the Bellpoint basketball teams of the 1920’s were a source of great pride in the Community, by demonstrating the strong work ethic and loyal determination of Delaware County, and

WHEREAS, the Bellpoint basketball teams of 1924 and 1925 were crowned as state champions with a record of 66 -1 over two seasons

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

Section I. That the Delaware County Commissioners recognize and celebrate the historical accomplishments of the Bellpoint Buccaneers.

Section II. That the Delaware County Commissioners support the establishment of an Ohio Historical Marker to commemorate the Bellpoint Buccaneers.

Vote on Motion	Mr. Evans	Aye	Mr. Jordan	Aye	Mr. Ward	Aye
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RESOLUTION NO. 08-445

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD APRIL 17, 2008 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 April 17, 2008 as contained in the county’s official electronic recordings of the proceedings.

Vote on Motion	Mr. Jordan	Aye	Mr. Evans	Aye	Mr. Ward	Aye
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RESOLUTION NO. 08-446

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0418:

It was moved by Mr. Evans, seconded by Mr. Ward to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0418:

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<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
PO's			
County Risk Sharing Authority	CORSA Coverage Renewal	60111901-5370	\$ 353,596.00
Livingston Micrographics	Replacement Bulbs UV Systems	66290302-5270	\$ 2,811.95
Livingston Micrographics	Replacement Bulbs UV Systems	66290402-5270	\$ 2,811.95
Increases			
Beech Brook	Residential Treatment	22511607-5342	\$ 20,000.00
Kokomo	Residential Treatment	22511607-5342	\$ 20,000.00
McWherters	Fuel	10011106-5228	\$ 20,000.00
Petroleum Traders	Fuel	10011106-5228	\$ 10,000.00
Beem's BP	Fuel	10011106-5228	\$ 40,000.00
Vouchers			
Pomegranate Health Systems	Residential Treatment	22511607-5342	\$ 4,224.00
Pomegranate Health Systems	Residential Treatment	22511607-5342	\$ 6,300.00
Pomegranate Health Systems	Residential Treatment	22511607-5342	\$ 11,904.00
House of New Hope Inc.	Residential Treatment	22511607-5342	\$ 6,702.82
The Village Network	Residential Treatment	22511607-5342	\$ 5,965.95
Smiths Detection Inc.	Xray Machine for Juvenile	40111402-5450	\$ 22,831.66
Postmaster	Cover Mailing of 2nd half Taxes	10011105-5331	\$ 9,200.00
Ben Bro Enterprises Inc.	May Bldg and Land Rental	10011105-5335	\$ 19,276.80
Starr Commonwealth	Residential Treatment	22511607-5342	\$ 7,623.52
Robert Weller Company	Appraisals /Perry Taggart Exten	66711903-5301	\$ 15,600.00
Starr Commonwealth	Residential Treatment	22511607-5342	\$ 7,623.52
Beech Brook	Residential Treatment	22511607-5342	\$ 5,916.66
Beech Brook	Residential Treatment	22511607-5342	\$ 5,916.66
Todays Learning Child	Day Care	22411610-5348	\$ 18,716.40
Farm Plan	Maintenance Pump Stations	66290606-5228	\$ 13,487.84
Memo Transfer			
From	To		
Job and Family	DATA	Contracted	\$ 5,941.49
22411601-5355	72291901-4232	Transportation	

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

RESOLUTION NO. 08 -447

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Prosecutor’s Office is requesting that Adrienne Bruce attend a Delivering the News with Compassion Seminar in Fairfield, Ohio May 15, 2008, at the cost of \$35.00.

The Prosecutor’s Office is requesting that Alison Peters attend an OPAA Spring Training in Columbus, Ohio April 10-14, 2008, at the cost of \$264.45.

The Prosecutor’s Office is requesting that Chris Betts attend an Ohio Election Law Seminar in Richfield, Ohio May 8-9, 2008, at the cost of \$350.00.

Juvenile Court is requesting that Mary Lou McMeen attend a Title IV-E Seminar in Columbus, Ohio April 15, at the cost of \$15.00

Juvenile Court is requesting that Greg Bates attend an “Are Our Kids Safe Cyber-bullying” Training at Ohio Wesleyan April 18, 2008, at the cost of \$40.00.

Juvenile Court is requesting that David Andrews, Mary Cagnina and Bobby Massie attend a Crisis Intervention Training in Columbus, Ohio May 9, 2008, at the cost of \$105.00.

The DATA Center is requesting that Steve Lewis attend a IT Summit in Independence, Ohio June 12-13, 2008, at the cost of \$550.00.

The Child Support Enforcement Agency is requesting that Joyce Rhodes attend a QUIC Training For Financial Software in Mt. Gilead, Ohio May 28, 2008, at no cost.

The Facilities Department is requesting that Janette Adkins attend a Pitney Bowes Mailing Education Seminar in Dublin, Ohio April 25, 2008, at no cost.

The Code Compliance Department is requesting that Ross Bigelow attend an Ohio Building Code Academy in Columbus, Ohio April 21-25, 2008, at no cost.

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The Court of Common Pleas (Adult Court Services) is requesting that Jeff Vandeborne attend a Probation Officer Training in Columbus, Ohio June 12-13, 2008 at the cost of \$150.00.

Juvenile Court is requesting that Patty Cram attend a Stewards of Children Community Training in Delaware County April 23, 2008, at no cost.

Juvenile Court is requesting that Renee Lovelien attend a Victim Assistance Training in Akron, Ohio May 12-13, 2008, at the cost of \$355.00.

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

RESOLUTION NO. 08-448

IN THE MATTER OF DECLARING COUNTY PERSONAL PROPERTY OBSOLETE, UNFIT, OR NOT
NEEDED FOR PUBLIC USE AND SETTING THE TIME AND DATE FOR A PUBLIC AUCTION:

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

WHEREAS, Delaware County has personal property not needed for public use, or is obsolete or unfit for use which it was acquired; and

WHEREAS, Delaware County may sell such property at public auction or to any political subdivision of the state in accordance to the Ohio Revised Code, Section 307.12.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Delaware County, State of Ohio, declare the following personal property unfit or not needed for public use and offer the following surplus property for sale to political subdivisions or for public auction on Saturday, May 17, 2008 at 10:00am to be held at the Delaware County Service Center, 1405 US Rte 23 North:

FORD	99 Crown Vic	2FAFP71W7XX180841
FORD	98 Crown Vic	2FAFP71W3WX146720
FORD	98 Crown Vic	2FAFP71W7WX146722
FORD	98 Crown Vic	2FAFP71W1WX146716
FORD	98 Crown Vic	2FAFP71W7WX146719
FORD	97 Crown Vic	2FALP71W4VX125571
FORD	97 Crown Vic	2FALP71W8VX151431
FORD	97 Crown Vic	2FALP71W9VX125565
FORD	97 Crown Vic	2FALP71W6VX125572
FORD	97 Crown Vic	2FALP71W2VX125570
FORD	96 Crown Vic	2FALP71W0TX134345
FORD	96 Crown Vic	2FALP71W2TX134346
FORD	96 Crown Vic	2FALP71W6TX134348
FORD	95 F-150 Pickup	1FTEF14Y0SLB63596
FORD	95 Crown Vic	2FALP71W8SX184960
FORD	94 Crown Vic	2FALP72W0RX210492
FORD	93 F-150 Pickup	1FTDF15Y8PLA43725
FORD	93 F 150 Pickup	1FTDF15Y6PLA43724
Jeep	93 Cherokee	IJ4FJ28S2PL613314
4811010072	1989 Shop Truck (Ambulance)	1FDKF37M7KNB10336
0206230001	2001 Dodge 1/2ton Pickup Truck	1B7HF16Y51S771919
	1986 Utility Trailer	1419
000475	1997 Massey Ferguson 285 Utility Tractor	9A294797
5532	2004 Khun Flail Mower 6' 11''	040417X6785
0204129906	1999 1/2ton Ford Pickup Truck	1FTZF172XXNB20498

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

RESOLUTION NO. 08-449

IN THE MATTER OF APPROVING AN AMENDMENT TO THE CASH LEASE BETWEEN THE BOARD OF
COMMISSIONERS AND ANNETTE MCNAMARA:

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

AMENDMENT TO CASH LEASE

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This Amendment to Lease Agreement made and entered into on April 21, 2008, between the Board of Commissioners for Delaware County, Ohio, Sublessor, and Annette McNamara, tenant.

WITNESSETH

WHEREAS, the Ann McNamara is retiring as being the Deputy Registrar and Donna Williams has contracted with the State of Ohio, Department of Public Safety to perform the duties as Deputy Registrar;

NOW, THEREFORE, in consideration of the mutual covenants, promises and agreements herein contained, the parties agree to assign the sublease effective May 1, 2008 to Donna Williams, and the parties agree as follows:

SECTION V. A. 3 A reasonable user fee to Delaware County for use of Delaware County property, including but not limited to equipment based upon reasonable costs to provide and maintain said property, due and payable with monthly rent. ~~Counter remains property of Annette McNamara.~~ (sentence removed)

SECTION VI Sublessor (not Sublessee) shall have the right to make alteration, attach fixtures and erect additions, structures and signs in or upon the premises. Such fixtures, additions, structures and signs so placed in or upon or attached to the premises, whether during the period of this Sublease or any renewal hereof, or under previous Sublease between the parties for these premises, shall be and remain property of the Sublessor, and not that of the Sublessee, and may be removed therefrom by the Sublessor upon termination of the Lease, or any renewal hereof. Upon such removal, Sublessee agrees to restore premises to ~~previous condition~~ *the condition as of the time of the assignment, May 1, 2008*, if requested by Sublessor.

All other terms, agreements, covenants and conditions in the original lease dated July 1, 1994, amended December 23, 1996 are hereby ratified and confirmed and remain in full force for and during the term of the original lease.

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

RESOLUTION NO. 08-450

IN THE MATTER OF AMENDING THE CHILD CARE SERVICES CONTRACTS BETWEEN THE
DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY
COMMISSIONERS AND CHILD CARE PROVIDERS PATRICIA JONES AND KINDERCARE LEARNING
CENTER:

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

Patricia Jones

AMENDMENT TO PURCHASE OF CHILD CARE SERVICES CONTRACT
AMENDMENT NO. 1

This amendment, effective March 31, 2008, is to amend the Purchase of Child Care Services Contract between the Delaware County Department of Job and Family Services and Patricia Jones entered into on the 1st day of January 2008.

Article 4. Cost and Delivery of Purchased Services:

(A) Payment Rates: The total amount of services to be reimbursed under this contract is increased from \$25,000 to \$40,000.

Kindercare Learning Center

AMENDMENT TO PURCHASE OF CHILD CARE SERVICES CONTRACT
AMENDMENT NO. 1

This amendment, effective March 5, 2008, is to amend the Purchase of Child Care Services Contract between the Delaware County Department of Job and Family Services and Kindercare Learning Center 96 Neverland Dr. entered into on the 1st day of January 2008.

Article 4. Cost and Delivery of Purchased Services:

(A) Payment Rates: The total amount of services to be reimbursed under this contract is increased from \$100,000.00 to \$300,000.00.

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

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RESOLUTION NO. 08-451

IN THE MATTER OF APPROVING THE CONTRACTS BETWEEN THE DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND CHILD CARE PROVIDERS AS LISTED BELOW:

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

BASIC RATES

Full-time Week for Licensed Center and Type A Providers: 25 to 60 hours

Hourly: Paid after 60 hours

Part-time Week for Center and Type A Providers: 8 hours to 24.9 hours

Hourly Paid for .1 hour to 7.9 hours

Full-time Week for Certified Type B Home Providers: 25 hours to 50 hours

Hourly: Paid after 50 hours

Part-time Week for Home Providers: 8 hours to 24.9 hours

Hourly Paid for .1 hour to 7.9 hours

Child Care Provider		Full	Part Time	Hourly
Enchanted Learning Center 17698 Echo Drive Marysville, Ohio 43040	Infant	\$169.90	\$ 134.21	\$ 8.76
	Toddler	\$149.42	\$ 108.70	\$ 6.39
	Preschool	\$133.89	\$ 94.80	\$ 5.84
	Schoolage	\$102.38	\$ 71.99	\$ 5.39
	Summer School Age	\$122.30	\$ 88.24	\$ 5.39
YMCA/Olentangy SACC 1640 Sandalwood Place Columbus, Ohio 43229	School Age AM	\$ 29.76	\$ 29.76	\$ 5.47
	School Age PM	\$ 38.60	\$ 38.60	\$ 5.47
	AM & PM	\$ 68.37	\$ 68.37	\$ 5.47
	Kindergarten AM	\$ 14.88	\$ 14.88	\$ 5.47
	Kindergarten PM	\$ 19.30	\$ 19.30	\$ 5.47
	AM & PM	\$ 34.18	\$ 34.18	\$ 5.47
	Summer School	\$124.00	\$104.31	\$ 5.47
Children First Inc. 77 South High Street 7 th Floor Columbus, Ohio 43215	Infant	\$213.90	\$ 157.15	\$ 8.76
	Toddler	\$187.40	\$ 132.80	\$ 8.15
	Preschool	\$159.44	\$ 102.58	\$ 5.84
	School age	\$106.58	\$ 78.32	\$ 5.47

Child Care Provider	Infants	Toddlers	Preschool	School
Helen Griffith 2000 US #23 N #105 Delaware, Ohio 43015	\$99.06 Full	\$93.39 Full	\$89.09 Full	\$78.72 Full
	\$64.62 Part	\$61.97 Part	\$57.71 Part	\$53.12 Part
	\$ 3.82 Hourly	\$ 3.66 Hourly	\$ 3.47 Hourly	\$ 2.53 Hourly
	Summer Rate	\$98.05 Full	\$ 71.17 Part	\$ 4.56 Part time

(A Copy of each of these contacts is available in the Commissioners’ Office until no longer of Administrative Value).

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

RESOLUTION NO. 08-452

IN THE MATTER OF AMENDING THE CHILD PLACEMENT SERVICES CONTRACTS BETWEEN THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY COMMISSIONERS AND SOJOURNER’S CARE NETWORK:

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

Sojourner’s Care Network

AMENDMENT TO CONTRACT
For
Child Placement and Related Services

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AMENDMENT NO.1

This Amendment, effective March 25, 2008, is to amend the Contract for Child Placement and Related Services between the Delaware County Department of Job and Family Services, a department of the Delaware County Commissioners, and Sojourner's Care Network, entered into on the first day of October, 2007.

- I. Article IV. Reimbursement for Placement Services: Changes the amount reimbursable under the contract from \$15,000 to \$38,790.00.

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

RESOLUTION NO. 08-453

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Recommendation to hire Daniel Jividen as a Paramedic with the EMS Department; effective date April 29, 2008.

Recommendation to hire Derrek Holtsberry as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Nicholas Arnold as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Fritz Jackson as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Christine Zimmer as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Troy Watson as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Jason Klaus as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Travis Ries as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Kevin Ahman as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Anthony Huffman as a Paramedic with the EMS Department; effective date April 30, 2008.

Recommendation to hire Amber Murphy as a Paramedic with the EMS Department; effective date April 30, 2008.

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

RESOLUTION NO. 08-454

IN THE MATTER OF AUTHORIZING THE SUBMITTING OF AN APPLICATION FOR THE TEAM MENTOR GRANT FOR JUVENILE COURT:

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

Grant #	None
Source:	Delaware Morrow Mental Health & Recovery Services Board
Grant Period:	FY 2009 7-1-08 thru 6-30-09
Grant Amount:	\$ 38,000.00
Local Match:	\$ 13,218.00
Total Funding:	\$ 51,718.00

- I. The Grant is to provide Mentoring Services. A Mentor and student participant will engage in positive activities in the community preferably 4 times per month (average length of activity is 2 hours), Mentor and student participant will attend monthly activities where educational material will be provided on a variety of ATOD issues (average length of monthly activity is 2 hours), Mentor, student participant and student participants family will attend an annual community activity to foster positive community activities for the family (average length of activity is 4 hours).

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

RESOLUTION NO. 08-455

A RESOLUTION AUTHORIZING TO AMEND THE DELAWARE COUNTY COMMUNITY HOUSING IMPROVEMENT STRATEGY (CHIS) AND THE CHIP POLICY AND PROCEDURE MANUAL:

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

WHEREAS, the State of Ohio, Department of Development (ODOD), provides financial assistance to local governments under the Community Development Block Grant (CDBG) program and the Ohio Housing Trust Fund (OHTF) for the purpose of addressing local housing needs for low income households countywide; and

WHEREAS, the Delaware County Commissioners approved the use of the County’s Revolving Loan Fund (RLF) in the amount of \$75,000 to provide funding for Home Repairs, and

WHEREAS, Delaware County was required by Ohio Department of Development to establish a Community Housing Improvement Program (CHIP) Policy and Procedure Manual in May 2004, and

WHEREAS, the CHIS and Policy and Procedure Manual states that in order to be eligible for Home Repairs assistance, an applicant household must meet the income at or below 60% of HUD Section 8 median family income limits for Delaware County, and

WHEREAS, the number of applications received shows that a need to increase the percentage from 60% of HUD Section 8 median family income limits to 80% would enable the County to assistance more households.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF DELAWARE COUNTY OHIO, THAT:

SECTION I. That the Board of Commissioners approves the amendment to increase the percentage of eligibility for applicants for Home Repair activity to 80% of HUD Section 8 median family income limits

SECTION 2: Upon passage of this resolution, a copy shall be forwarded to the Ohio Department of Development.

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

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

RESOLUTION NO. 08-456

IN THE MATTER OF AMENDING RESOLUTION NO. 08-424 TO REFLECT INFORMATION THAT WAS ADDED TO THE ORIGINAL SUBORDINATION AGREEMENT:

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

WHEREAS, Delaware County received funding from the Ohio Department of Development for the Community Housing Improvement Program (CHIP) 2004; and

WHEREAS, Private Rehabilitation is an activity under the CHIP grant to assist low-moderate income homeowners with rehabbing their houses; and

WHEREAS, Luke Curry received Private Rehab Funds though the CHIP 2004 grant, and as a result Delaware County placed a second mortgage *and supplemental mortgage* on said property for improvements to a house located at 7782 State Route 203, Prospect, Ohio 43342; and

WHEREAS, Luke Curry wishes to have his existing home loan refinanced in order to reduce the monthly payments, and the lender associated with this mortgage, National City, requires and has requested that a subordination agreement be signed by Delaware County in order to secure the home loan, and for said lender to assume the first security position for the refinancing, and for Delaware County to maintain its second security position on the real estate associated with this project.

Now Therefore Be It Resolved, that the Delaware County Board of Commissioners, State of Ohio, does hereby approve the execution of the aforementioned subordination agreement.

Upon passage of this resolution, the President of the Board shall be authorized to execute the subordination agreement whereby the County’s existing mortgage shall be subordinated to a mortgage to be filed by National City.

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SUBORDINATION AGREEMENT

This Subordination Agreement made as of the 21st day of April, 2008, by the Board of County Commissioners, aka County of Delaware, having an address of 101 North Sandusky Street, Delaware, Ohio 43015 (“Subordinator”), and National City Mortgage, a division of National City Bank of Indiana, a national banking association organized and existing under the laws of the United States of America, having an address of 3232 Newmark Drive, Miamisburg, Ohio 45342 (“Lender”).

RECITALS:

- A. Luke Curry, of 7782 State Route 203, Prospect, Ohio, 43342 (“Borrower”), has applied to Lender for a loan to be made to Borrower and to be evidenced by a promissory note secured by a mortgage covering certain real property.
- B. The real property offered by Borrower as security to Lender is currently subject to the prior lien of the mortgage and supplemental mortgage described below
- C. Lender will make such loan to Borrower only on the condition precedent that such mortgage and supplemental mortgage be subordinated to the lien of the mortgage described below to be given by Borrower to Lender.

In consideration of the matters described above, and of the mutual benefits and obligations set forth in this agreement, the parties agree as follows:

SUBORDINATION OF EXISTING MORTGAGE

The mortgage and supplemental mortgage to be subordinated covers real property described as:

7782 State Route 203
Prospect, Ohio 43342
Delaware County PIN: 620-200-01-014-000

and made on the 11th day of October, 2006 between Borrower and Subordinator, and filed or recorded on the 6th day of November, 2006, in Volume 748, page 2050, and supplemented in Official Records Volume 800, Page 2443, of the records of the County of Delaware, State of Ohio, which said mortgage and supplemental mortgage shall be and the same are now subordinated and made subject and subsequent to the lien of that certain mortgage covering the real property referenced above, dated _____, between Borrower and Lender, and filed or recorded on the _____ day of _____, 2008, Official Records Volume _____ Page _____, of the records of the County of Delaware, State of Ohio.

It is understood that, by execution of this Agreement, the validity or priority of the Subordinator’s existing mortgage and supplemental mortgage shall not otherwise be affected. The undersigned Subordinator has executed this agreement at Delaware, Ohio, on the date first appearing above.

(Exhibit A available in the Commissioners’ Office until no longer of administrative value).

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

RESOLUTION NO. 08-457

IN THE MATTER OF ACCEPTANCE OF THE SANITARY SEWERS FOR PRESIDENTIAL POINT:

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

Presidential Point 408 feet of 8- inch sewer 2 manholes

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

RESOLUTION NO. 08-458

IN THE MATTER OF APPROVING THE SANITARY SEWER IMPROVEMENT PLAN FOR TRADITIONS AT POWELL:

It was moved by Mr. Ward, seconded by Mr. Evans to approve the sanitary sewer plan for Traditions at Powell for submittal to the Ohio EPA for their approval as per recommendation of the County Sanitary Engineer.

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

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RESOLUTION NO. 08-459

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 AND FOR LAND ACQUISITION:

It was moved by Mr. Jordan, seconded by Mr. Evans to adjourn into Executive Session at 9:45AM.

Vote on Motion	Mr. Jordan	Aye	Mr. Evans	Aye	Mr. Ward	Aye
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RESOLUTION NO. 08-460

IN THE MATTER OF ADJOURNING OUT OF EXECUTIVE SESSION:

It was moved by Mr. Ward, seconded by Mr. Evans to adjourn out of Executive Session at 10:58AM.

Vote on Motion	Mr. Ward	Aye	Mr. Jordan	Aye	Mr. Evans	Aye
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There being no further business the meeting adjourned.

Glenn A. Evans

Kristopher W. Jordan

James D. Ward

Letha George, Clerk to the Commissioners