

COMMISSIONERS JOURNAL NO. 51 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD MAY 27, 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. 08-608

IN THE MATTER OF APPROVING THE RESOLUTIONS AND RECORDS OF THE PROCEEDINGS FROM REGULAR MEETING HELD MAY 22, 2008 AS CONTAINED IN THE COUNTY’S OFFICIAL ELECTRONIC RECORDINGS OF THE PROCEEDINGS:

It was moved by Mr. Evans, seconded by Mr. Ward to approve the resolutions and records of the proceedings from regular meeting held May 22, 2008 as contained in the county’s official electronic recordings of the proceedings.

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

RESOLUTION NO. 08-609

IN THE MATTER OF APPROVING PURCHASE ORDERS, VOUCHERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR0523:

It was moved by Mr. Ward, seconded by Mr. Evans to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR0523, and Purchase Orders and Vouchers as listed below:

Vendor	Description	Account	Amount
PO’S			
Increases			
Brown Publishing Co.	Publishing Services	10011108-5312	\$ 2,000.00
Vouchers			
The village Network	Residential Treatment	22511607-5342	\$ 5,773.50
LHS Family & Youth Services	Residential Treatment	22511607-5342	\$ 10,770.00
Maryhaven, Inc.	Residential Treatment	22511607-5342	\$ 6,014.00
Beech Brook	Residential Treatment	22511607-5342	\$ 5,725.80
United Methodist Children's	Residential Treatment	22511607-5342	\$ 10,831.10
Sojourners	Residential Treatment	22511607-5342	\$ 5,850.00
Eastman Kodak Corporation	Digital Archive Writer Agreement	10011103-5325	\$ 5,717.00
Ben Bro Enterprises	June Bldg &Rental N. Sandusky	10011105-5335	\$ 19,276.80
Siemens	Bioxide	66290308-5290	\$ 7,983.36
US Bank	Alum Creek Interest	66311901-5720	\$ 680,487.50
Huntington	Primmer Interest	50511122-5720	\$ 1,300.00
Huntington	Gwinner Interest	51011127-5720	\$ 800.00
Huntington	Coomer Interest	51211129-5720	\$ 2,500.00
Huntington	Old Kingston Interest	51111128-5720	\$ 1,100.00
Huntington	Smith Interest	50611123-5720	\$ 700.00
Huntington	Sackett Interest	50711124-5720	\$ 120.00
Huntington	Sawmill Interest	50811125-5720	\$ 50,294.50
Huntington	Lewis Center Interest	50411121-5720	\$ 54,313.50
Huntington	Olentangy Interest	50911126-5720	\$ 32,784.50
Bank of New York	CFOA Interest	50211119-5720	\$ 234,487.50
Bank of New York	1997 Refund	50111117-5720	\$ 66,150.00
Bank of New York Trust	Jail Interest	50111117-5720	\$ 64,098.12
Bank of New York Trust	Hayes Interest	50111117-5720	\$ 332,196.88
Bank of New York Trust	Radios Interest	50111117-5720	\$ 124,687.50
Bank of New York Trust	Perry Taggart Interest	50111117-5720	\$ 62,369.38
Bank of New York Trust	1995 Sewer Interest	50111117-5720	\$ 30,275.00
Bank of New York Trust	Alum Creek Interest	50111117-5720	\$ 101,971.25
Delaware County Bank	Basinger Interest	51311130-5720	\$ 4,533.75
Delaware County Bank	Lewis Center Interest	50411121-5720	\$ 1,515.20
Delaware County Bank	Sawmill Interest	50811125-5720	\$ 1,403.08
Delaware County Bank	Tartan Interest	50311120-5720	\$ 5,728.75
Memo Transfer			
From	TO		
Job and Family 22411601-5348	Jv Court 27126310-4230	MOMS Program	\$ 5,941.84

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

RESOLUTION NO. 08 -610

IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:

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

The Sheriff’s Office is requesting that Kathy Mohler and Kevin Ullom attend a Crime Scene Phase I Training in Maumee, Ohio May 20-22, 2008, at the cost of \$532.24.

The Commissioners Office is requesting that Jim Ward attend the CCAO Summer Conference in Lake County, Ohio June 8-10, 2008, at the cost of \$735.00.

The Auditor’s Office is requesting that Shoreh Elhami, Melissa Lobdell, and Tara Havens attend the ESRI User Conference in San Diego, California August 4-8, 2008, at the cost of \$5,120.00.

The Prosecutor’s Office is requesting that Dave Yost attend the Ohio Prosecuting Attorneys Association Summer Conference in Hotel Breakers, Cedar Point, Ohio June 21, 2008, at the cost of \$407.00.

Juvenile Court is requesting that Patty Cram and Joyce Chrystal attend a Partnering for Progress Training in Columbus, Ohio October 21, 2008, at no cost.

Juvenile Court is requesting that Melanie Layton, Darlene Barnes, Sharon Rush and July Browning attend a MS Office Word II 2003 Training in Dublin, Ohio July 14, 2008, at no cost.

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

RESOLUTION NO. 08-611

IN THE MATTER OF ADOPTING RESOLUTION OF CONGRATULATIONS TO DAVID HARD UPON EARNING HIS EAGLE SCOUT AWARD:

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

WHEREAS, David Hard has been a member of Boy Scout Troop # 300; and

WHEREAS, David Hard has met all the requirements and been approved by the National Council of Boy Scouts to receive the Eagle Scout Award, and

WHEREAS, The Board of Commissioners of Delaware County wishes to express congratulations to David Hard on earning the Eagle Scout Award.

NOW THEREFORE BE IT RESOLVED: That the Board of County Commissioners of Delaware County hereby officially congratulates David Hard on attaining Scouting’s highest rank - the Eagle Scout Award. Your diligence and hard work have earned you the distinction of being an Eagle Scout. You join company with a select group of individuals who are recognized as outstanding in all that Scouting represents.

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

RESOLUTION NO. 08-612

IN THE MATTER OF APPROVING SPECIFICATIONS, ESTIMATE, PLAN AND SETTING BID OPENING DATE AND TIME FOR LANE ROAD OVER SOUTH FORK OF CULVER CREEK REPLACEMENT:

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

Public Notice
Advertisement for Bids

Sealed bids will be received at the Office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015, until **10:00 AM, Tuesday, June 17, 2008** for the project known as **DEL-TR61-0.00 Lane Road over South Fork of Culver Creek**, including replacement of a structurally deficient bridge and approximately 0.13 miles of roadway approach reconstruction.

The proposals must be made on the forms provided in the Contract Documents or a copy thereof and shall contain the full name and address of the bidder. All bids shall be sealed and plainly marked “Sealed Bid For Lane Road over South Fork of Culver Creek Bridge Replacement”. Bids shall be accompanied by a Bid Bond in the amount of one hundred percent (100%) of the bid or a certified check in the amount of ten percent (10%) of the bid. In

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addition to the Bid Security, a one (1) year Maintenance/Performance Bond is required for this project in the amount of one hundred percent (100%) of the total project cost, and may be submitted with the Bid Proposal.

Copies of the plans and specifications are on file at the **Delaware County Engineer’s Office, 50 Channing Street, Delaware, Ohio 43015**. Cost for each set of plans & specifications are \$20 and the cost is not-refundable.

The Owner requires that all work associated with the project be completed within seventy-five(75) calendar days of the estimated commencement of work date of July 14, 2008.

This is a prevailing wage contract in accordance with Ohio Revised Code Chapter 4111 and the requirements of the Ohio Department of Commerce, Division of Labor and Worker Safety, Wage and Hour Bureau. Bidders shall comply with all applicable provisions.

No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Delaware County Board of Commissioners in the best interest of the County. The Board reserves the right to reject any or all bids.

LOCATION

This project is located on Lane Road at the intersection of Centerburg Road in Porter Township. Project is approximately 10 miles east of Delaware, Ohio.

PROJECT SCOPE

The Delaware County Engineer’s Office has prepared plans and specifications to replace the structurally deficient bridge and make improvements to the roadway approaches.

CONSTRUCTION SUBTOTAL	\$ 409,072.75
CONSTRUCTION CONTINGENCIES (10%)	\$ 40,907.28

TOTAL CONSTRUCTION CONTRACT ESTIMATE	\$ 450,000.00
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Vote on Motion Mr. Ward Aye Mr. Jordan Aye Mr. Evans Aye

RESOLUTION NO. 08-613

IN THE MATTER OF APPROVING SPECIFICATIONS, ESTIMATE, PLAN AND SETTING BID OPENING DATE AND TIME FOR STOVER ROAD OVER DUN’S RUN BRIDGE REPLACEMENT:

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

Public Notice
Advertisement for Bids

Sealed bids will be received at the Office of the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015, until **10:30 AM, Tuesday, June 17, 2008** for the project known as **DEL-TR156-0.71 Stover Road over Dun’s Run Bridge Replacement**, including replacement of a structurally deficient bridge and approximately 0.01 miles of roadway approach reconstruction.

The proposals must be made on the forms provided in the Contract Documents or a copy thereof and shall contain the full name and address of the bidder. All bids shall be sealed and plainly marked “Sealed Bid For DEL-TR156-0.71 Stover Road over Dun’s Run Bridge Replacement”. Bids shall be accompanied by a Bid Bond in the amount of one hundred percent (100%) of the bid or a certified check in the amount of ten percent (10%) of the bid. In addition to the Bid Security, a one (1) year Maintenance/Performance Bond is required for this project in the amount of one hundred percent (100%) of the total project cost, and may be submitted with the Bid Proposal.

Copies of the plans and specifications are on file at the **Delaware County Engineer’s Office, 50 Channing Street, Delaware, Ohio 43015**. Cost for each set of plans & specifications are \$20 and the cost is not-refundable.

The Owner requires that all work associated with the project be completed within one-hundred (100) calendar days of the estimated commencement of work date of July 14, 2008.

This is a prevailing wage contract in accordance with Ohio Revised Code Chapter 4111 and the requirements of the Ohio Department of Commerce, Division of Labor and Worker Safety, Wage and Hour Bureau. Bidders shall comply with all applicable provisions.

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No bids shall be withdrawn for a period of sixty (60) days after the opening thereof. Awarding of the contract shall be to the Lowest and Best bidder as determined by the Delaware County Board of Commissioners in the best interest of the County. The Board reserves the right to reject any or all bids.

LOCATION

This project is located on Stover Road (Township Road 156) just east of the intersection of Larcomb Road in Scioto Township. Project is approximately 8 miles south of Delaware, Ohio.

PROJECT SCOPE

The Delaware County Engineer’s Office has prepared plans and specifications to replace the structurally deficient bridge and make improvements to the roadway approaches.

CONSTRUCTION SUBTOTAL	\$ 387,666.70
CONSTRUCTION CONTINGENCIES (10%)	\$ 38,766.67

TOTAL CONSTRUCTION CONTRACT ESTIMATE	\$ 426,400.00
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Vote on Motion Mr. Evans Aye Mr. Jordan Aye Mr. Ward Aye

RESOLUTION NO. 08-614

IN THE MATTER OF AMENDING THE CHILD CARE PROVIDER CONTRACT BETWEEN THE
DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, THE DELAWARE COUNTY
COMMISSIONERS AND CHILD CARE PROVIDER ADVENTURE ACADEMY:

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

Adventure Academy

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

This amendment, effective January 1, 2008, is to amend the Purchase of Child Care Services Contract between the Delaware County Department of Job and Family Services and Adventure Academy 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 \$55,000 to \$110,000.

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

RESOLUTION NO. 08-615

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Recommendation to hire Billy Pennick Jr. as the Site Trainer for the Job and Family Services Summer Program; effective date June 2, 2008.

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

RESOLUTION NO. 08-616

IN THE MATTER OF APPROVING CHANGE ORDER # 05-001 FOR BID PACKAGE 5 – FIRE
PROTECTION FOR THE TENANT IMPROVEMENTS: 2081 NORTH US HIGHWAY 23, DELAWARE
COUNTY, OHIO:

It was moved by Mr. Ward, seconded by Mr. Evans to approve change order #05-001 for Bid Package 5 – Fire Protection:

Schmid Mechanical, Inc.	
Original Contract	\$ 43,357.00
Amount previously approved	\$ 0.00
Change Order 001	\$ 14,500.00
Revised Contract Amount	\$ 61,857.00

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

RESOLUTION NO. 08-617

IN THE MATTER OF AUTHORIZING THE EXECUTION OF A SUBORDINATION AGREEMENT ON A
COMMUNITY HOUSING IMPROVEMENT PROGRAM (CHIP) 2004 PRIVATE REHABILITATION
PROPERTY:

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, William Ewing 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 6469 Penn Road, Ostrander, Ohio; and

WHEREAS, William Ewing wishes to have his existing home loan refinanced in order to reduce the monthly
payments, and the lender associated with this mortgage, Wells Fargo Home Mortgage, 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 Wells
Fargo Home Mortgage.

SUBORDINATION AGREEMENT

This Subordination Agreement made as of the 27th day of May, 2008, by the Board of County Commissioners, aka
County of Delaware, having an address of 101 North Sandusky Street, Delaware, Ohio 43015 (“Subordinator”), and
Wells Fargo Home Mortgage, a national banking association organized and existing under the laws of the United
States of America, having an address of P.O. Box 14411, Des Moines, Iowa 50306-3411 (“Lender”).

RECITALS:

- A. William Ewing, of 6469 Penn Road, Ostrander, Ohio 43061 (“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:

6469 Penn Road
Ostrander, Ohio 43061
Delaware County PIN: 400-100-02-001-000

and made on the 9th day of January, 2006 between Borrower and Subordinator, and filed or recorded on the 3rd day
of February 2006, in Book 685, page 1951-1954, and supplemented in Official Records Book 736, Page 1576-1577, 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

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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.

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

RESOLUTION NO. 08-618

IN THE MATTER OF ACCEPTING THE REPORT OF THE CITY OF WESTERVILLE ENTERPRISE ZONE TAX INCENTIVE REVIEW COUNCIL (TIRC) ON THE STATUS OF THE ENTERPRISE ZONE PROGRAM FOR PROGRAM YEAR 2007 AND TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING AGREEMENTS WITHIN THE ZONE:

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

WHEREAS, the Delaware County Commissioners, with the consent of the City of Westerville Council, have designated areas of the City of Westerville as an Enterprise Zone, pursuant to the Ohio Enterprise Zone Act, which is contained in the Ohio Revised Code Sections 5709.61 through 5709.66, inclusive; and

WHEREAS, the purpose of the City of Westerville Enterprise Zone is to provide the community with an effective tool for managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in the community, by enhancing the quality of life, and by preserving existing and attracting new business investment within said Zone; and

WHEREAS, the duly appointed Tax Incentive Review Council (TIRC), for the Enterprise Zone met on March 5, 2008, and reviewed the status of each active Enterprise Zone Agreement and made certain recommendations concerning action to either continue, modify, or terminate said Agreements; and

WHEREAS, the City of Westerville and Delaware County are required under Ohio Revised Code Section 5709.68 to submit an annual report regarding the status of each Enterprise Zone Agreement, the results of each project during Enterprise Zone Program Year 2007, and the recommendations of the TIRC, by March 31, 2008 to the Director of the Ohio Department of Development, and said report has been submitted.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the review and recommendations made by the TIRC on March 5, 2008, as summarized on the following Program Year 2007 Enterprise Zone Program Summary report for the City of Westerville - Zone Number 267, be accepted and that this report, and all other information required by the State of Ohio, be forwarded to the Director of the Ohio Department of Development as appropriate, and all other appropriate entities, as noted in Ohio Revised Code Section 5709.68.

Section 2. That this Resolution shall take effect and be in force immediately after its passage.

City of Westerville Tax Incentive Review Council Report – Summary
Enterprise Zone Program Year – 2007

<u>Job & Payroll Creation</u>	<u>Date of Agreement</u>	<u>End of Abatement Period</u>	<u>Job Creation Goal</u>	<u>Job Creation Results</u>	<u>% of Goal Achieved</u>	<u>Payroll Creation Goal</u>	<u>Payroll Creation Results</u>	<u>% of Goal Achieved</u>	<u>TIRC Action</u>
Worthington Cylinder	3/31/1994	12/31/2009	100	184	184.00%	\$1,700,000	\$4,009,296	235.84%	Continue
TOTALS			100	184	184.00%	\$1,700,000	\$4,009,296	235.84%	

continued

<u>Job & Payroll Creation</u>	<u>Real Property Investment Goal</u>	<u>Real Property Investment Results</u>	<u>% of Goal Achieved</u>	<u>Personal Property Investment Goal</u>	<u>Personal Property Investment Results</u>	<u>% of Goal Achieved</u>
Worthington Cylinder	\$3,650,000	\$4,691,806	128.54%	\$22,000,000	\$23,723,325	107.83%
TOTALS	\$3,650,000	\$4,691,806	128.54%	\$22,000,000	\$23,723,325	107.83%

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continued

Job & Payroll Creation	Total Property		Total Property		% of Goal	
<u>Project</u>	<u>Investment Goal</u>		<u>Investment Results</u>		<u>Achieved</u>	
Worthington Cylinder	\$25,650,000		\$28,415,131		110.78%	
TOTALS	\$25,650,000		\$28,415,131		110.78%	
Vote on Motion	Mr. Ward	Aye	Mr. Jordan	Aye	Mr. Evans	Aye

RESOLUTION NO. 08-619

IN THE MATTER OF ACCEPTING THE REPORT OF THE VILLAGE OF SUNBURY ENTERPRISE ZONE TAX INCENTIVE REVIEW COUNCIL (TIRC) ON THE STATUS OF THE ENTERPRISE ZONE PROGRAM AND TAX INCREMENT FINANCING (TIF) AREA FOR PROGRAM YEAR 2007 AND TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING AGREEMENTS WITHIN THE ZONE:

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

WHEREAS, the Delaware County Commissioners, with the consent of the Village of Sunbury Council, have designated areas of the Village of Sunbury as an Enterprise Zone, pursuant to the Ohio Enterprise Zone Act, which is contained in the Ohio Revised Code Sections 5709.61 through 5709.66, inclusive; and

WHEREAS, the purpose of the Village of Sunbury Enterprise Zone is to provide the community with an effective tool for managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in the community, by enhancing the quality of life, and by preserving existing and attracting new business investment within said Zone; and

WHEREAS, the duly appointed Tax Incentive Review Council (TIRC), for the Enterprise Zone met on March 5, 2008, and reviewed the status of each active Enterprise Zone Agreement and made certain recommendations concerning action to either continue, modify, or terminate said Agreements; and

WHEREAS, the Village of Sunbury and Delaware County are required under Ohio Revised Code Section 5709.68 to submit an annual report regarding the status of each Enterprise Zone Agreement, the results of each project during Enterprise Zone Program Year 2007, and the recommendations of the TIRC, by March 31, 2008, to the Director of the Ohio Department of Development, and said report has been submitted.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the review and recommendations made by the TIRC on March 5, 2008, as summarized on the following Program Year 2007 Enterprise Zone Program Summary report for the Village of Sunbury - Zone Number 220, be accepted and that this report, and all other information required by the State of Ohio, be forwarded to the Director of the Ohio Department of Development as appropriate, and all other appropriate entities, as noted in Ohio Revised Code Section 5709.68.

Section 2. That this Resolution shall take effect and be in force immediately after its passage.

Village of Sunbury Tax Incentive Review Council Report - Summary

<u>Enterprise Zone Program Year – 2007</u>									
<u>Job & Payroll Creation</u> <u>Project</u>	<u>Date of</u> <u>Agreement</u>	<u>Date of</u> <u>Expiration</u>	<u>Job</u> <u>Creation</u> <u>Goal</u>	<u>Job</u> <u>Creation</u> <u>Results</u>	<u>% of</u> <u>Goal</u> <u>Achieved</u>	<u>Payroll</u> <u>Creation</u> <u>Goal</u>	<u>Payroll</u> <u>Creation</u> <u>Results</u>	<u>% of</u> <u>Goal</u> <u>Achieved</u>	<u>TIRC</u> <u>Action</u>
American Showa-R & D	8/19/2004	12/31/2015	8	23	287.50%	\$480,000	\$1,460,057	304.18%	Continue
American Showa - Expansion	3/22/2007	12/31/2016	48	84	175.00%	\$2,424,198	\$1,150,200	47.45%	Continue
TOTALS			56	107	191.07%	\$2,904,198	\$2,610,257	89.98%	

Continued

<u>Investment</u> <u>Project</u>	<u>Real</u> <u>Property</u> <u>Investment</u> <u>Goal</u>	<u>Real</u> <u>Property</u> <u>Investment</u> <u>Results</u>	<u>% of</u> <u>Goal</u> <u>Achieved</u>	<u>Personal</u> <u>Property</u> <u>Investment</u> <u>Goal</u>	<u>Personal</u> <u>Property</u> <u>Investment</u> <u>Results</u>	<u>% of</u> <u>Goal</u> <u>Achieved</u>
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American Showa-R&D	\$2,730,600	\$3,411,087	124.92%	\$12,478,668	\$12,168,821	97.52%
American Showa-Expansion	\$2,206,000	\$3,394,255	153.86%	\$12,681,000	\$17,476,464	137.82%
TOTALS	\$4,936,600	\$6,805,342	137.85%	\$25,159,668	\$29,645,285	117.83%

Continued

<u>Investment Project</u>	Total Property Investment Goal	Total Property Investment Results	% of Goal Achieved
American Showa R & D	\$15,209,268	\$15,579,908	102.44%
American Showa- Expansion	\$14,887,000	\$20,870,719	140.19%
TOTALS	\$30,096,268	\$36,450,627	121.11%

OHIO TAX INCREMENT FINANCING (TIF) PROGRAMS
2007 ANNUAL STATUS REPORT
3/05/08

1. Name of Local Jurisdiction and County: Village of Sunbury
2. Jurisdiction creating the TIF (circle one): County Municipal Township
3. TIF Type (circle one): Parcel TIF Incentive District TIF
4. Date Created (mm/dd/yy): 08/09/06
5. Identify affected School District(s): Big Walnut School District
6. Project Information/Name: American Showa Expansion.
7. Type of Project: I-Industrial (C=Commercial, I=Industrial, M=Mixed Use, R=Residential)
8. Type of Public Improvement: Roadway and intersection improvements
9. Exemption %: 100 Exemption term: 30
10. Project Investment:

	Real Property	Personal Property (if applicable)
Project (at time of legislation)	\$2,206,000	\$12,681,000
Actual (as of 12/31/07)	\$ 3,394,255	\$17,476,464
11. Employment Information:

	Retained	Created
Projected (at time of legislation)	643	48
Actual (as of 12/31/07)	643	84
12. Dollar amount of service payments deposited into the TIF's tax increment equivalent fund:

In Calendar Year 2007 None

Cumulative (through 12/31/07) None Year first payment made n/a
13. Expenditures of money from the tax increment equivalent fund for the public infrastructure associated with the TIF

In Calendar Year 2007: None

Cumulative (through 12/31/07) None Year first expense paidNone

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14. Date of most recent Tax Incentive Review Council (TIRC): [3/05/08](#)

15. TIRC Recommendation (e.g.: compliance, non-compliance, etc.): [Compliance - Continue](#)

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

RESOLUTION NO. 08-620

IN THE MATTER OF ACCEPTING THE REPORT OF THE ORANGE TOWNSHIP ENTERPRISE ZONE AND TAX INCREMENT FINANCING (TIF) TAX INCENTIVE REVIEW COUNCIL (TIRC) ON THE STATUS OF THE ENTERPRISE ZONE PROGRAM AND OLENTANGY CROSSINGS – EAST TIF FOR PROGRAM YEAR 2007 AND TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING AGREEMENTS WITHIN THE ZONE:

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

WHEREAS, the Delaware County Commissioners, with the consent of the Orange Township Trustees, have designated areas of Orange Township as an Enterprise Zone, pursuant to the Ohio Enterprise Zone Act, which is contained in the Ohio Revised Code Sections 5709.61 through 5709.66, inclusive; and

WHEREAS, the purpose of the Orange Township Enterprise Zone is to provide the community with an effective tool for managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in the community, by enhancing the quality of life, and by preserving existing and attracting new business investment within said Zone; and

WHEREAS, the Delaware County Commissioners, via Resolution No. 04-1565, have designated an area of Orange Township, known as Olentangy Crossings – East, as a Tax Increment Financing District, pursuant to the Ohio Tax Increment Financing Act, which is contained in the Ohio Revised Code Sections 5709.77 through 5709.81, inclusive; and

WHEREAS, the duly appointed Tax Incentive Review Council (TIRC), for the Enterprise Zone and TIF District met on March 14, 2008, and reviewed the status of each active Enterprise Zone Agreement and the TIF Area and made certain recommendations concerning action to either continue, modify, or terminate said Agreements; and

WHEREAS, Orange Township and Delaware County are required under Ohio Revised Code Section 5709.68 to submit an annual report regarding the status of each Enterprise Zone and TIF Agreement, the results of each project during Enterprise Zone and TIF Program Year 2007, and the recommendations of the TIRC, by March 31, 2008, to the Director of the Ohio Department of Development, and said report has been submitted.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED, by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the review and recommendations made by the TIRC on March 14, 2008, as summarized on the following Program Year 2007 Enterprise Zone Program Summary Report for Orange Township -Zone Number 247, and TIF Report, be accepted and that these reports, and all other information required by the State of Ohio, be forwarded to the Director of the Ohio Department of Development as appropriate, and all other appropriate entities, as noted in Ohio Revised Code Section 5709.68.

Section 2. That this Resolution shall take effect and be in force immediately after its passage.

Orange Township Tax Incentive Review Council Report – Summary

Enterprise Zone Program Year - 2007

<u>Investment</u>	Real Property	Real Property <u>Invest.</u>	% of Goal	Pers. Property <u>Investment</u>	Pers. Property <u>Invest.</u>	% of Goal
<u>Project</u>	<u>Invest. Goal</u>	<u>Results</u>	<u>Achieved</u>	<u>Goal</u>	<u>Results</u>	<u>Achieved</u>
Sarcom #2	\$2,700,000	\$3,015,000	111.67%	\$11,750,000	\$12,821,000	109.11%
Digital Storage	\$2,000,000	\$2,270,205	113.51%	\$11,110,000	\$9,424,516	84.83%
Volvo Parts N. America	\$300,000	\$1,232,983	410.99%	\$44,010,000	\$82,375,184	187.17%
Accel	\$7,100,000	\$8,728,652	122.94%	\$900,000	\$3,834,791	426.09%

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Scholastic Book Fairs	\$5,252,823	\$4,018,400	76.50%	\$9,589,000	\$13,287,609	138.57%
NexTech Materials, Ltd.	\$350,000	\$250,000	71.43%	\$2,300,000	\$2,439,798	106.08%
ATS-Ohio, Inc.	\$225,000	\$1,563,205	694.76%	\$2,325,000	0	0.00%
Education Sales Mgnt	\$115,000	\$0	0.00%	\$450,000	0	0.00%
TOTALS	\$18,042,823	\$21,078,445	116.82%	\$82,434,000	\$124,182,898	150.65%

<u>Investment</u> <u>Project</u>	Total Property <u>Invest. Goal</u>	Total Property <u>Invest. Results</u>	% of Goal <u>Achieved</u>
Sarcom #2	\$14,450,000	\$15,836,000	109.59%
Digital Storage	\$13,110,000	\$11,694,721	89.20%
Volvo Parts N. America	\$44,310,000	\$83,608,167	188.69%
Accel	\$8,000,000	\$12,563,443	157.04%
Scholastic Book Fairs	\$14,841,823	\$17,306,009	116.60%
NexTech Materials, Ltd.	\$2,650,000	\$2,689,798	101.50%
ATS-Ohio, Inc.	\$2,550,000	\$1,563,205	61.30%
Education Sales Mgnt	\$565,000	\$0	0%
TOTALS	\$100,476,823	\$145,261,343	144.57%

<u>Job & Payroll Creation</u> <u>Project</u>	Date of <u>Agreement</u>	End of <u>Abatement</u>	Job Creation <u>Goal</u>	Job Creation <u>Results</u>	% of Goal <u>Achieved</u>
Sarcom #2	5/19/1997	12/31/2011	225	143	63.56%
Digital Storage	9/30/1996	12/31/2007	8	12	150.00%
Volvo Parts N. America	4/21/1997	12/31/2009	50	94	188.00%
Accel	9/11/2000	12/31/2013	200	87	43.50%
Scholastic Book Fairs	3/8/2001	12/31/2014	38	32	84.21%
NexTech Materials, Ltd.	12/19/2002	12/31/2013	20	15	75.00%
ATS-Ohio, Inc.	2/24/2005	12/31/2011	50	0	0.00%
Education Sales Mgnt	7/13/2007	12/31/2019	125	69	55.20%
TOTALS			716	452	63.13%

<u>Job & Payroll Creation</u>	New Payroll	New Payroll	% of Goal	TIRC
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<u>Project</u>	<u>Goal</u>	<u>Results</u>	<u>Achieved</u>	<u>Action</u>
Sarcom #2	\$6,750,000	\$8,197,935	121.45%	Expired 12/31/07
Digital Storage	\$750,000	\$624,128	83.22%	Expired 12/31/07
Volvo Parts N. America	\$2,000,000	\$4,549,000	227.45%	Expired 12/31/07
Accel	\$3,500,000	\$1,267,000	36.20%	Continue
Scholastic Book Fairs	\$796,000	\$730,000	91.71%	Continue
NexTech Materials, Ltd.	\$1,000,000	\$834,973	83.50%	Continue
ATS-Ohio, Inc.	\$2,392,000	0	0.00%	Continue/Monitor
Education Sales Mgnt	\$5,220,000	\$1,263,931	24.21%	Continue
TOTALS	\$22,408,000	\$17,466,967	77.95%	Continue

OHIO TAX INCREMENT FINANCING (TIF) PROGRAMS
2007 ANNUAL STATUS REPORT
3/14/08

1. Name of Local Jurisdiction and County: Orange Township/Delaware County
2. Jurisdiction creating the TIF (circle one): County Municipal Township
3. TIF Type (circle one): Parcel TIF Incentive District TIF
4. Date Created (mm/dd/yy): 12/20/04
5. Identify affected School District(s): Olentangy Local School District
6. Project Information/Name: Olentangy Crossing-East
7. Type of Project: C (C=Commercial, I=Industrial, M=Mixed Use, R=Residential)
8. Type of Public Improvement: New Roadway (North of intersection of Lewis Center Road with US 23), associated support improvements and utilities
9. Exemption %: 100 Exemption term: 30 yrs.
10. Project Investment: Real Property Personal
Property (if applicable)

Project (at time of legislation)	<u>\$27,000,000</u>	<u>\$ N/A</u>
Actual (as of 12/31/07)	<u>\$ 3,314,000</u>	<u>\$ N/A</u>
11. Employment Information: Retained Created

Projected (at time of legislation)	<u>0</u>	<u>788</u>
Actual (as of 12/31/07)	<u>0</u>	<u>13</u>
12. Dollar amount of service payments deposited into the TIF’s tax increment equivalent fund:

In Calendar Year 2007	<u>0</u>	
Cumulative (through 12/31/07)	<u>0</u>	Year first payment made <u>0</u>
13. Expenditures of money from the tax increment equivalent fund for the public infrastructure associated with the TIF

In Calendar Year 2007:	<u>\$ 0</u>
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Cumulative (through 12/31/07) \$ 0 Year first expense paid 0

14. Date of most recent Tax Incentive Review Council (TIRC): 3/14/08

15. TIRC Recommendation (e.g.: compliance, non-compliance, etc.): Compliance

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

RESOLUTION NO. 08-621

IN THE MATTER OF ACCEPTING THE REPORT OF THE DELAWARE COUNTY/DELAWARE CITY ENTERPRISE ZONE TAX INCENTIVE REVIEW COUNCIL (TIRC) ON THE STATUS OF THE ENTERPRISE ZONE PROGRAM FOR PROGRAM YEAR 2007 AND TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING AGREEMENTS WITHIN THE ZONE:

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

WHEREAS, the Delaware County Commissioners, with the consent of the City of Delaware, have designated areas of the City of Delaware as an Enterprise Zone, pursuant to the Ohio Enterprise Zone Act, which is contained in the Ohio Revised Code Sections 5709.61 through 5709.66, inclusive; and

WHEREAS, the purpose of the Delaware County Enterprise Zone is to provide the community with an effective tool for managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in the community, by enhancing the quality of life, and by preserving existing and attracting new business investment within said Zone; and

WHEREAS, the duly appointed Tax Incentive Review Council (TIRC), for the Enterprise Zone met on March 12, 2008, and reviewed the status of each active Enterprise Zone Agreement and made certain recommendations concerning action to either continue, modify, or terminate said Agreements; and

WHEREAS, the City of Delaware and Delaware County are required under Ohio Revised Code Section 5709.68 to submit, and have submitted an annual report regarding the status of each Enterprise Zone Agreement, the results of each project during Enterprise Zone Program Year 2007, and the recommendations of the TIRC, by March 31, 2008, to the Director of the Ohio Department of Development, and said report has been submitted.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by he Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1. That the review and recommendations made by the TIRC on March 12, 2008, as summarized on the following Program Year 2007 Enterprise Zone Program Summary report for the City of Delaware - Zone Number 215 and as specifically noted for each Company in the Final Enterprise Zone Report for this Enterprise Zone Area, which is on file at the offices of the Delaware County Economic Development Department as appropriate, be accepted and that this report, and all other information required by the State of Ohio, be forwarded to the Director of the Ohio Department of Development as appropriate, and all other appropriate entities, as noted in Ohio Revised Code Section 5709.68.

.Section 2. That this Resolution shall take effect and be in force immediately after its passage.

Delaware City Tax Incentive Review Council Report – Summary					
Enterprise Zone Program Year – 2007					
Job & Payroll Creation Project	Date of Agreement	Date of Expiration	Job Creation Goal	Job Creation Results	% of Goal Achieved
Outokumpu #2	8/9/1998	12/31/2011	56	0	0.00%
Outokumpu #3	4/29/2002	12/31/2014	35	0	0.00%
Optimum Plastics #3	9/26/2002	12/31/2008	8	8	100.00%
Gooseberry Patch #1	9/9/1996	12/31/2007	12	49	408.33%
Gooseberry Patch #2	3/1/2001	12/31/2013	32	5	15.63%
Jeg's Automotive	8/29/1997	12/31/2010	115	121	105.22%
The Kroger Co.	3/28/2002	12/31/2014	276	313	113.41%

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TOTALS		534		496		92.88%							
Continued													
Job & Payroll Creation		Payroll Creation		Payroll Creation		% of Goal		TIRC					
Project		Goal		Results		Achieved		Action					
Outokumpu #2		\$1,596,000		\$0.00		0.00%		Continue					
Outokumpu #3		\$1,241,000		\$0.00		0.00%		Continue					
Optimum Plastics #3		\$160,000		\$396,499		247.81%		Continue					
Gooseberry Patch #1		\$187,800		\$1,574,644		838.47%		Completed					
Gooseberry Patch #2		\$850,000		\$227,245		26.73%		Continue					
Jeg's Automotive		\$2,250,000		\$5,338,157		237.25%		Continue					
The Kroger Co.		\$8,158,000		\$12,545,335		153.78%		Continue					
TOTALS		\$14,442,800		\$20,081,880		139.04%							
Continued													
Investment		Real Property		Real Property		% of Goal		Personal		Personal		% of Goal	
Project		Investment		Investment		Achieved		Property		Property		Achieved	
		Goal		Results				Investment		Investment			
								Goal		Results			
Outokumpu #2		\$4,150,000		\$7,655,897		184.48%		\$20,077,000		\$15,069,447		75.06%	
Outokumpu #3		\$2,500,000		\$2,403,394		96.14%		\$13,182,768		\$14,025,241		106.39%	
Optimum Plastics #3		\$2,000,000		\$2,192,543		109.63%		\$2,500,000		\$5,136,382		205.46%	
Gooseberry Patch #1		\$1,032,000		\$1,121,440		108.67%		\$1,100,000		\$1,507,000		137.00%	
Gooseberry Patch #2		\$1,300,000		\$1,330,735		102.36%		\$1,500,000		\$2,028,897		135.26%	
Jeg's Automotive		\$11,950,000		\$12,941,562		108.30%		\$44,500,000		\$56,136,366		126.15%	
The Kroger Co.		\$57,200,000		\$66,263,781		115.85%		\$79,000,000		\$56,518,760		71.54%	
TOTALS		\$80,132,000		\$93,909,352		117.19%		\$161,859,768		\$150,422,093		92.93%	
Continued													
Investment		Total Property		Total Property		% of Goal							
Project		Investment Goal		Investment Results		Achieved							
Outokumpu #2		\$24,227,000		\$22,725,344		93.80%							
Outokumpu #3		\$15,682,768		\$16,428,635		104.76%							
Optimum Plastics #3		\$4,500,000		\$7,328,925		162.87%							
Gooseberry Patch #1		\$2,132,000		\$2,628,440		123.29%							
Gooseberry Patch #2		\$2,800,000		\$3,359,632		119.99%							
Jeg's Automotive		\$56,450,000		\$69,077,928		122.37%							
The Kroger Co.		\$136,200,000		\$122,782,541		90.15%							
TOTALS		\$241,991,768		\$244,331,445		100.97%							
Vote on Motion		Mr. Ward		Aye		Mr. Jordan		Aye		Mr. Evans		Aye	

COMMISSIONERS JOURNAL NO. 51 - DELAWARE COUNTY
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RESOLUTION NO. 08-622

IN THE MATTER OF ACCEPTING THE REPORT OF THE VILLAGE OF ASHLEY COMMUNITY REINVESTMENT AREA (CRA) TAX INCENTIVE REVIEW COUNCIL (TIRC) AND HOUSING COUNCIL ON THE STATUS OF THE CRA PROGRAM FOR PROGRAM YEAR 2007 AND TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING AGREEMENTS WITHIN THE CRA:

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

WHEREAS, the Delaware County Commissioners, with the consent of the Village of Ashley Council, have designated areas of the Village of Ashley as a CRA, pursuant to the Ohio Community Reinvestment Area Act, which is contained in the Ohio Revised Code Sections 3735.65 through 3735.70, inclusive; and

WHEREAS, the purpose of the Village of Ashley CRA is to provide the community with an effective tool for revitalizing and encouraging investment in residential development and managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in the community, by enhancing the quality of life, and by preserving existing and attracting new business investment within said CRA; and

WHEREAS, the duly appointed Housing Council and Tax Incentive Review Council (TIRC) for the CRA met on March 5 and 13, 2008, respectively, and reviewed the status of each active CRA Projects and Agreements and made certain recommendations concerning action to either continue, modify, or terminate said Agreements and the CRA; and

WHEREAS, the Village of Ashley and Delaware County are required under Ohio Revised Code Section 3735.672 to submit an annual report regarding the status of each CRA Agreement, the results of each project during CRA Program Year 2007, and the recommendations of the TIRC and Housing Council, by March 31, 2008 to the Director of the Ohio Department of Development.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by the Board of Commissioners, County of Delaware, State of Ohio as follows:

- Section 1 That the review and recommendations made by the Housing Council and TIRC on March 5 & 13, 2008, respectively, as summarized on the following Program Year 2007 CRA Program Summary report for the Village of Ashley - CRA Number 04102582-01, be accepted and that this report, and all other information required by the State of Ohio, be forwarded to the Director of the Ohio Department of Development, and all other appropriate entities, as noted in Ohio Revised Code Section 3735.672.
- Section 2. That this Resolution shall take effect and be in force immediately after its passage.

Ohio Community Reinvestment Area (CRA) Program
2007 CRA Residential Status Report

CRA Number: 04102582-01
Date Certified: 11/15/2000
Name of Jurisdiction: Ashley
County: Delaware

Name/Property Identification	Date Project Certified	Percent of Exemption	Term of Exemption	Total Project Investment	Total Investment Eligible for Exemption	Date of Most Recent Housing Council Review	Date of Most Recent TIRC	Current Status
Friend, Dewitt	7/102004	100%	15 yrs.	\$75,790.65	\$75,790.65	3/13/08	3/5/08	Continue
Fearn, Justin	10/11/2004	100%	15 yrs.	\$129,900.00	\$129,900.00	3/13/08	3/5/08	Continue
Gilkey, Carolee & Travis	7/5/2002	100%	15 yrs.	117,800.00	117,800.00	3/13/08	3/5/08	Continue
Smith, Ella	1/07/2002	100%	15 yrs.	45,607.00	45,607.00	3/13/08	3/5/08	Continue
Hasson, Neil F.	11/03/2002	100%	10 yrs	9,822.95	9,822.95	3/13/08	3/5/08	Continue
Long, Donald L.	4/262001	100%	10 yrs.	12,822.34	12,822.34	3/13/08	3/5/08	Continue
Hines, Terrie	12/15/2003	100%	15 yrs.	129,893.90	129,893.90	3/13/07	3/5/08	Continue
Hatcher, Norma	1/07/2003	100%	15 yrs.	104,167.20	104,167.20	3/13/08	3/5/08	Continue
Hedges, Jason	4/8/2005	100%	15 yrs.	115,750.00	115,750.00	3/13/08	3/5/08	Continue
Cummins, Donald	12/15/2007	100%	10 yrs.	9,011.40	9,011.40	3/13/08	3/5/08	Continue
Hayes, Jerry	12/03/2007	100%	10 yrs.	12,570.33	12,570.33	3/13/08	3/5/08	Continue
Martin, Rebecca	2/27/2007	100%	15 yrs.	104,662.42	104,662.42	3/13/08	3/5/08	Continue

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

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RESOLUTION NO. 08-623

IN THE MATTER OF ACCEPTING THE REPORT OF BERLIN TOWNSHIP COMMUNITY REINVESTMENT AREA (CRA#2) TAX INCENTIVE REVIEW COUNCIL (TIRC) ON THE STATUS OF THE CRA PROGRAM FOR PROGRAM YEAR 2007 AND TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING AGREEMENTS WITHIN THE CRA:

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

WHEREAS, the Delaware County Commissioners, with the consent of Berlin Township Trustees, have designated areas of the Township as a CRA, pursuant to the Ohio Community Reinvestment Area Act, which is contained in the Ohio Revised Code Sections 3735.65 through 3735.70, inclusive; and

WHEREAS, the purpose of the Delaware County CRA’s in Berlin Township is to provide the community with an effective tool for managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in the community, by enhancing the quality of life, and by preserving existing and attracting new business investment within said Area; and

WHEREAS, the maintenance of existing and construction of new commercial and industrial structures in these areas would serve to encourage economic stability, maintain real property values, and generate employment opportunities; and

WHEREAS, the duly appointed Tax Incentive Review Council (TIRC) for the CRA met on March 5, 2008, and reviewed the status of each active CRA Projects and Agreements and made certain recommendations concerning action to either continue, modify, or terminate said Agreements and the CRA; and

WHEREAS, the Berlin Township and Delaware County are required under Ohio Revised Code Section 3735.672 to submit an annual report regarding the status of each CRA Agreement, the results of each project during CRA Program Year 2007, and the recommendations of the TIRC and Housing Council, by March 31, 2008, to the Director of the Ohio Department of Development.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1 That the review and recommendations made by the TIRC on March 5, 2008, respectively, as summarized on the following Program Year 2007 CRA Program Summary report for the Berlin Townships - CRA Numbers 41841001049000, 41841001048000, and 4184100105000 be accepted and that this report, and all other information required by the State of Ohio, be forwarded to the Director of the Ohio Department of Development, and all other appropriate entities, as noted in Ohio Revised Code Section 3735.672.

Section 2. That this Resolution shall take effect and be in force immediately after its passage.

Ohio Community Reinvestment Area (CRA) Program
2007 CRA Status Report

CRA Number: 041-05788-02
Name of Jurisdiction: Berlin Township

Date Certified: 11/14/2005
County: Delaware

Name/ Property Identification	Date Project Certified	Percent of Exemption	Term of Exemption	Total Project Investment	Total Investment Eligible for Exemption	Job to be Created	Annual Payroll	Current Status
Piranhas Grill	7/5/06	56%	10 yrs.	\$165,500	\$106,500	8.5 FTE	\$288,500	Continue/ Monitor

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

RESOLUTION NO. 08-624

IN THE MATTER OF ACCEPTING THE REPORT OF LIBERTY TOWNSHIP COMMUNITY REINVESTMENT AREA TAX INCENTIVE REVIEW COUNCIL (TIRC) ON THE STATUS OF THE COMMUNITY REINVESTMENT AREA (CRA) PROGRAM/ENTERPRISE ZONE FOR PROGRAM YEAR 2007 AND TO ACCEPT THE

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RECOMMENDATIONS OF THE TIRC CONCERNING AGREEMENTS WITH CITICORP NORTH AMERICA, INC:

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

WHEREAS, the Delaware County Commissioners, with the consent of Liberty Township Trustees, have designated areas of the Township as a CRA, pursuant to the Ohio Community Reinvestment Area Act, which is contained in the Ohio Revised Code Sections 3735.65 through 3735.70, inclusive; and

WHEREAS, the purpose of the Delaware County CRA/ Enterprise Zone in Liberty Township is to provide the community with an effective tool for managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in the community, by enhancing the quality of life, and by preserving existing and attracting new business investment within said Area; and

WHEREAS, the maintenance of existing and construction of new commercial and industrial structures in these areas would serve to encourage economic stability, maintain real property values, and generate employment opportunities; and

WHEREAS, the duly appointed Tax Incentive Review Council (TIRC) met on March 5, 2008, and reviewed the status of each active CRA/Enterprise Zone Projects and Agreements and made certain recommendations concerning action to either continue, modify, or terminate said Agreements and the CRA; and

WHEREAS, the Liberty Township and Delaware County are required under Ohio Revised Code Section 3735.672 to submit an annual report regarding the status of each CRA/Enterprise Agreement, the results of each project during Program Year 2007, and the recommendations of the TIRC, by March 31, 2008, to the Director of the Ohio Department of Development.

NOW THEREFORE, PURSUANT TO THE FOREGOING, BE IT HEREBY RESOLVED by the Board of Commissioners, County of Delaware, State of Ohio as follows:

Section 1 That the review and recommendations made by the TIRC on March 5, 2008, respectively, as summarized on the following Program Year 2007 CRA/Enterprise Program Summary report for the Liberty Townships be accepted and that this report, and all other information required by the State of Ohio, be forwarded to the Director of the Ohio Department of Development, and all other appropriate entities, as noted in Ohio Revised Code Section 3735.672.

Section 2. That this Resolution shall take effect and be in force immediately after its passage.

Ohio Community Reinvestment Area (CRA) Program
2007 CRA Status Report

CRA Number: 041-05788-01
Name of Jurisdiction: Liberty Township

Date Certified: 11/14/2005
County: Delaware

Name/ Property Identification	Date Project Certified	Percent of Exemption	Term of Exemption	Total Project Investment	Job to be Created	Annual Payroll	Current Status
Citigroup	11/14/05	90%	15 yrs.	\$485,000,000	55 FTE	\$2,800,000	Continue

Liberty Township Tax Incentive Review Council Report - Summary

Enterprise Zone Program Year – 2007

Investment	Real Property	Real Property Invest.	% of Goal	Pers. Property Investment	Pers. Property Invest.	% of Goal
Project	Invest. Goal	Results	Achieved	Goal	Results	Achieved
Citicorp	\$160,000,000	\$166,104,379	103.82%	\$325,000,000	\$65,323,000	20.10%
Investment	Total Property Invest. Goal	Total Property Invest. Results			% of Goal Achieved	
Project						
Citicorp	\$485,000,000	\$231,427,379			47.72%	
Job & Payroll Creation	Date of	End of	Job	Job	% of Goal	

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			Creation	Creation		
<u>Project</u>	<u>Agreement</u>	<u>Abatement</u>	<u>Goal</u>	<u>Results</u>	<u>Achieved</u>	
Citicorp	7/26/06	12/31/2025	55	59	107.27%	
Job & Payroll Creation	New Payroll	New Payroll	% of Goal		TIRC	
<u>Project</u>	<u>Goal</u>	<u>Results</u>	<u>Achieved</u>		<u>Action</u>	
Citicorp	\$2,800,000	\$1,860,882	66.46%		Continue	
Vote on Motion	Mr. Ward	Aye	Mr. Jordan	Aye	Mr. Evans	Aye

RESOLUTION NO. 08-625

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Recommendation to promote Dawn Huston to Director of Human Resources with the Administrative Services Department; effective date May 31, 2008.

Vote on Motion	Mr. Jordan	Aye	Mr. Evans	Aye	Mr. Ward	Aye
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RESOLUTION NO. 08-626

IN THE MATTER OF APPROVING A LIMITED WARRANTY DEED BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND THE CITY OF DELAWARE:

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

LIMITED WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, THAT The Board of County Commissioners of Delaware County, Ohio, a.k.a. The Commissioners of Delaware County, Ohio, a.k.a. County Commissioners, for valuable consideration paid, grants with limited warranty covenants to The City of Delaware, Ohio, an Ohio municipality, the following REAL PROPERTY:

Situated in the State of Ohio, in the County of Delaware, and in the City of Delaware and being described as Parcels 1, 2, 3, 4, 5 and 6 as set forth on the attached Exhibit A.

This deed is executed and delivered by Grantor and accepted by Grantee subject to all legal highways and subject to and with all restrictions, easements, conditions, limitations, and reservations of record and to zoning restrictions which have been imposed thereon. Also excepting all taxes and assessments, if any, pro-rated to the date hereof and after which Grantee assumes and agrees to pay.

Executed this 27th day of May, 2008.

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

Vote on Motion	Mr. Evans	Aye	Mr. Jordan	Aye	Mr. Ward	Nay
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RESOLUTION NO. 08-627

IN THE MATTER OF APPROVING A QUIT CLAIM DEED BETWEEN THE DELAWARE COUNTY COMMISSIONERS AND THE CITY OF DELAWARE:

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

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that The Board of County Commissioners of Delaware County, Ohio, for valuable consideration paid, grants to The City of Delaware, Ohio, an Ohio municipality the following REAL PROPERTY:

Situated in the State of Ohio, County of Delaware and City of Delaware and being PARCEL 1 and 2 as described on the attached Exhibit A.

This deed is executed and delivered by Grantor and accepted by Grantee subject to all legal highways and subject to and with all restrictions, easements, conditions, limitations, and reservations of record and to

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zoning restrictions which have been imposed thereon. Also excepting all taxes and assessments, if any, pro-rated to the date hereof.

Executed this 27thday of May, 2008.

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

EXHIBIT A

PARCEL 1

Situated in the State of Ohio, County of Delaware and City of Delaware and being bounded and described as follows:

Being Outlots No. 89, 90, 91 and 92 as shown on W.P. Reid's and P.O. Hillyer's Addition to the Town of Delaware, which plat is filed in Plat Book 2, Page 196, Delaware County Recorder's Office.

Prior instrument reference: Deed Book 182, Page 166, Delaware County Recorder's office.

PARCEL 2

Beginning at a point in the northerly line of Hayes Street, forty feet wide, at the distance of fifty feet westwardly from a point in and measured at right angles to the line established as the original center line of the railroad to The Pennsylvania, Ohio and Detroit Railroad Company known as the Sandusky Branch;

Extending from said beginning point the following four courses and distances on a line parallel with and fifty feet westwardly from and measured at right angles and radially to the said original center line of railroad;

- (1) North three degrees forty-six minutes thirty seconds East, sixty-nine feet and nine tenths of a foot to a point;
 - (2) Northwardly, by a curve to the left having a radius of two thousand eight hundred fourteen feet and ninety-three one-hundredths of a foot, the distance of four hundred thirty-nine feet and four one-hundredths of a foot to a point;
 - (3) North five degrees nine minutes fifty seconds East, two hundred eighty-three feet and four-tenths of a foot, more or less, to a point; and
 - (4) Northwardly, by a curve to the left having a radius of one thousand three hundred eighty-two feet and sixty-nine one-hundredths of a foot, the distance of two hundred twenty feet, more or less, to the southeasterly line of land of the Cleveland, Cincinnati, Chicago and St. Louis Railway Company; thence northeastwardly, by the last mentioned land, on a line parallel with and eighty feet southeasterwardly from and measured at right angles to the line established as the center line of the railroad of said Cleveland, Cincinnati, Chicago and St. Louis Railway Company, crossing the said original center line of the railroad of The Pennsylvania, Ohio and Detroit Railroad Company known as the Sandusky Branch, the distance of ninety feet, more or less, to the Olentangy River;
- Thence southwardly, along said River, one thousand one hundred twenty feet, more or less, to the said northerly line of Hayes Street; and
- Thence north eighty-six degrees West, along said northerly line of Hayes Street, recrossing said original center line of the railroad of The Pennsylvania, Ohio and Detroit Railroad Company, two hundred fifty-two feet to the place of beginning, containing two acres and nine hundred eighty-two one-thousandths of an acre, more or less.

Prior instrument reference: Deed Book 186, Page 166 (parcel number two), Delaware County Recorder's office.

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

RESOLUTION NO. 08-628

IN THE MATTER OF APPROVING PERSONNEL ACTIONS:

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

Rhonda Griffith will be required to take Leave-with-out-Pay for Pay Periods 0801014, 0801015 and 0801016; effective date June 14, 2008.

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

RESOLUTION NO. 08-629

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:

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It was moved by Mr. Jordan, seconded by Mr. Evans to adjourn into Executive Session at 9:38AM.

Vote on Motion	Mr. Evans	Aye	Mr. Jordan	Aye	Mr. Ward	Aye
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RESOLUTION NO. 08-630

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 10:30AM.

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