

COMMISSIONERS JOURNAL NO. 52 - DELAWARE COUNTY
MINUTES FROM EMERGENCY MEETING HELD AUGUST 4, 2009

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

Present: Todd Hanks, Ken O'Brien, Tommy Thompson

RESOLUTION NO. 09-956

IN THE MATTER OF APPROVING THE INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF DELAWARE, OHIO AND THE CITY OF DELAWARE, OHIO

It was moved by Mr. Hanks, seconded by Mr. Thompson

**INTERLOCAL AGREEMENT BETWEEN
THE COUNTY OF DELAWARE, OHIO AND THE CITY OF DELAWARE, OHIO**

LOCAL SOLICITATION: JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into this 4TH day of August, 2009, by and between the County of Delaware, acting by and through its governing body, the Commissioners, hereinafter referred to as COUNTY, and the CITY of Delaware, acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of Delaware County, State of Ohio, witnessed:

WHEREAS, this Agreement is made under the authority of Sections Five, Intergovernmental Government Code: and

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interest of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement; and

WHEREAS, the COUNTY agrees to allow the CITY \$12,686.00 from the JAG award for the JAG Formula Program; Local Solicitation #2009-H2901-OH-DJ Disparate.

NOW THEREFORE, THE CITY AND COUNTY agree as follows:

Section 1.

CITY to receive a total of \$12,686 JAG Funds

Section 2.

CITY agrees to use \$12,686 for the JAG Formula Program: Local Solicitation #2009-H2901-OH-DJ until 12/01/10.

Section 3.

Nothing in the performance of this Agreement shall impose any liability for claims against COUNTY other than claims for which liability may be imposed by the Federal Tort Claims Act.

Section 4.

Nothing in the performance of this Agreement shall impose any liability for claims against CITY other than claims for which liability may be imposed by the Federal Tort Claims Act.

Section 5.

Each party to this Agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 6.

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 7.

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By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further. This Agreement shall not create any rights in any party not a signatory hereto.

Vote on Motion: Mr. O'Brien Aye Mr. Thompson Aye Mr. Hanks Aye

RESOLUTION NO. 09-957

IN THE MATTER OF ADJOURNING THE MEETING

It was moved by Mr. O'Brien, seconded by Mr. Hanks to adjourn the meeting at 3:56 PM

Vote on Motion: Mr. Thompson Aye Mr. Hanks Aye Mr. O'Brien Aye

Todd Hanks

Ken O'Brien

Tommy Thompson

Letha George, Clerk to the Commissioners