

COMMISSIONERS JOURNAL NO. 54 - DELAWARE COUNTY  
MINUTES FROM REGULAR MEETING HELD DECEMBER 13, 2010

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

Present: Ken O'Brien, Dennis Stapleton, Tommy Thompson

- 9:30 AM Public Hearing Regarding Amendments To Certain Documents Relating To The County Of Delaware, Ohio Adjustable Rate Demand Health Care Facilities Revenue Bonds, Series 2007A And 2007B (Willow Brook Christian Communities Project)
- 9:45 AM Public Hearing (#1) For The Proposed Adoption Of An Amendment To Section Dc 407 Of The Building Code Of Delaware County And The Proposed Adoption Of Changes To The Delaware County Residential And Commercial Plan Examination, Permit And Inspection Fee Schedules
- 1:30 PM Viewing For The Jones #279 Watershed Ditch Maintenance Petition (Near 4550 Beard Rd. Sunbury Oh 43074)

RESOLUTION NO. 10-1602

IN THE MATTER OF APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM REGULAR MEETING HELD DECEMBER 9, 2010:

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

WHEREAS, the Board of Commissioners of Delaware County, Ohio (the "Board") met in regular session on December 9, 2010; and

WHEREAS, the Clerk of the Board has certified, pursuant to section 305.11 of the Ohio Revised Code, that the entire record of the proceedings at that meeting is completely and accurately captured in the electronic record of those proceedings;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves the electronic record of proceedings at the previous meeting.

Vote on Motion Mr. Thompson Aye Mr. Stapleton Aye Mr. O'Brien Aye

PUBLIC COMMENT

**Jon Peterson, Treasurer**  
Thru The Efforts Of The Treasurer, Auditor And Sheriff An Accounting Transaction Has Now Occurred That Corrects Interest Bearing Accounts In The Sheriff's Office And The General Fund.

RESOLUTION NO. 10-1603

IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1210:

It was moved by Mr. Stapleton, seconded by Mr. O'Brien to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1210, and Purchase Orders as listed below:

	<u>Vendor</u>	<u>Description</u>	<u>Account</u>	<u>Amount</u>	
<b>PO Decrease</b>					
	Netcare	Client Evaluations	10011202-5342	\$ 12,918.00	
	Siemens	Alum Creek	66211904-5200	\$ 10,000.00	
<b>PO Increases</b>					
	Serv Pro	Juvenile Court Clean Up	60111901-5370	\$ 28,174.36	
	Public Defender	Attorneys	10011202-5301	\$ 15,703.00	
	PNC Bank	Alum Creek	66211904-5200	\$ 10,000.00	
<b>PR Number</b>	<b>Vendor Name</b>	<b>Line Desc</b>	<b>Line Account</b>	<b>Line Amount</b>	<b>Line Number</b>
R1007207	SOIL & WATER CONSERVATION DISTRICT	DRAINAGE PERMIT FEES	10011301 - 5301	\$5,550.00	0001
R1007213	SOIL & WATER CONSERVATION DISTRICT	ROOF DITCH SERVICES	40311436 - 5301	\$827.47	0001
R1007213	SOIL & WATER CONSERVATION DISTRICT	RUDER TOOT SERVICES	40311417 - 5301	\$132.70	0002

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R1007213	SOIL & WATER CONSERVATION DISTRICT	MIDWAY DITCH	40311433 - 5301	\$1,080.63	0003
R1007213	SOIL & WATER CONSERVATION DISTRICT	OBRIEN DITCH	40311431 - 5301	\$14,717.85	0004
R1007213	SOIL & WATER CONSERVATION DISTRICT	HARDIN DITCH SERVICES	40311435 - 5301	\$635.88	0005
R1007213	SOIL & WATER CONSERVATION DISTRICT	CHADWICK DITCH SERVICES	40311432 - 5301	\$1,595.38	0006
R1007213	SOIL & WATER CONSERVATION DISTRICT	DUTCHER DITCH SERVICES	40311421 - 5301	\$1,528.55	0007
R1007213	SOIL & WATER CONSERVATION DISTRICT	DUTCHER #2	40311421 - 5301	\$1,557.99	0008
R1007213	SOIL & WATER CONSERVATION DISTRICT	GORSUCH DITCH SERVICES	40311437 - 5301	\$688.00	0009
R1007213	SOIL & WATER CONSERVATION DISTRICT	RHOADES DITCH SERVICES	40311424 - 5301	\$2,084.62	0010
R1007237	OFFICE CITY EXPRESS INC	HAYES FURNITURE	41411435 - 5450	\$30,686.56	0001

Vote on Motion Mr. Stapleton Aye Mr. Thompson Aye Mr. O'Brien Aye

**RESOLUTION NO. 10-1604**

**IN THE MATTER OF APPROVING PURCHASE ORDERS, THEN AND NOW CERTIFICATES, AND PAYMENT OF WARRANTS IN BATCH NUMBERS CMAPR1210GC:**

It was moved by Mr. Stapleton, seconded by Mr. Thompson to approve Then And Now Certificates, payment of warrants in batch numbers CMAPR1210GC and Purchase Orders as listed below:

PR Number	Vendor Name	Line Desc	Line Account	Amount	Line Number
R1007244	BROWN PUBLISHING COMPANY INC	SHAWNEE HILL SIDEWALK	21011113 - 5312	\$784.00	0001

Vote on Motion Mr. O'Brien Nay Mr. Thompson Aye Mr. Stapleton Aye

**RESOLUTION NO. 10-1605**

**IN THE MATTER OF APPROVING TRAVEL EXPENSE REQUESTS:**

It was moved by Mr. O'Brien, seconded by Mr. Thompson to approve the following:

The Administrative Services Department is requesting that Brad Euans, Dawn Huston and Gina Fasone attend an FMLA Seminar by CCAO in Columbus, Ohio December 14, 2010; at no cost.

Vote On Motion Mr. Thompson Aye Mr. O'Brien Aye Mr. Stapleton Aye

**RESOLUTION NO. 10-1606**

**IN THE MATTER OF DECLARING PERSONAL PROPERTY OBSOLETE, UNFIT, OR NOT NEEDED FOR PUBLIC USE AND THE INTENT OF SELLING SUCH PROPERTY VIA INTERNET AUCTION OR DISPOSAL OF PROPERTY OF NO VALUE:**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve the following:

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

WHEREAS, Ohio Revised Code Section 307.12 (E) allows, by resolution adopted each calendar year, the sale of such property by internet auction; and

WHEREAS, the Delaware County Board of Commissioners passed Resolution 10-37 on January 11, 2010, declaring its intent to sell such property by internet auction; and

WHEREAS, Delaware County has personal property not needed for public use, obsolete, or unfit for the use



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10011108-5101	10011108-5001	
Human Resources/Benefits	Human Resources/Compensation	300.00
24531324-5301	24531324-5250	
Sheriff ARRA JAG/Professional Services	Sheriff ARRA JAG/Minor Tools	664.00
10011101-5101	10011101-5001	
Commissioners/Benefits	Commissioners/Compensation	15,900.00
10011102-5801	10011101-5001	
Commissioners General/Transfers	Commissioners/Compensation	2,000.00
10011102-5801	10016101-5001	
Commissioners General/Transfers	Board of Elections/Compensation	16,513.00
10011102-5801	10016101-5131	
Commissioners General/Transfers	Board of Elections/Medicare	250.00
25622303-5201	25622303-5345	
Intensive Supervision/General Supplies	Intensive Supervision/Safety & Security	3,700.00
25622303-5201	25622303-5325	
Intensive Supervision/General Supplies	Intensive Supervision/Maintenance Contracts	1,800.00
21411306-5120	21411306-5001	
911/Benefits	911/Compensation	70,000.00
10011105-5001	10011105-5101	
Lands & Buildings/Salaries	Lands & Buildings/Health Insurance	750.00
10011105-5338	10011105-5201	
Lands & Buildings/Utilities	Lands & Buildings/General Supplies	4,000.00
10016101-5001	10016101-5102	
Board of Elections/Compensation	Board of Elections/Workers Comp	720.00
10016101-5001	10016101-5120	
Board of Elections/Compensation	Board of Elections/PERS	5,085.00
10016101-5001	10016101-5131	
Board of Elections/Compensation	Board of Elections/Medicare	490.00
10016101-5201	10016101-5102	
Board of Elections/General Supplies	Board of Elections/Workers Comp	543.00
10016101-5201	10016101-5120	
Board of Elections/General Supplies	Board of Elections/PERS	3,836.00
10016101-5201	10016101-5131	
Board of Elections/General Supplies	Board of Elections/Medicare	383.00
66211903-5120	66211906-5120	
SRF OECC/PERS	SRF Tartan Fields/PERS	300.00
<b>Transfer of Funds</b>		
24820101-5801	10011102-4601	25,000.00
Title Administration/Transfers	Commissioners General/Interfund Transfer	
<b>Supplemental Appropriations</b>		
23612302-5001	VOCA/SVAA/ Compensation	2,040.00
<b>Appropriation Reductions</b>		
21581304-5215	FY09 SHSGP/Program Supplies	(60,000.00)
21581304-5243	FY09 SHSGP/Pharmaceuticals	(15,000.00)
21581304-5260	FY09 SHSGP/Inventoried Tools	(5,000.00)
21581304-5450	FY09 SHSGP/Mach & Equip	(15,000.00)
50711124-5375	Sackett Ditch/Settlement Fees	(70.00)
51511132-5375	Sheets Ditch/Settlement Fees	(200.00)
51711134-5375	McNamara Ditch/Settlement Fees	(400.00)
50911126-5375	Olentangy TIF/Settlement Fees	(412.81)
66311901-5720	Bond Service Fund/Bond Interest	(0.50)
40311417-5430	Ruder Toot Sitch/Ditch Construction	(432,000.00)
40311417-5301	Ruder Toot Sitch/Professional Services	(6,000.00)
40311421-5301	Scott Dutcher Ditch/Professional Services	(6,900.00)
40311421-5430	Scott Dutcher Ditch/Ditch Construction	(125,000.00)
40311428-5375	Delawae Run Ditch/Settlement Fees	(300.00)
40311431-5328	Obrien Ditch/Ditch Maintenance	(100,000.00)
21011113-5361	Economic Development/Attorney Fees	(2,700.00)
50111117-5720	Bond Retirement/Interest/Principal	(2,700,000.00)

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23011707-5365	CDBG Neighborhood Stabilization	(290,000.00)
23011705-5365	CDBG FY09/Grant Related Services	(60,000.00)
23811001-5301	Erie Trail/Professional Services	(60,000.00)

Vote on Motion Mr. Stapleton Aye Mr. Thompson Aye Mr. O'Brien Aye

**COMMISSIONERS' COMMITTEES REPORTS**

**Commissioner Stapleton**

-No Reports Today

**Commissioner O'Brien**

-No Additional Comments

**Commissioner Thompson**

- DKMM Meeting On Tuesday; Full Meeting All Members

**RESOLUTION NO. 10-1610**

**9:30AMPUBLIC HEARING REGARDING AMENDMENTS TO CERTAIN DOCUMENTS RELATING TO THE COUNTY OF DELAWARE, OHIO ADJUSTABLE RATE DEMAND HEALTH CARE FACILITIES REVENUE BONDS, SERIES 2007A AND 2007B (WILLOW BROOK CHRISTIAN COMMUNITIES PROJECT):**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to open the hearing at 9:30AM.

Vote on Motion Mr. O'Brien Aye Mr. Thompson Aye Mr. Stapleton Aye

**RESOLUTION NO. 10-1611**

**IN THE MATTER OF APPROVING, FOR A SPECIFIC OCCURRENCE, A SUSPENSION OF RULE 3-SPEAKER REGISTRATION; RULE 4-LIMITATIONS AND RULE 7-PUBLIC COMMENT PROCEDURE FROM THE RULES GOVERNING PUBLIC COMMENT BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO:**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve, for a specific occurrence, a suspension of Rule 3-Speaker Registration; Rule 4-Limitations; Rule 7-Public Comment Procedure from the Rules Governing Public Comment Before The Board Of County Commissioners Of Delaware County, Ohio

Vote On Motion Mr. Thompson Aye Mr. O'Brien Aye Mr. Stapleton Aye

**RESOLUTION NO. 10-1612**

**IN THE MATTER OF CLOSING THE PUBLIC HEARING FOR REGARDING AMENDMENTS TO CERTAIN DOCUMENTS RELATING TO THE COUNTY OF DELAWARE, OHIO ADJUSTABLE RATE DEMAND HEALTH CARE FACILITIES REVENUE BONDS, SERIES 2007A AND 2007B (WILLOW BROOK CHRISTIAN COMMUNITIES PROJECT):**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to close the hearing at 9:38AM.

Vote On Motion Mr. Stapleton Aye Mr. O'Brien Aye Mr. Thompson Aye

**RESOLUTION NO. 10-1613**

**A RESOLUTION AUTHORIZING AMENDMENTS TO CERTAIN DOCUMENTS RELATING TO THE COUNTY OF DELAWARE, OHIO ADJUSTABLE RATE DEMAND HEALTH CARE FACILITIES REVENUE BONDS, SERIES 2007A (WILLOW BROOK CHRISTIAN COMMUNITIES PROJECT) OF THE COUNTY OF DELAWARE, OHIO, CURRENTLY OUTSTANDING IN A PRINCIPAL AMOUNT OF \$21,830,000; AUTHORIZING THE EXECUTION OF AN AMENDED AND RESTATED INDENTURE AND AN AMENDED AND RESTATED SUBLEASE; AUTHORIZING THE EXECUTION OF A TAX REGULATORY AGREEMENT AND RELATED CERTIFICATES; AND AUTHORIZING OTHER ACTIONS IN CONNECTION THEREWITH.**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton 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

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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 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 agreement and the funds created under the trust indenture; (iv) enact this Resolution; and (v) enter into the Amended Indenture, the Amended Sublease 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 has heretofore issued its Adjustable Rate Demand Health Care Facilities Revenue Bonds, Series 2007A (Willow Brook Christian Communities Project) (the "Series 2007A Bonds") on November 14, 2007 in the aggregate principal amount of \$21,830,000, which are currently outstanding in a principal amount of \$21,830,000;(the "Bonds"), pursuant to the Trust Indenture, dated as of November 1, 2007 (the "Indenture") between the County and U.S. Bank National Association, as trustee (the "Trustee"); and

WHEREAS, pursuant to the Agreement of Lease dated as of November 1, 2007 (the "Lease"), the Issuer acquired a leasehold interest in the Existing Facilities, affording health care and treatment for its residents, such hospital facilities including the structures, equipment and furnishings thereof and appurtenances thereto together with all real and personal property and interests therein used in connection therewith as then existing or as thereafter acquired, constructed, extended and improved, including the Project; and

WHEREAS, pursuant to the Sublease dated as of November 1, 2007 (the "Sublease"), the County made the proceeds of the Bonds available to Willow Brook Christian Communities (the "Corporation") 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 construction of 54 independent living apartments and 36 assisted living units to be located on the Corporation's facilities located at 100 Delaware Crossing West, Delaware, Ohio (the "Project"), including the reimbursement of the Corporation for costs previously incurred with respect to such Hospital Facilities, (2) refunding the outstanding principal amount of the Prior Bonds (as defined in the Indenture), (3) funding interest during construction of the Project, and (4) 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, the Sublease provides for the repayment by the Corporation of the proceeds of the Bonds; and

WHEREAS, the Project continues to be owned and operated by the Corporation, and

WHEREAS, to add an interest rate mode and to remove an interest rate mode by which the Bonds may bear interest, the County and the Trustee have agreed to enter into an Amended and Restated Trust Indenture (the "Amended Indenture") for the purpose of modifying certain terms and provisions of the Indenture and the Bonds (which will result in the reissuance of the Bonds), the County and the Corporation have agreed to enter into an Amended and Restated Sublease (the "Amended Sublease") for the purpose of modifying certain terms and provisions of the Sublease, and the County, the Corporation and the Trustee have agreed to enter into a Tax Regulatory Agreement (the "Tax Regulatory Agreement") for the purpose of and memorializing the reissuance of the Bonds and the documents executed and delivered in connection therewith; and

WHEREAS, the Borrower has requested that the County approve this form of Resolution by its members in order to effectuate the terms and provisions of the Amended Sublease, Amended Indenture and the Tax Regulatory Agreement.

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

Section 1. Determination of County. In order to provide for the modification of certain terms and provisions of the Bonds and the documents pursuant to which such Bonds were issued, the County hereby determines it to be necessary to, and the County shall, execute and deliver, as provided herein, the Amended Sublease, the Amended Indenture, the Tax Regulatory Agreement, and such other documents or certificates as shall be necessary for the effectuation of the purposes thereof, upon the terms and conditions therein set forth and such action will comply with the purposes and provisions of the Act.

Section 2. Definitions. In addition to the words and terms defined in this Resolution, the words and terms used in this Resolution shall have the meanings set forth in the Amended Sublease and the Amended Indenture, unless the context or use indicates another or different meaning or intent, which Amended Sublease and the Amended Indenture and other documents and certificates referenced therein are before this meeting.

Section 3. Authorization of Amended Sublease, Amended Indenture, Tax Regulatory Agreement and all Documents to be Executed by the County. At least two members of this Board be and they are hereby authorized and directed to execute on behalf of the County, the Amended Sublease, the Amended Indenture, the Tax Regulatory Agreement and the Bonds (Replacement Bonds), in substantially the form submitted to the

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County, which are hereby approved in all respects with such changes therein as such officials, with the advice of counsel, may approve and determine, as conclusively evidenced by their execution thereof, to be advisable and in the best interests of the County and in conformance with this Resolution. The documents before this meeting, including the Amended Sublease, the Amended Indenture, the Tax Regulatory Agreement, and the Bonds (Replacement Bonds), have been approved in the forms submitted, and the Clerk of this Board is hereby directed to keep such documents on file.

Section 4. General. At least two members of this Board be and they are hereby authorized and directed to execute on behalf of the County, to execute any and all instruments, documents and certificates, perform any and all acts, approve any and all matters, and do any and all things deemed by them to be necessary or desirable in order to carry out the purposes of this Resolution (including the preambles hereto).

Section 5. Invalidity. If any section, paragraph, clause or provision of this Resolution shall be ruled by any court of competent jurisdiction to be invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions.

Section 6. Survival. Except as expressly set forth herein, the provisions contained in the Resolution dated the 1st day of November 2007, authorizing the original issuance of the Bonds, shall remain in full force and effect.

Section 7. Applicable Elected Representative Approval. The Board hereby approves the issuance of the Bonds by the Issuer. It is the purpose and intent of the Board that this resolution constitute approval of the Bonds for the purposes of Section 147(f) of the Code and the approval of the Project. The County does not bear any responsibility for the tax-exempt status of the Bonds, the debt service on the Bonds or any other matter related to the Bonds.

Section 8. Open Meetings Law. 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 9. Conflicts. All resolutions or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

Section 10. Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

(Copies of the agreements available in the Commissioners' office until no longer of administrative value).

Vote On Motion            Mr. O'Brien     Aye     Mr. Thompson     Aye     Mr. Stapleton     Aye

**RESOLUTION NO. 10-1614**

**9:45AM PUBLIC HEARING (#1) FOR THE PROPOSED ADOPTION OF AN AMENDMENT TO SECTION DC 407 OF THE BUILDING CODE OF DELAWARE COUNTY AND THE PROPOSED ADOPTION OF CHANGES TO THE DELAWARE COUNTY RESIDENTIAL AND COMMERCIAL PLAN EXAMINATION, PERMIT AND INSPECTION FEE SCHEDULES:**

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

Vote on Motion   Mr. Thompson     Aye     Mr. Stapleton     Aye     Mr. O'Brien     Aye

**RESOLUTION NO. 10-1615**

**IN THE MATTER OF APPROVING, FOR A SPECIFIC OCCURRENCE, A SUSPENSION OF RULE 3-SPEAKER REGISTRATION; RULE 4-LIMITATIONS AND RULE 7-PUBLIC COMMENT PROCEDURE FROM THE RULES GOVERNING PUBLIC COMMENT BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY, OHIO:**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to approve, for a specific occurrence, a suspension of Rule 3-Speaker Registration; Rule 4-Limitations; Rule 7-Public Comment Procedure from the Rules Governing Public Comment Before The Board Of County Commissioners Of Delaware County, Ohio

Vote on Motion   Mr. Stapleton     Aye     Mr. Thompson     Aye     Mr. O'Brien     Aye

**RESOLUTION NO. 10-1616**

**IN THE MATTER OF CLOSING PUBLIC HEARING (#1) FOR THE PROPOSED ADOPTION OF AN AMENDMENT TO SECTION DC 407 OF THE BUILDING CODE OF DELAWARE COUNTY AND THE PROPOSED ADOPTION OF CHANGES TO THE DELAWARE COUNTY RESIDENTIAL AND COMMERCIAL PLAN EXAMINATION, PERMIT AND INSPECTION FEE**

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**SCHEDULES:**

It was moved by Mr. O'Brien, seconded by Mr. Stapleton to close the hearing at 10:10AM.

Vote on Motion Mr. O'Brien Aye Mr. Thompson Aye Mr. Stapleton Aye

**BUDGET DISCUSSION**

**RECESS UNTIL 1:30PM**

**IN THE FIELD:**

**1:30 PM VIEWING FOR THE JONES #279 WATERSHED DITCH MAINTENANCE PETITION (NEAR 4550 BEARD RD. SUNBURY, OHIO 43074)**

On Monday the 13<sup>TH</sup> day of December, 2010, at 1:30PM (near the following location: **4550 Beard Rd. Sunbury, Ohio 43074**) The Delaware County Commissioners viewed the watershed area with staff members from the Delaware County Soil and Water Conservation District and the Delaware County Engineer's Office

**Commissioners Ken O'Brien. Dennis Stapleton and Tommy Thompson were present**

October 4, 2010, a petition was filed with the board of County Commissioners to 1. Place the Jones #279 project on Ditch Maintenance Program. 2. Propose improvement commencing in Delaware County, Brown and Kingston Township within The Jones #279 Watershed, and 3. Request is to maintain the drainage, both surface and subsurface to a good and sufficient outlet. The subsurface drainage was installed in accordance with USDA NCRS Plan #OH-328-10-08.

The Commissioners:

- Viewed Outlets On Sides of Road
- to a sufficient outlet might not need be all the way to Alum Creek
- Factors Determine Possible Assessment: Acres Benefited, Land Use, Percent Of Improvement Used; Remote Factor

The following is a PDF copy of the Commissioners' Office sign-in sheet of the people present at the viewing who chose to sign the sign-in sheet.

**SIGN-IN SHEET FOR DECEMBER 13, 2010**

**1:30 PM Viewing For The Jones #279 Watershed Ditch Maintenance Petition (Near 4550 Beard Rd. Sunbury Oh 43074)**

NAME	ADDRESS
1 <i>Tommy Thompson</i>	
2 Mark Dennis	4787 BOWTOWN Rd Delaware
3 Mark Moseley	DSWCD
4 SCOTT STEPHENS	DSWCD
5 Ken O'Brien	County
6 <i>Dennis Stapleton</i>	County
7 <i>Jerry Lipp</i>	SWCD
8 <i>Michael</i>	SWCD
9 FRANK GERMAN	4647 BEARD RD
10 <i>Lisa Walker</i>	Clerk
11	

RESOLUTION NO. 10-1617

IN THE MATTER OF ADJOURNING THE MEETING:



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It was moved by Mr. O'Brien, seconded by Mr. Stapleton to adjourn the meeting.

Vote On Motion            Mr. O'Brien    Aye    Mr. Thompson    Aye    Mr. Stapleton    Aye

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Ken O'Brien

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Dennis Stapleton

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Tommy Thompson

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Jennifer Walraven, Clerk to the Commissioners