

Commissioners Journal # 85 Page 488

January 23, 2017

Subject: Bills - Approved - Madison County

After reviewing each of the purchase orders, then and nows, and vouchers listed above, Mr. Hunter moved to approve all purchase orders and allow payment of all then and nows and vouchers.

Following a second from Mr. Dhume the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Budget Revision - Approved - Family & Children

Mr. Hunter moved per the request of Sherry Baldwin, Family & Children Fiscal Operator, to approve the budget revision for the following:

Decrease: Family Council Contract Services (7040-T890-5-0140) in the amount of \$1,912.00.

Increase: Department FC (7048-0000-0300) in the amount of \$1,912.00.

Decrease: Family Council Contract Services (7040-T890-5-0140) in the amount of \$1,000.00.

Increase: Department Family Services (7049-0000-0100) in the amount of \$1,000.00.

Decrease: Family Council Contract Services (7049-T890-5-0140) in the amount of \$20,680.00.

Increase: Dept. Family Services (7049-0000-0300) in the amount of \$20,680.00.

Decrease: Council HMG Part C (7044-T890-5-0140) in the amount of \$14,290.14.

Increase: Dept. HMG Part C (7053-0000-0100) in the amount of \$14,290.14.

Department: Madison County Dept Family and Children
 Date: 1/23/2017 Page 4

RESOLUTION RE: TRANSFER OF APPROPRIATIONS AND/OR FUNDS

A motion was made by _____ and seconded by _____
 to approve the following transfer (s):

From:	Family Council	7040	Contract Services	7040-T890-50140
To:	Department FC	7048	Revenue Account	7048-0000-0300
		Amount: \$	1,912.00	
From:	Family Council	7040	Contract Services	7040-T890-50140
To:	Dept. Family Services	7049	Revenue Account	7049-0000-0100
		Amount: \$	1,000.00	
From:	Family Council	7040	Contract Services	7040-T890-50140
To:	Dept. Family Services	7049	Revenue Account	7049-0000-0300
		Amount: \$	20,680.00	
From:	Council HMG Part C	7044	Contract Services	7044-T890-50140
To:	Dept. HMG Part C	7053	Revenue Account	7053-0000-0100
		Amount: \$	14,290.14	

Reason for Request: Transfer funding to accounts which allow for expenditures for provision of direct services.

Total \$ 37,882.14

Roll call vote resulted as follows:

col Auditor
Originator
Originator F2a
Transfer F2a

David Dhume
Mark Forrest
Paul Gross
C.J. Page
Date: 1-23-17

REQUESTER ACKNOWLEDGEMENT: I have reviewed the above-referenced accounts and have verified that appropriations are available, and free of prior encumbrances (including blanket purchase orders):

Revised 1/23/2017

Following a second from Mr. Dhume the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

MADISON COUNTY COMMISSIONERS 2017 JAN 20 AM 8:50

Current Bookings T15347201.D

Subject: Budget Revision - Approved - Family & Children

Mr. Hunter moved per the request of Sherry Baldwin, Family & Children Fiscal Operator, to approve the budget revision for the following:

Decrease: Council HMG CC Contract Services (7045-T890-5-0140) in the amount of \$10,835.80.

Increase: Dept. HMG CC/HV (7051-0000-0200) in the amount of \$10,835.80.

Department: Madison County Dept Family and Children

Date: 1/23/2017 page 2

MADISON COUNTY COMMISSIONERS 2017 JAN 20 AM 8:52

RESOLUTION RE: TRANSFER OF APPROPRIATIONS AND/OR FUNDS

A motion was made by _____ and seconded by _____ to approve the following transfer (s):

From: Council HMG CC 7045 Contract Services 7045-T890-50140

To: Dept. HMG CC/HV 7051 Revenue Account 7051-0000-0200

Amount: \$ 10,835.80

From: _____ Contract Services _____

To: _____ Revenue Account _____

Amount: \$ _____

From: _____ Contract Services _____

To: _____ Revenue Account _____

Amount: \$ _____

From: _____ Contract Services _____

To: _____ Revenue Account _____

Amount: \$ _____

Reason for Request:

Transfer funding to accounts which allow for expenditures for provision of direct services.

TU = \$ 10,835.80

Roll call vote resulted as follows:

- cc: Auditor
Originator
Originator File
Transfer File

David Dhume
Mark Forrest
J. Paul Gross

C.J. Page
Date: 1/23/17

REQUESTER ACKNOWLEDGEMENT: I have reviewed the above-referenced accounts and have verified that appropriations are available, and free of prior encumbrances (including blanket purchase orders);

Revised 11/20/2017

Following a second from Mr. Dhume the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Budget Revision – Approved – Airport

Mr. Dhume moved per the request of Sandra Ballard, Airport Treasurer, to approve the budget revision for the following:

Airport Other Expense (6010-M000-5-0046) in the amount of \$200,000.00.



1281 U.S. Route 40 S.W. • London, Ohio 43140

MADISON COUNTY
COMMISSIONERS
2017 JAN 20 PM 12:39

DATE: January 20, 2017
TO: Madison County Commissioners
FROM: Sandra Ballard, Treasurer
Madison County Airport
RE: Expense Line Adjustment

Please approve the following expense line adjustment:

Increase Expense:	
6010-M000-50046 Other Expense	\$ 200,000.00

The purpose of this adjustment is to account for the repayment of the short-term loan extended to the airport for payment of the 2015 Grant. This amount was loaned to the airport in 2016. Monies currently in the airport account and monies that will be received from the FAA, ODOT and local fund will offset the expense.

If you have any questions, please feel free to contact me on my cell at 614-580-8644 or at home 740-852-4631.

Sandra Ballard

Sandra Ballard

cc: Auditor

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Darral Guthrie T:562750LD

Subject: Budget Revision – Approved – DYS Felony & Delinquency Grant

Mr. Dhume moved per the request of Christopher Brown, Juvenile Judge, to approve the budget revision for the following:

Account: (7080-T800-5-0005) be renamed from Community Service/Restitution to Diversion.

Account: (7080-T800-5-00050 be amended from \$21,000.00 to \$51,000.00.

Account: (7080-T800-5-0005) be amended from \$34,500.00 to \$26,730.00.

Account (7080-T800-5-0220) be deleted.

IN THE COURT OF COMMON PLEAS, MADISON COUNTY, OHIO
 PROBATE DIVISION, JUVENILE COURT
 1 North Main Street
 London, OH 43140
 740-852-9760

MADISON COUNTY
 COMMISSIONERS
 2017 JAN 23 AM 9:28

CHRISTOPHER J. BROWN, JUDGE

To: Madison County Commissioners
 From: Judge Christopher J. Brown
 Date: January 23, 2017
 Re: FY 2017 DYS Felony & Delinquency Grant (7080) – Amended line item

In order to maintain all line items in good standing, please approve the following line items changes to the FY 17 DYS grant which begins on July 1, 2016 and ends on June 30, 2017:

1. Line Item 7080-T800-50005 will be renamed from Community Service/Restitution to Diversion and the total budgeted amount for that line item will be amended from \$21,000 to \$51,000.
2. Line item 7080-T800-50005 amended from \$34,500 to \$26,730.00
3. Line Item 7080-T800-50220 will be deleted.

Line Item Number	Program Number	Program Description	Budgeted Amount
7080-T800-50200	000	Program Administration	\$1,000.00
7080-T800-50005	307	Diversion	\$51,000.00
7080-T800-50006	201	Probation Monitoring 201	\$26,730.00
7080-T800-50007	213	Prevention	\$10,000.00
7080-T800-50008	111	Mental Health Counseling	\$1,000.00
7080-T800-50009	115	Youth Intervention Groups	\$6,500.00
7080-T800-50020	101	Probation 101 Salary & Program Expenses	\$103,000.00
7080-T800-50040	101	Probation 101 Travel Expenses	\$4,500.00
7080-T800-50042	101	PERS	\$13,300.00
7080-T800-50044	101	Medicare	\$1,377.00
7080-T800-50070	215	Substance Abuse	\$3,000.00
7080-T800-50506	101	Workers Compensation	\$3,000.00
7080-T800-50101	101	Dental Coverage	1,950.78
7080-T800-50100	101	Medical Coverage	33,689.76
7080-T800-50230	217	Clinical Assessment	7,200.00
Total Program Expenses			\$267,247.54

*Approved by Commissioners
 1-23-17*

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Transfer – Approved – Park Board

Mr. Dhume moved to approve the budget revision for the following:

Transfer from: Courthouse Contract Services (1000-A04B-5-0140) in the amount of \$90.00.


Transfer to: Park District (7125-0000-1-1010) in the amount of \$90.00.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Appropriation – Approved – Park Board

Mr. Dhume moved to approve the appropriation per unappropriated funds for the following:

Appropriate: Park Board Other (7125-T892-5-0046) in the amount of \$90.00.



ABC RESTROOMS, LLC
PO BOX 1459
GROVE CITY, OH 43123
Ph: 614-824-8150
Fax: 614-801-9380

Invoice

Cost #	MADISONCO2
Site #	2201
Date	1/6/2017
Client	ADC
Terms	NET30
P.O.#	
Invoice #	A-9116
Due Date	2/5/2017

Page 1/1

MADISON COUNTY COMMISSIONERS
2017 JAN 23 AM 8:39

*06-208
5-23-17*

Billing Address

MADISON COUNTY COMMISSIONERS OFFICE
PO BOX 618
LONDON, OH 43140

Service Address

MADISON COUNTY BIKE TRAIL
3670 WILSON RD SE
LONDON, OH 43140

Phone: (740) 832-2972

Fax: (740) 845-1659

Rental & Service Thru: 1/6/2017

Exempt# GOVT

DESCRIPTION	RATE	QTY	TAX%	TAX	AMOUNT
12/61316-1/6/2017 HANDICAP	50.00 EACH	1			50.00
Total					50.00

Thank You for Your Prompt Payment

Statement as of 1/6/2017	Future 0.00	Current 50.00	30 Days 0.00	60 Days 0.00	90 Days 0.00	Total Due 90.00
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Please detach here and return the bottom portion with your payment.

Div A Cost #: MADISONCO2 Site #: 2201 Invoice #: 9116
From MADISON COUNTY COMMISSIONERS
 OFFICE
 PO BOX 618
 LONDON, OH 43140

Invoice #	A-9116
Total Pre-Tax	50.00
Total Tax	0.00
Invoice Total	50.00
Paid Amt	0.00
Adjustment Amt	0.00
Balance	90.00

To ABC RESTROOMS, LLC
 PO BOX 1459
 GROVE CITY, OHIO 43123
 (614) -324-8150

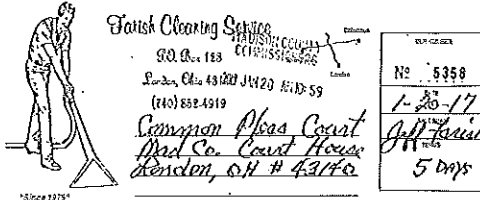
All invoices more than 30 days old are charged a late fee of 1.5% per month or 18% per year.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Barrett Brothers T1567720LD

Subject: Invoice - Approved - Farrish Cleaning Service

Mr. Hunter moved to approve to pay the invoice in the amount of \$565.00 to Farish Cleaning Services for carpet cleaning in the Common Pleas Court area.



1. Carpets Cleaned:		\$
(A) Tom's office		565.00
(B) Common Pleas Court		
(C) Lawren's office		
(D) Probation offices		
(E) Judge Scott's office		
(F) Judge's Sect. office		
* Total		565.00

TAX Exempt

Jan 23 17

Following a second from Mr. Dhume the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Agreement - Approved - Juvenile Court

Mr. Dhume moved per the request of Christopher Brown, Juvenile Judge, to approve the agreement between Madison County Juvenile Court and Alyssa Edley for services in accordance with the agreement below. Effective January 24, 2017.

IN THE COURT OF COMMON PLEAS, MADISON COUNTY, OHIO
 PROBATE DIVISION, JUVENILE COURT
 1 North Main Street
 London, OH 43140
 740-652-0760
 CHRISTOPHER J. BROWN, JUDGE

This agreement is made at London, Ohio between the Madison County Juvenile Court, hereafter called the Court and Alyssa Edley, 1100 Wesley Drive, London, Ohio 43140.

- The Court and Alyssa Edley in consideration of the mutual promises hereafter expressed and intending to legally bind hereby, expressly agree as follows:
- A. Alyssa Edley will perform work for the I.M.P.A.C.T. program, a Diversion project funded through the Ohio Department of Youth Services until June 30, 2017.
 - B. Alyssa Edley will be available to work for the Court starting January 24, 2017.
 - C. Alyssa Edley will be paid an standard rate of \$25.00 per hour, not to exceed 30 hours per week.
 - D. Alyssa Edley agrees that in her capacity under this agreement, she will assume the responsibility of such tax liabilities as will occur resulting from compensation paid by the Court under this agreement, and further that she will not be covered by medical plans available to employees of the Court.
 - E. For the purpose of the foregoing agreement, Alyssa Edley is exempt from participation in the Public Employee Retirement System.
 - F. This agreement shall become effective upon execution by the parties hereto and remain in force and in effect until June 30, 2017.
 - G. This agreement may be canceled by either party at any time within a 30 day written notice.

Acceptance of this contract is evidence of both parties intent to comply with Title VI-VII of the 1964 Civil Rights Act, Americans with Disabilities Act of 1990, and Section 504 of the Rehabilitation Act of 1973 which prohibits discrimination because of race, color, national origin, disability, age (40 years or more), sex (including sexual harassment/orientation), religion, creed, veterans status and political affiliation in any facet of operation except where such discrimination is a bona fid documented business necessity.

IN WITNESS WHERE OF, the parties have this agreement to be executed at London, Ohio.

Madison County Commissioners

By: Mark A. Forst 1-23-17
 Commissioner Date

By: David D. Henderson 1-23-17
 Commissioner Date

By: J. B. [Signature] 1/23/17
 Commissioner Date

Contractor:

By: Alyssa Edley
 Alyssa Edley

By: [Signature]
 Judge Christopher J. Brown

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Agreement – Approved – Jefferson Industries Corporation

Mr. Dhume moved to approve the Ohio Enterprise Zone Agreement between the Village of West Jefferson, a municipal corporation, The Board of Madison County Commissioners and Jefferson Industries Corporation in accordance with the agreement below.

OHIO ENTERPRISE ZONE AGREEMENT

This Ohio Enterprise Zone Agreement (the "Agreement") made and entered into by and between the Village of West Jefferson, Ohio, a municipal corporation, with its main office located at 21 East Main Street, West Jefferson, Ohio 43081 (hereinafter referred to as "Village"); the Board of County Commissioners (the "Board of Commissioners") of Madison County, Ohio (the "County") with its main office located at its principal office located at 1 N Main St, Leipsic, Ohio (hereinafter referred to as "the County"); and Jefferson Industries Corporation with its main office located at 670 State Route 29 Northwest, West Jefferson, Ohio 43081 (hereinafter referred to as "JIC").

WITNESSETH,

WHEREAS, the County and Village have encouraged the development of real property and the acquisition of personal property located in the area designated as an Enterprise Zone; and

WHEREAS, the Council of the Village of West Jefferson by Ordinance No. H-35 adopted May 21, 1984, designated the area as an "Enterprise Zone" pursuant Chapter 170 of the Ohio Revised Code; and

WHEREAS, effective August 4, 1981, the Director of Development of the State of Ohio determined that the aforementioned area designated in said Ordinance No. H-35 satisfies the characteristics set forth in Section 5709.61 of the Ohio Revised Code and certified said area as an Enterprise Zone under said Chapter 170; and

WHEREAS, JIC is desirous of expanding its current facility by approximately sixty-one thousand (61,000) square feet with a total cost of \$18,000,000 in 1994/95 (hereinafter referred to as the "PROJECT Phase 1") and an additional building expansion at its current facility of another sixty thousand (60,000) to eighty thousand (80,000) square feet (hereinafter referred to as the "PROJECT Phase 2," and together with the PROJECT Phase 1, referred to as the "PROJECTS") within the boundaries of the aforementioned Enterprise Zone, provided that the appropriate development incentives are available to support the economic viability of said PROJECTS; and

WHEREAS, the PROJECTS are expected to enable JIC to create approximately twenty (20) or more full-time, permanent job opportunities over the next five years, with total new annual payroll of approximately six hundred eighty thousand dollars (\$680,000); and

WHEREAS, the Company is desirous of developing PROJECT Phase 1 and Phase 2 and creating new employment opportunities at the Project Site (as defined in Section 1 of this Agreement) in the Enterprise Zone, provided that the appropriate economic development incentives are available to support the economic viability of the PROJECTS;

WHEREAS, the County having the appropriate authority for the stated type of project is desirous of providing JIC with incentives available for the development of the PROJECTS in said Enterprise Zone under Chapter 170 of the Ohio Revised Code; and

WHEREAS, JIC has submitted a proposed agreement application (as defined in Exhibit A) to the Village and the County (said application hereinafter referred to as "APPLICATION"); and

WHEREAS, JIC has remitted the required state application fee of seven-hundred fifty dollars (\$750.00) made payable to the Ohio Development Services Agency with the application to be forwarded with the final agreement; and

WHEREAS, the Advisory Board of said Enterprise Zone has investigated the application of JIC and has recommended the same to the Council of said Village and the Board of Commissioners of the County on the basis that JIC is qualified by financial responsibility and business experience to create and preserve employment opportunities in said Enterprise Zone and improve the economic climate of said Village; and

WHEREAS, the project site as proposed by JIC is located in the West Jefferson Local School District (hereinafter referred to as "School District") and the Tolles Career and Technical Center (hereinafter referred to as "Tolles") and the Boards of Education of the School District and Tolles each have been notified in accordance with Section 5709.63 and been given a copy of the APPLICATION and this Agreement; and

WHEREAS, in further consideration of this Agreement and the tax incentives to be provided and received herein, JIC, the School District, the Township of Jefferson, Madison County, Ohio (the "Township") and Tolles have entered into a separate Compensation Agreement (the "Compensation Agreement"), whereby JIC has agreed to pay to each of the School District, the Township and Tolles certain funds in lieu of taxes as further described therein; and

WHEREAS, pursuant to Section 5709.632 and in conformance with the format required under Section 5709.631 of the Ohio Revised Code, the parties hereto desire to set forth their agreement with respect to matters herein after contained;

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained and the benefits to be derived by the parties from the execution hereof, the parties herein agree as follows:

- 1. The Project. JIC or its successors or assigns shall make a good faith effort to develop, construct and equip the Project. JIC plans to construct an approximately sixty-one thousand (61,000) square foot addition on the northwest side of its building at 6670 State Route 29, West Jefferson, Ohio ("herein after the Project Site") to house new production lines that will increase the overall manufacturing capabilities performed at its Ohio operation (Project Phase 1).

After Project Phase 1 is complete and operational, JIC is anticipating a second expansion on the backside of the building by approximately another sixty thousand (60,000) to eighty thousand (80,000) square foot expansion at the Project Site within the next twenty-four (24) months (Project Phase 2).

In addition, JIC plans to purchase and install new machinery and equipment with an estimated cost ranging between eleven million dollars (\$11,000,000) and fifteen million (\$15,000,000), including but not limited to an overhead crane and conveyor systems, and 1500 and 800 ton presses.

The total investment of this EXPANSION project is greater than ten percent (10%) of the market value of the facility assets already owned at the site prior to such expenditures as evidenced in Exhibit A.

Barrett Bookers T1562720.D

1. **Project Construction Schedule:** If JIC elects to proceed with Project Phase 1, the construction schedule will begin in early January 2011 and all required construction and installation will be completed by December 2011. If JIC elects to proceed with Project Phase 2, the construction is anticipated to begin within twenty-five (25) months later in the summer of 2011 and be completed by December 2013. Each of the project phases are contingent upon the final approval by JIC Corporate Management and its Parent Company.

2. **Job Creation and Retention:** JIC shall use its best efforts to create within a five-year period not exceeding thirty-six (36) months after the commencement of construction of the thermal facility, the equivalent of twenty (20) new full-time permanent jobs and job opportunities. Additionally, JIC will use its best efforts to retain its full-time and part-time (PT) existing full-time equivalent jobs at the West Jefferson facility.

JIC's current schedule for anticipated hiring is as follows: create five (5) new full-time permanent jobs in year one; eight (8) new full-time permanent jobs in year two; seven (7) new full-time permanent jobs in year three. The job creation period depending on construction completion begins December 2011 and all jobs will be in place by December 2014.

This increase in the number of employees will result in approximately an additional eighty thousand dollars (\$80,000) of additional annual payroll for JIC. The retention of the existing jobs will maintain the current annual payroll of twenty-eight million eight hundred thousand dollars (\$28,800,000).

3. **Interim Review Council:** JIC shall provide to the appropriate Madison County Council any information reasonably required by the council in order to adequately comply with the agreement, including matters filed pursuant to section 511.122 or 510.04 of the Ohio Revised Code if requested by the Council. Subject to the requirements of applicable law (including Ohio Public Access Law and other governing public meetings) the Council and all parties to the Agreement will take all reasonable steps to maintain the confidentiality of all proprietary financial and other information provided by JIC pursuant to this Agreement.

4. **Real Property Tax Exemption:** The Village and the County hereby grant JIC a tax limited present (LTP) tax exemption for real property improvements made to the PROJECT as provided in Section 5709.01 of the Ohio Revised Code. The exemption commences for the first year for which the real property would be taxable were that property not exempt from taxation. No exemption shall commence after January 1, 2011 and extend beyond 2034. Real-located project improvements (Project Phase 1 and Project Phase 2) will receive a three (3) year exemption period.

JIC must file the appropriate tax forms (5709.01) with the Madison County Auditor in order to maintain the exemption provided in the agreement.

5. **Assessing Fees:** JIC shall pay an annual fee equal to the greater of one percent (1%) of the fair market value of the real property or a fixed amount of \$15,000, provided, however, that if the value of the real property exceeds ten hundred fifty thousand dollars, the fee shall not exceed the assessed fair market value (\$15,000).

The fee shall be made payable to the Village of West Jefferson, Finance Director once per year on January 1st of each year the agreement is effective. This fee shall be deposited in a special fund created for such purpose and shall be used exclusively for the purpose of complying with section 5709.03 of the revised code and by the tax incentive review council created under section 5709.05 of the revised code exclusively for the purposes of performing the duties prescribed under that section.

7. **Payment of Non-Exempt Taxes:** JIC shall pay such real and tangible personal property taxes as are not exempted under this agreement and are charged against such property and shall file all tax reports and returns as required by law. If JIC fails to pay such taxes or file such returns and reports within 30 days after its receipt of written notice from the Village or the County of its failure to pay such taxes or file such returns or reports, all incentives granted under this agreement are rescinded beginning with the year for which such taxes are charged but not paid or such reports or returns are required to be filed but not submitted and thereafter. If JIC is assessed any property tax which it elects to contest (either in whole or in part), JIC shall not be considered to have failed to satisfy the requirements of this Section until such assessment becomes final as a matter of law, and JIC later fails to pay any such assessment which remains outstanding against it within the time period prescribed by law.

8. **Cooperation of the County and the Village:** The Village and the County shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain exemptions from taxation granted under this agreement including, without limitation, joining in the execution of all documentation and providing any necessary certificates required in connection with such exemptions.

9. **Expiration or Revocation of Enterprise Zone:** If for any reason the Enterprise Zone designation expires, the Director of the Ohio Development Services Agency revokes certification of the zone, or the Village or the County revokes the designation of the zone, entitlements granted under this agreement shall continue for the number of years specified under this agreement, unless JIC materially fails to fulfill its obligations under this agreement and the Village and the County terminates or modifies the exemptions from taxation granted under this agreement.

10. **Termination or Modification upon Default:** If JIC materially fails to fulfill its obligations under this agreement within 90 days after its receipt of written notice from the County of such failure, or if the Village or the County determines that the certification as to delinquent taxes required by this agreement is fraudulent, the Village and the County may terminate or modify the exemptions from taxation granted under this agreement and may require the repayment of all or a portion of the amount of taxes that would have been payable had the property not been exempted from taxation under this agreement. If the County or the Village requires repayment of any formerly abated taxes, JIC shall receive a credit for any payments it has made pursuant to the Enterprise Zone Compensation Agreement dated _____. In no event shall JIC be required to pay or repay more taxes than it would have otherwise paid but for this Agreement. In the event that JIC does not elect to undertake the Project Phase 1 or Project Phase 2, then it will not be considered a breach or default under this Agreement instead the Agreement will be nullified and the Village and the County will have no recourse.

11. **Certification as to No Delinquent Taxes:** JIC hereby certifies that at the time this agreement is executed, JIC does not owe any delinquent real or tangible personal

property taxes in any taxing authority of the State of Ohio, and does not owe delinquent taxes for AC's liability under Chapters 5707, 5708, 5709, 5710, 5711, 5712, 5713, 5714, or 5715 of the Revised Code, or, if such delinquent taxes are owed, AC's priority in paying the delinquent taxes pursuant to a delinquent tax contract enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C.A. 114, et seq., or such a petition has been filed against AC. For the purposes of the certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Revised Code governing payment of those taxes.

11. Affirmation as to No Delinquency in State of Ohio. AC affirmatively represents that it does not owe: (1) any delinquent taxes to the State of Ohio or a political subdivision of the State; (2) any money to the State or a state agency for the administration or enforcement of any environmental law of the State; and (3) any other money to the State, a state agency or a political subdivision of the State that on per file, whether the amount owed is being collected in a court of law or not.

12. Approval by the County and the Village. AC, the Village, and the County acknowledge that this agreement must be approved by formal action of the legislative authority of the Village and the County as a condition for the agreement to take effect. This agreement shall effect upon such approval.

13. Non-Discriminating Hiring Practices. The Village and the County have developed a policy to ensure compliance of Enterprise Lease for health care non-discriminating hiring in its operations. By executing this agreement, AC is committing to following non-discriminating hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, or ancestry.

14. Waiver of Enforcement. Enforcement from taxation provided under this Agreement shall be waived if it is determined that AC, any successor enterprise, or any related member (as those terms are defined in Section 5705.01 of the Ohio Revised Code) has violated the prohibition against entering into this agreement under Division (C) of Section 5705.01 or Sections 5705.02, 5705.03, or 5705.04 of the Ohio Revised Code prior to the time prescribed by that division or other of those sections.

15. ORC Section 144 (Consent). AC affirmatively represents that it has made no false statements to the State or local political subdivision in the process of obtaining approval for the Enterprise Lease incentives. If any representative of AC has knowingly made a false statement to the State or local political subdivision to obtain the Enterprise Lease incentives, AC shall be required to immediately return all benefits received under the Enterprise Lease Agreement pursuant to ORC Section 144 (1)(f) and shall be ineligible for any future economic development assistance from the State, any state agency or a political subdivision pursuant to ORC Section 144(1)(f). Any person who provides a false statement to secure economic development assistance may be guilty of falsification, a misdemeanor of the first degree, pursuant to ORC Section 2911.02(A), which is punishable by a fine of not more than one thousand dollars (\$1,000) and/or a term of imprisonment of not more than six (6) months.

16. Transfer to the Assignments. This agreement is not transferable or assignable without the express, written approval of the Village and the County (which consent shall not be unreasonably withheld, conditioned, or delayed).

17. Notices. All notices or other writing to this Agreement must be in writing (including e-mail or facsimile) and must be delivered or sent guaranteed overnight delivery, by facsimile or e-mail (to be followed by personal or overnight guaranteed delivery, if requested) or by postage prepaid registered or certified mail, return receipt requested, and will be deemed to have been given for purposes of this Agreement on the date such writing is received by the intended recipient. Unless otherwise specified in a notice sent in accordance with this section, all communications in writing must be given to the parties at the following address:

If to the Village:

Village of West Jefferson
218 Main Street
West Jefferson, Ohio 43081
Attention: Mayor

If to AC:

Jefferson Industries Corporation
670 State Route 23, NB
West Jefferson, Ohio 43081
Attention: Doug Wicks, Manager, Accounting & Finance

ADMINISTRATOR OF THE FACILITY INTENTIONALLY LEFT BLANK

Darrell Boehm T1504790LD

IN WITNESS WHEREOF, the Village of West Jefferson, Madison County, Ohio, by Ray Martin, it's Mayor, and pursuant to (Ordinance/Resolution) No. 01227-1, the County of Madison, Ohio, by its County Commissioners, and pursuant to (Ordinance/Resolution) No. , and Jefferson Industries Corporation by Hassan Saadat, its Vice President of Business Operations, has caused this instrument to be executed on this ___ day of January, 2017.

THE VILLAGE OF WEST JEFFERSON

Mayor Ray Martin

COUNTY OF MADISON



County Commissioner Mark Forrest



County Commissioner David Dhume



County Commissioner David Hunter

JEFFERSON INDUSTRIES CORPORATION

Hassan Saadat, Vice President of Business Operations

Approved as to form:

Village of West Jefferson, Legal Counsel

vr.5 1/01
COLLREGS/1831961r.1

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Change Order – Approved – Mt. Sterling Project

Mr. Hunter moved per the request of Whitaker Wright, CDC Consultant to approve the change order for the 2015 CDBG Village of Mount Sterling Mason Park Project. This change is to extend the contract to June 30, 2017.

Madison County CDBG Program

Madison County CDBG Program

CHANGE ORDER

Project:	Madison County 2015 CDBG Village of Mount Sterling Mason Park Project
Owner:	Madison County Commissioners
Contractor:	Jay-Car Construction
Change Order No.:	No. 1
Date:	January 14, 2017
Approved Date:	September 21, 2016

Approved By:

Contractor:	Jay-Car Construction Company
Signature:	<i>Lisa M. Schwartz</i>
Name of Title:	Lisa M. Schwartz, Project Manager
Date:	01/19/2017

The following changes are hereby made to the CONTRACT DOCUMENTS:

The Contract Time has been extended to June 30, 2017.

Justification:

The Contractor encountered severe weather and a freeze/thaw cycle that has prevented the proper installation of the walking path, digests and lighting cages.

Village of Mount Sterling:	
Signature:	<i>John R. Hunter</i>
Date:	1/14/17

Change Order No. 1	
Original Contract Base Price:	\$27,478.00
Change to Contract Price:	\$11,513.50
New Contract Price:	\$38,991.50
Change to Contract Time:	NA

Owner:	Madison County Commissioners
Signature:	<i>Mark A. Forrest</i>
Name of Title:	Mark A. Forrest, President
Date:	

Change Order No. 1	
Original Contract Completion:	January 14, 2017
Change to Contract Completion:	June 30, 2017

Change Order

Page 1

Change Order

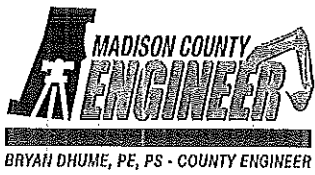
Page 1

Following a second from Mr. Dhume the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Current Date: 1/23/2017

Subject: Resolution – Approved – Engineer

Mr. Hunter moved per the Bryan Dhume, Engineer, to approve the resolution for road weight reductions and townships roads during times of thaws and moisture from February 1, 2017 through June 1, 2017.



MADISON COUNTY COMMISSIONERS
2017 JAN 23 AM 9:27
825 US 42 NE
LONDON, OHIO 43140
T: 740-852-8404 | F: 740-852-8530

January 23, 2017

Madison County Commissioners
1 North Main Street
London, Ohio 43140

Re: Road Weight Reductions on county and township roads during times of thaws and moisture

Gentlemen:

In accordance with the Ohio Revised Code Section 5577.07, I am requesting a resolution be passed for a 25% reduction in the maximum weight of vehicle and loads, on certain county and township roads for the period of February 1, 2017 through June 1, 2017.

The following is a list of county and township roads that are the most severely endangered roads during the times of thaws and moisture:

- | | |
|---|---------------------------------|
| CR24 Rosedale-Plain City | CR123 Finley Guy |
| CR38 Amity Rd. | TR67 Hicks (PLE) |
| CR31 A.W. Wilson | CR47 King Pike |
| CR43 Gregg | CR152 Spaling |
| CR113 Tradersville Brighton | CR65 Pringle-Benjamin |
| CR23 Drury | CR74 Foster-Redman |
| CR 54 Kiousville-Palestine | CR88 Minshall |
| CR15 Charleston Chillicothe
(SR 323 to Clark Co. Line) | CR18 O'Day-Harrison |
| CR37 Smith-Calhoun | TR24 Rosedale Plain City (Pike) |
| TR115 Byerly Rd.(JEF & DEE) | TR66 Dyer (RAN & PLE) |
| CR69 Watson | TR37 Smith-Calhoun (CAN) |
| CR145 Bonner | CR82 Madden-Higgins |
| TR 68 Bragg (RAN) | CR35 Iams |
| | TR86 Fraick (STO) |

On township road sections, the townships are in agreement with these reductions and/or they have previously been approved.

Bryan D. Dhume, PE, PS
Madison County Engineer

Following a second from Mr. Dhume the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Resolution - Approved - Agricultural Easement

Mr. Dhume moved per the request of Julia Cumming, Soil & Water Administrator, to approve the resolution for the Agricultural Conservation Easement Program. The Madison County Commissioners received a request from the landowners for support of their application to the Natural Resources Conservation Service for purchase of an agricultural easement on their properties.

Note - According to Julia the property owner letters (5) were to be signed by the Chairman of the Board, Commissioner Mark Forrest, and Julia has these original signed letters.

Agricultural Conservation Easement Program Resolution

Application Deadline: February 1, 2017

At a regular meeting of the Madison County Commissioners, Madison County, Ohio, held at the Madison County Commissioners' Office, Courthouse, London, Ohio on January 23

the 23rd at 11:30 o'clock AM Eastern Standard Time with the following members present:

MA. HYNTER moved the adoption of the following Resolution and seconded by MA. Dhume.

WHEREAS: On January 23 2017, the Madison County Commissioners received a request from the landowners for support of their application to the Natural Resources Conservation Service for purchase of an agricultural easement on their properties

WHEREAS: The Madison County Commissioners has a commitment of funds (\$515,363) pending obligation from the Ohio Department of Agriculture as match for the program find the request for the agricultural easement acceptable, and

WHEREAS: The landowners commit to donate at least 25% of the agricultural easement value.

NOW THEREFORE BE IT RESOLVED BY THE MADISON COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

- 1) That the Madison County Commissioners hereby support the request for nomination of the property for purchase of an agricultural easement.
- 2) That the Madison County Commissioners hereby certify that the purchase of the agricultural easement of the nominated property is compatible with the long-range farmland preservation goals of the Madison County area.
- 3) The commissioners authorize the chairman to sign the application, or any one of the commissioners in his absence,
- 4) That the Clerk is hereby directed to provide a certified copy of this resolution as documentation authorizing an individual to sign on the behalf of the commissioners.

THE RESULT OF THE ROLL CALL IS: YEAS: MA. Forrest, MA. Dhume, & MA. HYNTER
NAYS: None ABSENTIONS: None

I, Katie Wiseman, the duly qualified and acting Clerk of the Board of Madison County Commissioners, located in Madison County, Ohio, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Madison County Commissioners of said Madison County, Ohio at a regular meeting held on the 23rd day of January 2017.

Katie Wiseman / Clerk
Katie Wiseman, Clerk of the Board

Durrell Stephens T1504720LD

Property Owner Letters (5)

MADISON COUNTY COMMISSIONERS

P.O. Box 618
1 N. Main St., Courthouse
London, Ohio 43140
603-653-2877
603-645-8360 Fax

David Blume
Mark Forest
David Hunter

Erin Wiseman, Clerk

MADISON COUNTY COMMISSIONERS

P.O. Box 618
1 N. Main St., Courthouse
London, Ohio 43140
603-653-2877
603-645-8360 Fax

David Blume
Mark Forest
David Hunter

Erin Wiseman, Clerk

January 23, 2017

James M. Phillipi Revocable Trust
5311 Gregg Rd
London, Ohio 43140

Dear Mr. Phillipi:

This document will serve as an Option to Purchase for a farmland preservation easement on 371.537 acres, more or less, with Jefferson and Fairfield Townships, Madison County, Ohio, using Agricultural Conservation Easement Program (ACEP) funds and matching Clean Ohio Farmland Preservation funds. The estimated price based appraisal is \$445,253.00. We have a commitment that a pending obligation from Ohio Department of Agriculture for \$111,565.00 and are requesting federal funds for the remaining amount, which is \$334,688.00.

Our costs for the project, which will be deducted from your payment at closing, are estimated as follows:
\$4,492 - stewardship paid to Madison SWCD
\$1,000 - appraisal
\$2,000 - title search, title insurance and closing costs

We will make the federal application by February 1, 2017. If it is accepted, we will make every attempt to complete the project within 18 months.

We recommend every landowner consult their legal and financial advisors regarding the consequences of this transaction. Please call us with any questions. We welcome the opportunity to assist you in preserving your land.

Sincerely,

Commissioner

By signing below, you agree to the terms above, including the purchase price, agree to pay the various fees associated with the easement, and understand your responsibility to seek legal and financial advice.

James M. Phillipi _____ Date
James M. Phillipi Revocable Trust

January 23, 2017

Brian and Darany Mast
7455 Wagon Rd
London, Ohio 43140

Dear Mr. Mast:

This document will serve as an Option to Purchase for a farmland preservation easement on 375.837 acres, more or less, with Jefferson and Fairfield Townships, Madison County, Ohio, using Agricultural Conservation Easement Program (ACEP) funds and matching Clean Ohio Farmland Preservation funds. The estimated price based appraisal is \$101,642.00. We have a commitment that a pending obligation from Ohio Department of Agriculture for \$20,951.00 and are requesting federal funds for the remaining amount, which is \$80,691.00.

Our costs for the project, which will be deducted from your payment at closing, are estimated as follows:
\$3,714 - stewardship paid to Madison SWCD
\$1,000 - appraisal
\$2,000 - title search, title insurance and closing costs

We will make the federal application by February 1, 2017. If it is accepted, we will make every attempt to complete the project within 18 months.

We recommend every landowner consult their legal and financial advisors regarding the consequences of this transaction. Please call us with any questions. We welcome the opportunity to assist you in preserving your land.

Sincerely,

Commissioner

By signing below, you agree to the terms above, including the purchase price, agree to pay the various fees associated with the easement, and understand your responsibility to seek legal and financial advice.

Brian Mast _____

MADISON COUNTY COMMISSIONERS

FD, Box 611
 1 N. Main St., Courthouse
 London, Ohio 43140
 603-853-5571
 603-853-1500 Fax
 David Damm
 Mark Parred
 David Hunter
 Kristi Wiseman, Clerk

MADISON COUNTY COMMISSIONERS

FD, Box 611
 1 N. Main St., Courthouse
 London, Ohio 43140
 603-853-5571
 603-853-1500 Fax
 David Damm
 Mark Parred
 David Hunter
 Kristi Wiseman, Clerk

January 13, 2017

Mark's Wheat Available Trust
 375 Victoria Dr.
 London, Ohio 43140

Dear Mr. Albert:

This document will serve as an Option to Purchase for a farmed preservation easement on 175.00 acres more or less within Union Township, Madison County, Ohio, using Agricultural Conservation Easement Program (ACEP) funds and matching Ohio Farmland Preservation Funds. The estimated purchase price is \$1,250,000.00. We have a commitment that is pending obligation from Ohio Department of Agriculture for \$125,000.00 and are requesting federal funds for the remaining amount, which is \$1,125,000.00.

Our costs for the project, which will be deducted from your payment at closing, are estimated as follows:
 \$5,000 - Stewardship paid to Madison SWCD
 \$1,000 - appraisal
 \$1,000 - file search, title insurance and closing costs

We will make the federal application by February 1, 2017. If it is accepted, we will make every attempt to complete the project within 11 months.

We recommend every landowner consult their legal and financial advisors regarding the consequences of this transaction. Please call us with any questions. We welcome the opportunity to assist you in processing your land.

Sincerely,

Commissioner

By signing below, you agree to the terms above, including the purchase price, agree to pay the various fees associated with the easement, and understand your responsibility to seek legal and financial advice.

Mark's Wheat Trustee Date

January 13, 2017

Mark's Wheat Available Trust
 375 Victoria Dr.
 London, Ohio 43140

Dear Mr. Albert:

This document will serve as an Option to Purchase for a farmed preservation easement on 175.00 acres more or less within Union Township, Madison County, Ohio, using Agricultural Conservation Easement Program (ACEP) funds and matching Ohio Farmland Preservation Funds. The estimated purchase price is \$1,250,000.00. We have a commitment that is pending obligation from Ohio Department of Agriculture for \$125,000.00 and are requesting federal funds for the remaining amount, which is \$1,125,000.00.

Our costs for the project, which will be deducted from your payment at closing, are estimated as follows:
 \$5,000 - Stewardship paid to Madison SWCD
 \$1,000 - appraisal
 \$1,000 - file search, title insurance and closing costs

We will make the federal application by February 1, 2017. If it is accepted, we will make every attempt to complete the project within 11 months.

We recommend every landowner consult their legal and financial advisors regarding the consequences of this transaction. Please call us with any questions. We welcome the opportunity to assist you in processing your land.

Sincerely,

Commissioner

By signing below, you agree to the terms above, including the purchase price, agree to pay the various fees associated with the easement, and understand your responsibility to seek legal and financial advice.

Mark's Wheat Trustee Date

Darrell Bonner T1504720.D

MADISON COUNTY COMMISSIONERS

P.O. Box 618
 1 N. Main St., Courthouse
 London, Ohio 43140
 740-852-2972
 740-845-1660 Fax

David Dhume
 Mark Forrest
 David Hunter

Katie Wiseman, Clerk

January 23, 2017

Eades Family Farms LLC
 3470 Old Xenia Road
 London, Ohio 43140

Dear Eades Family Farms LLC:

This document will serve as an Option to Purchase for a farmland preservation easement on 309.466 acres, more or less, within Paint Township, Madison County, Ohio, using Agricultural Conservation Easement Program (ACEP) funds and matching Clean Ohio Farmland Preservation funds. The estimated points based appraisal is \$394,482.00. We have a commitment that is pending obligation from Ohio Department of Agriculture for \$98,620 and are requesting federal funds for the remaining amount, which is \$295,862.

Our costs for the project, which will be deducted from your payment at closing, are estimated as follows:

\$3,945 -- stewardship paid to Madison SWCD
 \$3,000 -- appraisal
 \$2,000 -- title search, title insurance and closing costs

We will make the federal application by February 1, 2017. If it is accepted, we will make every attempt to complete the project within 18 months.

We recommend every landowner consult their legal and financial advisors regarding the consequences of this transaction. Please call us with any questions. We welcome the opportunity to assist you in preserving your land.

Sincerely,

Commissioner

By signing below, you agree to the terms above, including the purchase price, agree to pay the various fees associated with the easement, and understand your responsibility to seek legal and financial advice.

Date

Eades Family Farms LLC

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Resolution – Approved – Ohio Department of Natural Resources

Mr. Dhume moved per the request of Julia Cumming, Park Board Member, to approve the resolution with the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes through the Recreational Trail Program.

FORM 5

RESOLUTION OF AUTHORIZATION

WHEREAS, the State of Ohio, through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the Recreational Trails Program

WHEREAS, the Madison County Park District desires financial assistance under the Recreational Trails Program

NOW, THEREFORE, be it resolved by the Madison County Park District

1. That the Madison County Park District approves filing an application for financial assistance.
2. That Mr. Dhume is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.
3. That the Madison County Park District does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the Recreational Trails Program.

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of resolution adopted by the Madison County Park District held on the 23rd day in the month of January, 2017, and that I am a duly authorized to execute this certificate.

Kate Wiseman
(Original Signature)

CLERK
(Title)

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Darrin Boehm T150475LD

Subject: Resolution – Approved – Executive Session

Mr. Dhume moved to enter into executive session at 8:57 a.m. to discuss economic development.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Resolution – Approved – Executive Session

Mr. Dhume moved to exit out of executive session at 9:10 a.m. No action was taken.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Resolution – Approved – Executive Session

Mr. Dhume moved to enter into executive session at 9:52 a.m. to discuss economic development.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Resolution – Approved – Executive Session

Mr. Dhume moved to exit out of executive session at 10:12 a.m. No action was taken.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Resolution – Approved – Executive Session

Mr. Dhume moved to enter into executive session at 10:13 a.m. to discuss economic development.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Resolution – Approved – Executive Session

Mr. Dhume moved to exit out of executive session at 10:55 a.m. No action was taken.

Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Meeting Request – Approval – Engineer

Mr. Hunter moved per the request of Bryan Dhume, Engineer, to approve the meeting request in accordance to ORC Section 325:20 for the following:

Bryan Dhume to -"2017 CEAO Engineer's Conference". February 9-10, 2017 in Dublin, Ohio. Cost \$245.00.

Following a second from Mr. Dhume the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.

Subject: Personnel Action – Approval – Job & Family Services

Mr. Dhume moved per the request of Lori Dodge-Dorsey, Job & Family Services Director, to approve the personnel action for the following:

Hire employee: Lisa DeGamo, Unit Support Worker 2. \$12.15 per hr. Effective January 25, 2017.

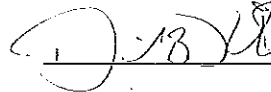
Following a second from Mr. Hunter the result of the roll call was: Mr. Forrest, yes, Mr. Dhume, yes, and Mr. Hunter, yes.



Mark Forrest



David Dhume



David Hunter

ATTEST: Katie W. Warren