

**RESOLUTION 09-0302-05**

**Authorize the Township Administrator to execute attached document and attendant matters regarding the purchase of said right-of way (ROW) on Liberty Road**

**WHEREAS**, the Board of Trustees has directed staff to inquire, negotiate and an prepare property for purchase related to the Havener Park and Ford Road intersection project, and

**WHEREAS**, the documents regarding the purchase of said ROW on Liberty Road need to be approved for one such parcel, and

**WHEREAS**, in the best interest of the Township and its residents the Board of Trustees authorize the Township Administrator to execute the purchase of the ROW on Liberty Road for Havener Park, and,

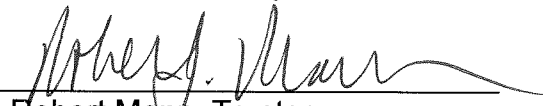
**NOW, THEREFORE BE IT RESOLVED**, by the Liberty Township Board of Trustees, Delaware County, that the Township Administrator is authorized to execute the attached documents and attendant matters to purchase the ROW on Liberty Road at a total cost not-to exceed \$12,000.


This Resolution shall be in force and become effective immediately upon its execution.

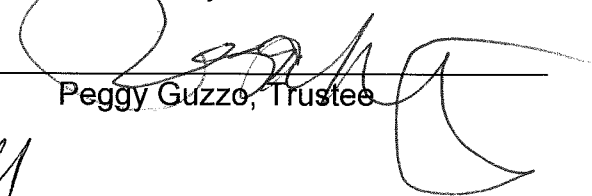
Motion made by Guzzo and seconded by Mann.

**Vote:** yes Ms. Guzzo yes Mr. Mann yes Mr. Sybert

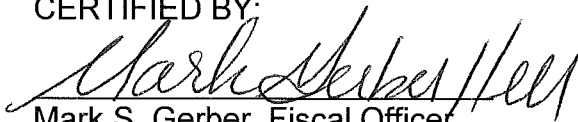
3/2/09  
Date

  
Robert Mann, Trustee

  
Curtis J. Sybert, Trustee

  
Peggy Guzzo, Trustee

CERTIFIED BY:

  
Mark S. Gerber, Fiscal Officer

CHESTER WILLCOX & SAXBE LLP

*Attorneys and Counselors at Law*

CRAIG B. PAYNTER

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cpaynter@cwslaw.com

February 18, 2009

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Lucas, Prendergast, Albright, Gibson & Newman  
600 South High Street  
Columbus, OH 43215-5622

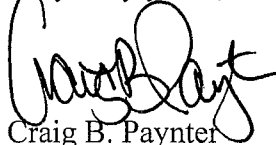
RE: Estelle Kindred Trust – Property on Liberty Road

Dear Bill:

Please let this letter serve to confirm our understanding that your client has agreed to accept \$12,000 as payment for both the general warranty acquisition and the temporary easement acquisition along North Liberty Road, which will facilitate the construction of the turn lane running north out of the park entrance. As I informed you on February 10, 2009, we anticipate having a surveyor out to stake both areas and you have agreed to notify your client and have indicated you do not think access to the property would be a problem. We furthermore indicated that the staking may remain so that road construction crews might know where to lay the road right-of-way boundaries. Once the surveying is complete, we will prepare deeds and will have a warrant drawn in favor of your client in the amount of \$12,000.

I want to thank you very much for your anticipated cooperation, and we appreciate the willingness of you and your client to consider market-based offers on the property. If you have any questions, comments or concerns, please do not hesitate to call.

Very truly yours,



Craig B. Paynter

CBP/cdf  
(11618-23019)

cc: David Anderson, Administrator

ND: 4811-5465-7539, v. 1