



**City of Powell, Ohio**

**RESOLUTION 2008-15**

Adopted August 19, 2008

**A RESOLUTION TO CONDITIONALLY ACCEPT AND BEGIN THE REQUIRED, MINIMUM TWO-YEAR MAINTENANCE PERIOD FOR THE PEDESTRIAN PATHWAY IMPROVEMENTS, A PART OF THE PRESIDENTIAL POINTE IMPROVEMENT PLANS AS APPROVED ON AUGUST 29, 2006, CONSTRUCTED BY PRESIDENTIAL POINTE, LLC.**

**WHEREAS,** the pedestrian pathway public improvements of the Presidential Pointe development are completed to the extent that they do not appear to present undue health, safety, and welfare hazards to the citizens.

**NOW THEREFORE BE IT RESOLVED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:**

**Section 1:** That, pursuant to Section 1115.05 of the Codified Ordinances of the City of Powell, the public pedestrian pathway improvements identified as the yellow shaded area on the site plan attached hereto as Exhibit A and incorporated herein by reference, are conditionally accepted by the City of Powell.

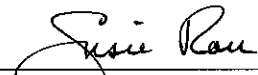
**Section 2:** That this acceptance shall be conditioned upon:  
A. The posting of maintenance guarantee to remain valid and current until final acceptance;  
B. All major components of the public construction of the development being complete and maintained to the extent that they do not present undue health, safety, and welfare hazards to the citizens.

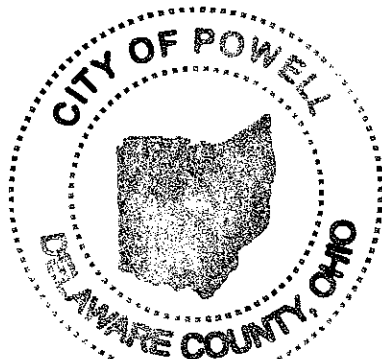
**Section 3:** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the City of Powell which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

**Section 4:** That this Resolution shall take effect immediately upon its adoption.

**By unanimous consent, Resolution 2008-15 was adopted as part of the Consent Agenda.**

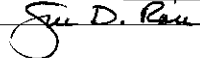
  
\_\_\_\_\_  
Tom Counts  
Mayor  
9/1/08  
Date

  
\_\_\_\_\_  
Susie Ross  
City Clerk  
9/2/08  
Date



**EFFECTIVE DATE: August 19, 2008**

This legislation has been posted in accordance with the City Charter on this date 9/3/08

  
\_\_\_\_\_  
Susie D. Ross  
City Clerk

**City Council**

Tom Counts, Mayor

Richard Cline

Don Grubbs

Jim Hrivnak

Elmer Meider

Art Schultz

Dan Wiencek