

RESOLUTION APPROVING RELEASE AGREEMENT BY AND BETWEEN RONALD W. CLUTTER AND TRACY R. CLUTTER, TITLE PROFESSIONALS GROUP, SUCCESSOR TO BUCKEYE TITLE CORPORATION, AND THE ASHTABULA COUNTY COMMISSIONERS

WHEREAS, on August 25, 2005, parties entered into an agreement for the extension of Woodside Drive (platted cul-de-sac) in Geneva Township, Ashtabula County, Ohio; and

WHEREAS, the subdivision performance agreement expired by its own terms on August 24, 2010; and

WHEREAS, The parties now desire to formally release each other from their respective obligations under the subdivision performance agreement; and

WHEREAS, Jake Brand, Director of the Department of Planning and Development, has notified the Board of Commissioners of the terms of the subdivision performance agreement and the intent of both parties to mutually release each other of obligations of the agreement; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the funds for the project described above, are hereby released, with said funds being made payable to RONALD W. CLUTTER AND TRACY R. CLUTTER, the full amount plus any accrued interest and remaining funds in the account.

**ASHTABULA COUNTY COMMISSIONERS
CERTIFICATION PAGE**

Resolution No. 2024-180

March 26, 2024

RESOLUTION APPROVING RELEASE AGREEMENT BY AND BETWEEN RONALD W. CLUTTER AND TRACY R. CLUTTER, TITLE PROFESSIONALS GROUP, SUCCESSOR TO BUCKEYE TITLE CORPORATION, AND THE ASHTABULA COUNTY COMMISSIONERS

Upon the motion of J.P. Ducro IV, seconded by Casey R. Kozlowski.

VOTE:

Kathryn L. Whittington
J.P. Ducro IV
Casey R. Kozlowski

Aye
Aye
Aye

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon and duly passed by the Board of County Commissioners of Ashtabula County, Ohio, on the date noted above.

Crystal Sturgill
Crystal Sturgill, Clerk of the Board
Board of County Commissioners
Ashtabula County, Ohio

Acting

RELEASE AGREEMENT

This Release Agreement ("Agreement") is dated March 24, 2024, and is by and between **RONALD W. CLUTTER and TRACY R. CLUTTER**, 4627 Fairway Drive, Geneva, OH 44041 (the "Developer"), **TITLE PROFESSIONALS GROUP, LTD, successor to Buckeye Title Corporation**, 60 North Chestnut Street, Jefferson OH (the "Lending Institution"), and **THE ASHTABULA COUNTY BOARD OF COUNTY COMMISSIONERS**, 25 West Jefferson Street, Jefferson, OH 44047 (the "Board") (individually, a "Party"; collectively, the "Parties").

A. The Parties entered into a Subdivision Performance Agreement for Extension of Woodside Drive (Platted Cul de Sac), Geneva Township, County of Ashtabula, Ohio (the "Subdivision Performance Agreement") on August 25, 2005.

B. The Subdivision Performance Agreement expired by its own terms on August 24, 2010.

C. The Parties now desire to formally release each other from their respective obligations under the Subdivision Performance Agreement, pursuant to the terms of this Agreement

NOW, THEREFORE, in consideration of the promises and mutual agreements herein contained, the Parties hereby agree as follows:

1. Mutual Release. Each Party hereby releases the other Parties from their respective rights, responsibilities and obligations under the Subdivision Performance Agreement.

2. Release of Funds. The Lending Institution is hereby authorized to release to the Developer all funds currently held in an escrow account pursuant to the Subdivision Performance Agreement.

3. Miscellaneous. This Agreement shall be binding on and inure to the benefit of the parties and their respective personal representatives, successors and assigns, and may be modified only by a written agreement signed by both parties. This Agreement shall be construed in accordance with the laws of the State of Ohio. This Agreement may be executed in one or more counterparts, each of which shall be considered an original, but all of which shall constitute one and the same agreement.

[signature page follows]

IN WITNESS THEREOF, the parties have executed this Agreement on the date set above.

The Developer:

RONALD W. CLUTTER

TRACY R. CLUTTER

The Lending Institution:

**Title Professionals Group, LTD, successor
in interest to Buckeye Title Corporation**

By: 

James A. Janson


Its: Managing Partner

The Board:


**ASHTABULA COUNTY BOARD OF
COUNTY COMMISSIONERS**



Casey Kozlowski



J.P. Ducro IV



Kathryn L. Whittington

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**ASHTABULA COUNTY BOARD OF
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Casey Kozlowski

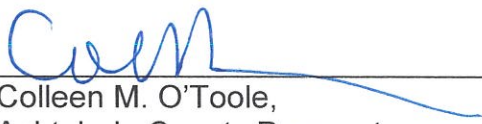
J.P. Ducro IV

Kathryn L. Whittington

Signature Page

Agreement Title: Clutter Release Agreement

Approved as to Legal Form Only:

By: 
Colleen M. O'Toole,
Ashtabula County Prosecutor

Dated: 3/23/2024, 2024

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