

CONVENED: _____

2017-05

ADJOURNED: _____

**LAKE COUNTY COMMISSIONERS' MEETING
FEBRUARY 2, 2017
10:00 A.M.**

JERRY C. CIRINO, PRESIDENT
JOHN R. HAMERCHECK, COMMISSIONER
DANIEL P. TROY, COMMISSIONER

JASON BOYD, ADMINISTRATOR
JENNIFER BELL, CLERK
LEGAL COUNSEL

• ROLL CALL

• PUBLIC COMMENT:

**The Resolutions are in draft
form until the meeting, therefore
are subject to change
without notice**

RESOLUTIONS:

UTILITIES DEPARTMENT - Randy Rothlisberger

1. RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR LIMESTONE/SAND FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: February 22, 2017)(20170202\U01)(UT-8)
2. RESOLUTION APPROVING FINAL ESTIMATE NO. 3 (RELEASE OF RETAINER) IN THE AMOUNT OF \$33,870.82 WITH MONTE CONSTRUCTION COMPANY, INC. AND ACCEPTING A THREE YEAR MAINTENANCE BOND IN THE AMOUNT OF \$69,382.00 FOR VICTOR DRIVE AND SYLVIA DRIVE WATERLINE REPLACEMENT PROJECT 354-W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20170202\U02)(UT-4)

COMMISSIONERS' OFFICE

3. RESOLUTION IN SUPPORT OF THE ADOPTION OF THE ROTH 457 OPTION AS AN EXPANDED PORTFOLIO CHOICE WITHIN THE CCAO DEFERRED COMPENSATION PROGRAM, AS WAS AUTHORIZED INTO LAW BY THE PASSAGE OF SENATE BILL 220, WHICH BECAME OHIO LAW ON MARCH 19, 2017(20170202\C01)(C-71A)
4. RESOLUTION ACCEPTING AND APPROVING THE RECOMMENDATION OF COMMISSIONER JERRY C. CIRINO TO DESIGNATE SEAN P. BLAKE TO SERVE AS HIS ALTERNATE ON THE LAKE COUNTY PLANNING COMMISSION(20170202\C02)(B-34)
5. RESOLUTION AUTHORIZING THE LAKE COUNTY BOARD OF COMMISSIONERS TO ENTER INTO A FEDERAL EQUITABLE SHARING AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE AND THE UNITED STATES DEPARTMENT OF THE TREASURY ON BEHALF OF THE LAKE COUNTY PROSECUTING ATTORNEY'S OFFICE TO RECEIVE FEDERALLY FORFEITED PROPERTY AND/OR FUNDS(20170202\C03)(CT-8con)

FINANCE DEPARTMENT - Mike Matas

6. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20170202\BC01)(C-111)

DEPARTMENTAL REPORTS

- UTILITIES
 - JOB AND FAMILY SERVICES
 - COUNTY ADMINISTRATOR
 - FINANCE
 - CLERK
 - LEGAL
- OLD BUSINESS
 - NEW BUSINESS
 - PUBLIC COMMENT

EXECUTIVE SESSION

- Personnel - employment

_____	MOTION TO CONVENE EXECUTIVE SESSION:	_____	SECOND _____
TIME			
_____	RECESSED:	RETURN TO EXECUTIVE SESSION:	_____
TIME		TIME	
_____	MOTION TO END EXECUTIVE SESSION:	_____	SECOND _____
TIME			
_____	MOTION TO ADJOURN THE MEETING:	_____	SECOND _____
TIME			

NEXT MEETING: 10:00 A.M., THURSDAY, FEBRUARY 9, 2017

Commissioners' Office, Lake County
Painesville, OH, February 2, 2017

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: *(com)

* presented the following resolution and moved its adoption.

RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR LIMESTONE/SAND FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: February 22, 2017)

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, it is the recommendation of the Director of Operations for the Lake County Department of Utilities that the Board of Lake County Commissioners authorize advertising for bids for Limestone/Sand for the Lake County Department of Utilities in accordance with the specifications.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes advertising for bids for Limestone/Sand for the Lake County Department of Utilities in accordance with the specifications. Advertisement shall be in a newspaper of general circulation in Lake County and on the Lake County Website until the bid opening date, as required by law and in accordance with the recommendation of the Director of Operations for the Lake County Department of Utilities.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Terri Lange, Commissioners' Office; and the Director of Operations, Lake County Dept. of Utilities.

** seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Jennifer Bell, Clerk

CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on February 2, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this second day of February, 2017, in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio

LEGAL NOTICE REQUIRED

PUBLISH:

News Herald: February 3, 2017
posted on the Lake County website
posted on Lake County bulletin board
posted on www.publicnoticesohio.com

OPEN: February 22, 2017

S:\LCC\CLK\RESOLUTIONS\2017-RES\20170202\U01.docx
(UT-8)

LEGAL NOTICE TO BIDDERS

Sealed bids will be received by the Board of Lake County Commissioners at their offices in the Lake County Administration Center, 105 Main Street, 4th Floor, Painesville, Ohio up to the hour of 11:00 a.m. local time on February 22, 2017, and read publicly thereafter in the Commissioners' Chambers, for the following:

LIMESTONE/SAND

Specifications or an itemized list of supplies, facilities or equipment, estimated quantities and Instructions to Bidders can be obtained and reviewed at the office of the Lake County Department of Utilities, 105 Main St., 2nd Floor, Painesville, Ohio during weekday business hours from 8:00 a.m. to 4:30 p.m.

Each bid must be accompanied by a **bid guarantee in the form of an original bid bond or by a certified check, cashiers check, or money order, in the amount of \$6,000.00.** Such guarantee shall be made payable to or in favor of the Treasurer of Lake County, Ohio, and will be held as a guarantee that in the event the bid is accepted and a contract awarded to the bidder, the contract shall be duly executed and its performance properly secured.

No bidder shall be eligible to be awarded the contract to which this Notice or Bid Specifications apply, if the bidder is listed on the Auditor of State's Database as having a "Finding of Recovery" as that term is defined in R.C. 9.24.

Lake County reserves the right to reject any and all bids or to increase or decrease or omit any item or items. The contract shall be awarded to the lowest and best bidder. Each bid must contain the full name of every person or company interested in the same. The Board of Lake County Commissioners reserves the right to waive any informalities or irregularities in the bids.

Bidders may also access this Legal Notice to bidders via the Internet at www.lakecountyohio.gov, click on *Legal Notices* in the middle of this page to link to the Legal Notice site and on the Ohio Newspaper Association public notices website, www.publicnoticesohio.com.

By Order of the Board of County Commissioners, in and for Lake County, Ohio.

Jerry C. Cirino, President
John R. Hamercheck
Daniel P. Troy
Jennifer Bell, Clerk

PUBLISH: News Herald: February 3, 2017
Posted on the Lake County website
Posted on Lake County bulletin board
Posted on www.publicnoticesohio.com

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: *(com)

* presented the following resolution and moved its adoption.

RESOLUTION APPROVING FINAL ESTIMATE NO. 3 (RELEASE OF RETAINER) IN THE AMOUNT OF \$33,870.82 WITH MONTE CONSTRUCTION COMPANY, INC. AND ACCEPTING A THREE YEAR MAINTENANCE BOND IN THE AMOUNT OF \$69,382.00 FOR VICTOR DRIVE AND SYLVIA DRIVE WATERLINE REPLACEMENT PROJECT 354-W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, by resolution adopted July 14, 2015, the Board of Lake County Commissioners authorized execution of a contract with Monte Construction Company, Inc. for Victor Drive and Sylvia Drive Waterline Replacement Project No. 354-W, for the Lake County Department of Utilities; and

WHEREAS, it is the recommendation of the Lake County Sanitary Engineer that the Board of Lake County Commissioners authorize payment of Final Estimate No.3 (Release of Retainer) in the amount of thirty-three thousand eight hundred seventy dollars and eighty-two cents (\$33,870.82) to Monte Construction Company, Inc. and accept a three year maintenance bond in the amount of sixty-nine thousand three hundred eighty-two dollars (\$69,382.00) for Victor Drive and Sylvia Drive Waterline Replacement Project No. 354-W, for the Lake County Department of Utilities.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorize payment of Final Estimate No 3 (Release of Retainer) in the amount of thirty-three thousand eight hundred seventy dollars and eighty-two cents (\$33,870.82) to Monte Construction Company, Inc. and accepts a three year maintenance bond in the amount of sixty-nine thousand three hundred eighty-two dollars (\$69,382.00) for Victor Drive and Sylvia Drive Waterline Replacement Project No. 354-W, for the Lake County Department of Utilities.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Sanitary Engineer; and to Monte Construction Company, Inc., 9290 Amberwood Drive, Kirtland Ohio 44094.

** seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,

Jennifer Bell, Clerk

CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on February 2, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this second day of February, 2017, in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: *(com)

* presented the following resolution and moved its adoption.

RESOLUTION IN SUPPORT OF THE ADOPTION OF THE ROTH 457 OPTION AS AN EXPANDED PORTFOLIO CHOICE WITHIN THE CCAO DEFERRED COMPENSATION PROGRAM, AS WAS AUTHORIZED INTO LAW BY THE PASSAGE OF SENATE BILL 220, WHICH BECAME OHIO LAW ON MARCH 19, 2017

WHEREAS, the Board of Lake County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, CCAO Service Corporation ("CCAOSC"), a subsidiary of the County Commissioners' Association of Ohio ("CCAO"), operates a CCAO Deferred Compensation Program available to employees in this county; and

WHEREAS, the State of Ohio passed Senate Bill 220 into law effective March 19, 2017 to allow Roth options within public employee deferred compensation programs. The Roth 457 option has been identified as an additional benefit that can assist county employees to save for retirement by expanding their portfolio options to include additional possible tax advantages; and

WHEREAS, the adoption of the Roth option as a portfolio choice of the CCAO Deferred Compensation Program has been duly considered, analyzed and recommended by the CCAO Deferred Compensation Committee, CCAO Service Corporation Advisory Board, and this Board is satisfied with the CCAO's Deferred Compensation Committee's recommendation to include a Roth 457 option within the portfolio option lineup; and

WHEREAS, in order to assist Empower Retirement with its immediate communication needs to county staff and county employees regarding the law change and the expansion of allowed plans within the CCAO Deferred Compensation Plan to include the Roth 457 option;

NOW, THEREFORE, BE IT RESOLVED, that:

Section 1. This Board hereby authorizes and endorses by vote that this county shall expand the CCAO Deferred Compensation Plan to include the Roth 457 option pursuant to Ohio law.

Section 2. This Board directs Empower Retirement, the administrator of the CCAO Deferred Compensation Plan, to contact county staff and employees regarding the new Roth 457 plan option so employees may become fully informed as to their retirement options.

Section 3. This resolution was adopted in a regular session of the Board in full compliance with Ohio's sunshine laws.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Lake County does hereby fully support and endorse the addition of the Roth 457 option into the CCAO Deferred Compensation Plan.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; the Lake County Budget Director; The Lake County Administrator; the Lake County Administrative Services Director; and to Tanya McComas at tmccomas@ccao.org.

** seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Jennifer Bell, Clerk

CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on February 2, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this second day of February, 2017, in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: *(com)

* presented the following resolution and moved its adoption.

RESOLUTION ACCEPTING AND APPROVING THE RECOMMENDATION OF COMMISSIONER JERRY C. CIRINO TO DESIGNATE SEAN P. BLAKE TO SERVE AS HIS ALTERNATE ON THE LAKE COUNTY PLANNING COMMISSION

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, Commissioner Jerry C. Cirino is a member of the Lake County Planning Commission, and members are entitled to name an alternate to attend the meetings in their absence; and

WHEREAS, pursuant to Ohio Revised Code 713.22, the appointment, resignation and removal of alternates must be considered at the next meeting of the Board of County Commissioners, at which time the Board must approve or disapprove of the action, and said decision shall be entered upon the Commissioners' journal, the official record of proceedings; and

WHEREAS, Commissioner Jerry C. Cirino has informed the Board that he wishes to designate Mr. Sean P. Blake as his alternate, and therefore seeks concurrence by the Board of Commissioners to designate Sean P. Blake as his alternate to the Planning Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby accepts and approves the recommendation of Commissioner Jerry C. Cirino to designate Sean P. Blake as his alternate on the Lake County Planning Commission, effective upon adoption.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; David Radachy, Executive Director-Planning and Community Development; Commissioner Jerry Cirino; and Mr. Sean P. Blake, 7917 King Memorial Drive, Mentor, Ohio 44060.

** seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Jennifer Bell, Clerk

CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on February 2, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this second day of February, 2017, in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio

Commissioners' Office, Lake County
Painesville, OH, February 2, 2017

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: *(com)

* presented the following resolution and moved its adoption.

RESOLUTION AUTHORIZING THE LAKE COUNTY BOARD OF COMMISSIONERS TO ENTER INTO A FEDERAL EQUITABLE SHARING AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE AND THE UNITED STATES DEPARTMENT OF THE TREASURY ON BEHALF OF THE LAKE COUNTY PROSECUTING ATTORNEY'S OFFICE TO RECEIVE FEDERALLY FORFEITED PROPERTY AND/OR FUNDS

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, the Board of County Commissioners authorizes the execution of an Equitable Sharing Agreement with the United States Department of Justice and the United States Department of the Treasury to receive federally forfeited property and/or funds, with said documentation incorporated herein and made a part of this resolution by reference.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes execution of a Federal Equitable Sharing Agreement with the United States Department of Justice and the United States Department of the Treasury on behalf of the Lake County Prosecuting Attorney's Office to receive federally forfeited property and/or funds effective through fiscal year 2017.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Budget Director; and C. Coulson, Lake County Prosecutor.

** seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Jennifer Bell, Clerk

CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on February 2, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this second day of February, 2017, in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: *(com)

* presented the following resolution and moved its adoption.

RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, it is agreed by the Lake County Auditor, Budget Director and the Board of County Commissioners that this increase in appropriations is necessary for the following accounts:

APPROPRIATIONS INCREASE

11302661-635 B&G - CS	\$111,394.50
11400661-648 P - SGP	\$65,000.00
11900761-766 ND - ND	\$36,000.00
13000711-674 CP5 - TF	\$5,250.00
14500661-634 EB - RF	\$37,500.00
23103761-755 DM - OE	\$500.00
26001661-635 DK - CS	\$1,500.00
26001761-752 DK - PDM	\$210.00
40100761-755 PS - OE	\$2,000.00
50000761-755 WD - OE	\$24,000.00
50000761-771 WD - AAF	\$10.00
52000711-755 SWD - OE	\$20,000.00
59535861-861 W395W - NPR	\$271,000.00
59535881-881 W395W - NI	\$3,041.00

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes the Lake County Auditor to increase appropriations for the above listed accounts, based on the recommendation of the Lake County Auditor, Budget Director and the Board of Lake County Commissioners.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Budget Director; B&G; Board of Elections; CP5; Dog Shelter; Domestic Relations; Planning and Utilities.

** seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": *(com)

"NAYS":

Resolution adopted,
Jennifer Bell, Clerk

CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on February 2, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this second day of February, 2017 in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio