

CONVENED: \_\_\_\_\_  
ADJOURNED: \_\_\_\_\_

2017-16

**LAKE COUNTY COMMISSIONERS' MEETING  
APRIL 6, 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  
from until the meeting, therefore  
are subject to change  
without notice**

RESOLUTIONS:

ENGINEER'S DEPARTMENT – Jim Gills

1. RESOLUTION AWARDING A BID CONTRACT TO OSBORNE CONCRETE & STONE CO. FOR ROADWAY MATERIALS - 2017 AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$72,605.00 (LIMESTONE) AND \$73,800.00 (PLANT MIX PAVEMENTS) (20170406\E01)(E-3)

UTILITIES DEPARTMENT - Randy Rothlisberger

2. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$35,843.50 FOR CONCORD-HAMBDEN ROAD SANITARY SEWER EXTENSION, JOB NO. 17-03, IN CONCORD TOWNSHIP (20170406\U01)(UT-9)
3. RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH FOR FOREST ROAD SANITARY SEWER IMPROVEMENT PROJECT 375-S(20170406\U02)(UT-2)

COMMISSIONERS' OFFICE

4. RESOLUTION APPOINTING LAKE COUNTY COMMISSIONER JERRY C. CIRINO TO SERVE ON THE OHIO PUBLIC WORKS COMMISSION DISTRICT 7 INTEGRATING COMMITTEE AND DESIGNATING AN ALTERNATE TO SERVE ON HIS BEHALF TO COMPLETE THE REMAINDER OF A TERM EXPIRING MAY 22, 2018 (20170406\C01)(C-146)
5. RESOLUTION ENACTING, ADOPTING, AND PROVIDING FOR MAINTAINING A FIVE PERCENT (5%) COUNTY-WIDE EXCISE TAX ON ALL TRANSACTIONS BY WHICH LODGING BY A HOTEL IS OR IS TO BE FURNISHED TO TRANSIENT GUESTS FOR THE PURPOSES OF CONTRIBUTING 2% OF THAT TAX TO THE LAKE COUNTY PORT AND ECONOMIC DEVELOPMENT AUTHORITY FOR LAKESHORE IMPROVEMENT PROJECTS (20170406\C02)(209g)
6. RESOLUTION AMENDING THE RULES AND REGULATIONS GOVERNING THE IMPOSITION, COLLECTION, AND DISTRIBUTION OF THE LAKE COUNTY EXCISE TAX ON HOTEL LODGING FEES (20170406\C03)(209g)
7. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$2,450,000.00 FOR LAKE COUNTY DEPARTMENT BUILDINGS AND GROUNDS FACILITY PROJECT (LAKE 2017-01 BGTC) AND ADVERTISING FOR BIDS FOR SAME (Bid Opening: May 10, 2017)(20170406\C04)(C-7e)

8. RESOLUTION EXPANDING THE BOARD OF DIRECTORS OF THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY TO NINE MEMBERS AND WELCOMING THE CITY OF MENTOR TO THE PORT AUTHORITY (20170406\C05)(C-192)

9. RESOLUTION AUTHORIZING THE LAKE COUNTY SHERIFF TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES-DIVISION OF WATERCRAFT TO OBTAIN MATCHING FUNDS IN THE AMOUNT OF \$29,379.75 FOR MARINE PATROL FOR THE YEAR 2017(20170406\C06)(CT-10a)

FINANCE DEPARTMENT – Mike Matas

10. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,848,998.63(20170406\BC01)(C-4)

11. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,100,392.00(20170406\BC02)(C-17)

12. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20170406\BC03)(C-111)

13. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20170406\BC04)(C-111)

DEPARTMENTAL REPORTS

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

EXECUTIVE SESSION

\_\_\_\_\_ 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, APRIL 13, 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 AWARDING A BID CONTRACT TO OSBORNE CONCRETE & STONE CO. FOR ROADWAY MATERIALS - 2017 AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$72,605.00 (LIMESTONE) AND \$73,800.00 (PLANT MIX PAVEMENTS)**

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 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 Lake County Engineer recommended to the Board of Lake County Commissioners to advertise for bids for Roadway Materials for use by the Lake County Engineer's Department; and

WHEREAS, bids were received by the Board of Lake County Commissioners on March 15, 2017, in accordance with specifications and proposal forms as prepared by the Lake County Engineer; and

WHEREAS, the Lake County Engineer has reviewed bids received and has recommended that award of contract be made in accordance with said proposal as follows:

**LIMESTONE:**

250 Ton #12 (Delivered - Painesville Yard)	@ \$ 21.25	Per Ton =	\$ 5,312.50
1,700 Ton #57 or #67 (Delivered - Painesville Yard)	@ \$ 21.25	Per Ton =	\$ 36,125.00
800 Ton #304/#411/#617 (Delivered - Madison)	@ \$ 18.30	Per Ton =	\$ 14,640.00
1,200 Ton #304/#411/#617 (Delivered - Painesville)	@ \$ 16.55	Per Ton =	\$ 19,860.00
500 Ton #8 (Delivered - Painesville Yard)	@ \$ 22.95	Per Ton =	\$ 11,475.00
200 Type D Limestone (Delivered -Painesville Yd)	@ \$ 41.75	Per Ton =	<u>\$ 8,350.00</u>
	<b>Total Bid:</b>		<b>\$95,762.50</b>

**PLANT MIX PAVEMENTS:**

*Picked up at #6 Coast Guard Rd., Grand River, Ohio*

200 Ton #441, Asphalt Concrete, Intermediate Course, Type 2	@ \$ 46.00	Per Ton =	\$9,200.00
1,400 Ton #441, Asphalt Concrete, Surface Course, Type 1	@ \$ 53.75	Per Ton =	<u>\$72,250.00</u>
	<b>Total Bid:</b>		<b>\$84,450.00</b>

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County Ohio, hereby awards a bid contract to Osborne Concrete & Stone Co. for Roadway Materials - 2017, \$95,762.50 (Limestone), and \$84,450.00 (Plant Mix Pavements) for the Lake County Engineer's Department.

BE IT FURTHER RESOLVED that the Clerk of the Board is hereby directed to forward certified copies of this resolution to Terri Lange of the Commissioners' Office, the Lake County Auditor; Budget Director; the Lake County Engineer; and to Osborne Concrete & Stone Co., 1 Williams Street, P.O. Box 249, Grand River, OH 44045 - Attn: Mr. Gary D. Bradler, President.

\*\* 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**

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 April 6, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 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 APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$35,843.50 FOR CONCORD-HAMB DEN ROAD SANITARY SEWER EXTENSION, JOB NO. 17-03, IN CONCORD TOWNSHIP**

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, plans, specifications and estimates of cost have been prepared by Barrington Consulting Group for Concord-Hambden Road Sanitary Sewer Extension, Job No. 17-03 in Concord Township; and

WHEREAS, it is the recommendation of the Lake County Sanitary Engineer that the plans, specifications and estimates of cost be approved in the amount of thirty-five thousand eight hundred forty-three dollars and fifty cents (\$35,843.50) for Concord-Hambden Road Sanitary Sewer Extension, Job No. 17-03 in Concord Township.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby approves the plans, specifications and estimates of cost in the amount of thirty-five thousand eight hundred forty-three dollars and fifty cents (\$35,843.50) for Concord-Hambden Road Sanitary Sewer Extension, Job No. 17-03 in Concord Township.

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; to Barrington Consulting Group, 9114 Tyler Boulevard, Mentor, Ohio 44060 and to Concord Township, 7229 Ravenna Road, Concord Township, Ohio 44077.

\*\* 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 April 6, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

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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 AND TRANSFERRING CASH FOR FOREST ROAD SANITARY SEWER IMPROVEMENT PROJECT 375-S**

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 and transfer of cash is necessary for the following accounts:

<u>APPROPRIATIONS INCREASE</u>		
51000911-911	Transfers- Out	\$200,000.00
59683811-811	375-S Contracts-Projects	\$200,000.00
<u>CASH TRANSFER</u>		
From:		
51000911-911	Transfers- Out	\$200,000.00
To:		
59683045-451	375-S Transfers- In	\$200,000.00

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 and transfer cash 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; Budget Director; Treasurer and the Sanitary Engineer, Lake County Department 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 April 6, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

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

Commissioners' Office, Lake County  
Painesville, OH, April 6, 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 APPOINTING LAKE COUNTY COMMISSIONER JERRY C. CIRINO TO SERVE ON THE OHIO PUBLIC WORKS COMMISSION DISTRICT 7 INTEGRATING COMMITTEE AND DESIGNATING AN ALTERNATE TO SERVE ON HIS BEHALF TO COMPLETE THE REMAINDER OF A TERM EXPIRING MAY 22, 2018**

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 Lake County Commissioners appoints representatives from among its members to serve on the Ohio Public Works Commission District 7 Integrating Committee and each member may select an alternate to serve in their absence from committee meetings; and

WHEREAS, the Board of Lake County Commissioners wishes to appoint Commissioner Jerry C. Cirino and his alternate Anthony F. Bertone to the Ohio Public Works Commission District 7 Integrating Committee to complete the remainder of a term expiring May 22, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes the following appointments to the Ohio Public Works Commission District 7 Integrating Committee to complete the remainder of an unexpired term ending May 22, 2018:

- Lake County Commissioner Jerry C. Cirino-member
- Anthony F. Bertone - alternate for Commissioner Cirino

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; Bruce Landeg and Traci Salkiewicz of the Engineer's Office; Randy Rothlisberger, Utilities; Robert L. Phillips, P.E., P.S., Geauga County Engineer, 470 Center Street, Building 5, Chardon, OH 44024-1068; and to Anthony F. Bertone, 668 Second Street #4, Fairport Harbor 44077.

\*\* 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 April 6, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

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

Commissioners' Office, Lake County  
Painesville, OH, April 6, 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 ENACTING, ADOPTING, AND PROVIDING FOR MAINTAINING A FIVE PERCENT (5%) COUNTY-WIDE EXCISE TAX ON ALL TRANSACTIONS BY WHICH LODGING BY A HOTEL IS OR IS TO BE FURNISHED TO TRANSIENT GUESTS FOR THE PURPOSES OF CONTRIBUTING 2% OF THAT TAX TO THE LAKE COUNTY PORT AND ECONOMIC DEVELOPMENT AUTHORITY FOR LAKESHORE IMPROVEMENT PROJECTS**

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 the 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, R.C. 5739.09(A) authorizes a board of county commissioners to adopt, by a majority of the members of the board, a resolution imposing an excise tax not to exceed three percent (3%) on transactions by which lodging by a hotel is or is to be furnished to transient guests; and

WHEREAS, on June 5, 1989, the Board of County Commissioners enacted an excise tax on transactions by which lodging by a hotel is or is to be furnished to transient guests at the rate of 1.25%; and

WHEREAS, on April 3, 2003, the Board of County Commissioners increased the excise tax on transactions by which lodging by a hotel is or is to be furnished to transient guests by the rate of 1.75%, for a total tax rate of 3%, until May 31, 2013 or until further action by the Board of Commissioners; and

WHEREAS, on May 14, 2013, the Board of Lake County Commissioners continued the increase of the excise tax on transactions by which lodging by a hotel is or is to be furnished to transient guests by the rate of 3% continually, or until further action by the Board of Commissioners; and

WHEREAS, R.C. 5739.09(M), which went into effect September 29, 2015, allows an eligible county that has entered into an agreement with a port authority within the eligible county to levy up to an additional 2.0% lodging tax on transactions by which lodging by a hotel is or is to be furnished to transient guests for the purpose of financing lakeshore improvement projects constructed or financed by the port authority; and

WHEREAS, the Board of Lake County Commissioners has entered into an agreement with the Lake County Port and Economic Development Authority in accordance with R.C. 5739.09(M) and R.C. 4582.56; and

WHEREAS, the Board of Lake County Commissioners now increases the excise tax on transactions by which lodging by a hotel is or is to be furnished to transient guests by a rate of 2.0%, for a total tax rate of 5.0%.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Lake County Commissioners, in and for Lake County, Ohio, that:

Section 1: Pursuant to R.C. 5739.09(M), there is hereby levied an additional 2.0% excise tax on all transactions by which lodging by a hotel is or is to be furnished to transient guests within Lake County, Ohio for a total tax rate of 5.0% effective June 1, 2017, after this resolution is passed;

Section 2: Said excise tax rate on such transactions shall be maintained at a rate previously enacted by resolution of the Board of Lake County Commissioners on June 5, 1989, and modified by resolution of the Board on April 3, 2003 and May 14, 2003. The additional excise tax rate of 2.0% shall remain in full force and effect 30 days after this resolution is passed, and until further action by the Board of Lake County Commissioners;

Section 3: The rebate and return percentage of said excise tax returned to each municipal corporation or township that does not levy an excise tax on such transactions previously enacted by resolution of the Board of Lake County Commissioners on June 5, 1989, and modified by resolution of the Board on April 3, 2003 and May 14, 2013, shall remain in full force and effect;

Section 4: Pursuant to R.C. 5739.09, the proceeds of the tax collected, after deducting the real and actual cost and expenses of administering said tax and after returning the amount referred to in Section 3, shall be deposited in a separate fund and shall be spent solely for the financing and constructing of lakeshore improvement projects by the Lake County Port and Economic Development Authority, in accordance with law, the agreement entered into between the Board of Lake County Commissioners and the Lake County Port and Economic Development Authority, and the Rules and Regulations Governing the Imposition, Collection and Distribution of the Lake County Excise Tax on Hotel Lodging Fees. No revenue from the tax may be used to pay the current expenses of the Lake County Port and Economic Development Authority;

BE IT FURTHER RESOLVED, that the Clerk of this Board is directed to forward a certified copy of this resolution to the Lake County Auditor; Budget Director; George Luther, Hotel/Motel Tax Dept.; Prosecutor's Office; Mark Rantala, Executive Director, Lake County Port and Economic Development Authority, One Victoria Place, Suite 265A, Painesville, Ohio 44077.

\*\* 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 April 6, 2017, and recorded in Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

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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 AMENDING THE RULES AND REGULATIONS GOVERNING THE IMPOSITION, COLLECTION, AND DISTRIBUTION OF THE LAKE COUNTY EXCISE TAX ON HOTEL LODGING FEES**

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 the 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, on June 5, 1989, the Board of Lake County Commissioners imposed an excise tax of 1.25% on hotel lodging fees; and

WHEREAS, the Board of Lake County Commissioners enacted an additional 1.75% excise tax on hotel lodging fees by resolution dated April 3, 2003 for a period of 10 years; the Board renewed that additional tax by resolution May 14, 2013 to continue to levy a tax on hotel lodging fees at a total rate of 3.0% effective June 1, 2013; and the Board has increased the tax by an additional 2.0% for a total rate of 5.0%, effective June 1, 2017, after the resolution is passed by the Board; and

WHEREAS, the Board of Lake County Commissioners adopted Rules and Regulations on July 11, 1989 to govern the imposition, collection, and distribution of said excise tax on hotel lodging fees and amended said Rules and Regulations on October 8, 1991, January 3, 2002, September 4, 2003, August 2, 2012, and May 14, 2013; and

WHEREAS, the Board of Lake County Commissioners desires to amend said Rules and Regulations pursuant to R.C. 5739.09.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, that the amended Rules and Regulations governing the imposition, collection, and distribution of the Lake County Excise Tax on hotel lodging fees, incorporated herein and marked Exhibit "A", is hereby adopted, to take effect on the same day the additional 2.0% increase in the tax takes effect.

BE IT FURTHER RESOLVED, that the Clerk of this Board is directed to forward a certified copy of this resolution to the Lake County Auditor; Budget Director; George Luther, Hotel/Motel Tax Dept.; Prosecutor's Office; Mark Rantala, Executive Director, Lake County Port and Economic Development Authority, One Victoria Place, Suite 265A, Painesville, Ohio 44077.

\*\* 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 April 6, 2017, and recorded in Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 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 APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$2,450,000.00 FOR LAKE COUNTY DEPARTMENT BUILDINGS AND GROUNDS FACILITY PROJECT (LAKE 2017-01 BGTC) AND ADVERTISING FOR BIDS FOR SAME (Bid Opening: May 10, 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, plans, specifications and estimates of cost have been prepared by K2M Design, Inc. for the Lake County Buildings and Grounds Facility (Lake 2017-01 BGTC); and

WHEREAS, the Lake County Administrator has recommended that the Board of Lake County Commissioners approve plans, specifications and estimates of cost in the amount of two million four hundred fifty thousand dollars (\$2,450,000.00) for Lake County Buildings and Grounds Facility \*Lake 2017-01 BGTC; and advertise for bids for the same.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby approves plans, specifications and estimates of cost in the amount of two million four hundred fifty thousand dollars (\$2,450,000.00) and hereby authorizes advertising for bids. Such advertisement shall appear two (2) weeks prior to the date fixed for receiving bids in a newspaper of general circulation in the County as required by law and on the Lake County Website until the bid opening date.

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; Finance Department; County Administrator; Terri Lange, Commissioners' Office; to Scott Ross, Project Manager., K2M Design, Inc., 3121 Bridge Avenue, Cleveland, Ohio 44113; and to the Lake County Buildings and Grounds Superintendent.

\*\* 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 April 6, 2017, and recorded in the Commissioners Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

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Jennifer Bell, Clerk  
Board of Commissioners, in and  
for Lake County, Ohio  
**LEGAL NOTICE REQUIRED**

**PUBLISH: NEWS HERALD**

April 7, 2017, April 14, 2017, and April 21, 2017  
Posted on the State and Lake County Websites  
Posted on the Lake County bulletin board

**OPEN:** May 10, 2017

**LEGAL NOTICE TO BIDDERS**

Sealed bids will be received by the Board of County Commissioners for Lake County, Ohio at their office in the Lake County Administration Center, 105 Main Street, 4<sup>th</sup> Floor, Painesville, Ohio 44077; up to the hour of 11:00 AM Local Time on **Wednesday, May 10, 2017**, and read publicly thereafter in the Commissioners' Chambers at the above address, for the following improvement Project:

**Lake County Buildings & Grounds Facility (Lake 2017-01 BGTC)**

Architect's Estimate of Cost: \$2,450,000.00

Said improvements shall be in accordance with the Contract Documents on file with the Clerk of the Board of Lake County Commissioners.

The Contract Documents are available for purchase at the cost of \$125.00 plus tax and shipping, if required, from: Avalon Document Services, 1360 E. 9th Street, Suite #150, Cleveland OH, 44114. Tel. (216) 599-9999, Tina Ostrander, tina.ostrander@teamavalon.com between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday. All printing of bid documents and any addenda costs shall be paid by Bidder. No reimbursements will be made. The Contract Documents may be reviewed for bidding purposes without charge during business hours at the office of the A/E and the following plan room locations: Builder's Exchange of East Central Ohio, Construction News Corporation and McGraw Hill Construction Dodge and others as listed in the project solicitation.

Bids shall be addressed to the Board of Lake County Commissioners, Lake County Administration Center, 105 Main Street, 4<sup>th</sup> Floor, Painesville, Ohio 44077, attention Jennifer Bell and marked "**Lake County Buildings & Grounds Facility (Lake 2017-01 BGTC)**".

All bidders are strongly encouraged to attend the Pre-bid Meeting on Monday, April 17, 2017 at 2:00 p.m. at the Lake County Planning Commission Library located at the lower level of 125 E. Erie St., Painesville, Ohio 44077.

Contractors are advised that no further opportunities to meet with the owners will be conducted during the bid period.

Pursuant to R.C. 153.01 et. seq., the bid must be accompanied by an original sealed document in the form of a bond for the full amount (100%) of the bid, **OR** by a certified check, cashier's check, or irrevocable letter of credit equal to ten percent (10%) of the amount bid, drawn on a solvent bank located in Lake County and payable to the Treasurer of Lake County, Ohio, as surety that if the bid is accepted, a contract will be entered into and its performance properly secured. Should any bid be rejected said surety shall forthwith be returned to the bidder and should any bid be accepted such bid bond, certified check, cashier's check, or letter of credit will be returned to the bidder upon proper execution and securing of the contract.

No bidder shall be considered lowest and best or 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.

Bids shall be subject to the conditions that the right is reserved to hold bids for a period not longer than sixty (60) days after date of bid opening and/or to award the contract at any time during said period.

The successful bidder will be required to execute the contract within ten (10) days after the award of the work to him/her, and he/she shall furnish acceptable bond or surety, if not filed previously to the satisfaction of the County of Lake, Ohio for the faithful performance of said contract in the sum of one hundred percent (100%) of the total amount of the bid. In case of failure to execute the contract as stated or to furnish bond and/or surety, the bidder shall be considered to have abandoned the contract and is then liable for the difference between his/her bid and the next lowest bid, not to exceed ten percent (10%) of the amount bid.

The County reserves the right to reject any or all bids, to increase or decrease or omit any item or items, to waive any and all informalities, and to disregard all nonconforming, nonresponsive or conditional bids. ORC 153.011 may apply. Each bid must contain the full name of every party or all parties submitting the proposal. Each bidder must submit evidence of its experience on projects of similar size and complexity. All contractors and subcontractors shall comply with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972 and Governor's Executive Order 84-9. The contract shall be awarded to the lowest and best bidder.

Wage Rates – Each employee employed by the contractor or any subcontractor and engaged in work on the project under this contract shall be paid prevailing wage rates for Public Improvements as provided by the appropriate Sections of the Ohio Revised Code. For further information, contact OBES Wage and Hour Division (614) 644-2239 or contact the Lake County Prevailing Wage Coordinator (440) 350-2770. This shall occur regardless of any contractual relationship which may be said to exist between the contractor or any subcontractor and such employee.

Bidders may also access this Legal Notice to Bidders via the internet at [www.lakecountyohio.gov](http://www.lakecountyohio.gov), click on **Legal Notices to Bidders** 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](http://www.publicnoticesohio.com).

Domestic Steel Use is required per ORC 153.011. Bidders are required to be enrolled in a Drug-Free Workplace Program.

For additional information refer to the Project Manuals and Drawings. The contact for this work is Scott A. Ross, K2M Design, Inc. located at 3121 Bridge Avenue, Cleveland, Ohio 44113. Tel: 216.588.0727 / Fax: 216.357.2796 / Email: [ross@k2mdesign.com](mailto:ross@k2mdesign.com).

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS in and for Lake County, Ohio.

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

PUBLISH: **THE NEWS HERALD- April 7, 2017, April 14, 2017, and April 21, 2017**  
**Posted on the Lake County Website**  
**Posted on Lake County bulletin board**  
**Posted on [www.publicnoticesohio.com](http://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 EXPANDING THE BOARD OF DIRECTORS OF THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY TO NINE MEMBERS AND WELCOMING THE CITY OF MENTOR TO THE PORT AUTHORITY**

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, on February 22, 2007, this Board passed a resolution creating and providing for the organization of what is now known as the Lake County Ohio Port and Economic Development Authority under the authority of Sections 4582.21 through 4582.59 of the Ohio Revised Code (the "Act"); and

WHEREAS, on April 4, 2017, the City of Mentor, by Ordinance No. 17-O-35 dissolved the Greater Mentor Port Authority; and

WHEREAS, the Greater Mentor Port Authority had jurisdiction over the City of Mentor and upon the dissolution of the Greater Mentor Port Authority the City of Mentor understands and consents that pursuant to the Act the City of Mentor will now fall under the jurisdiction of the Lake County Ohio Port and Economic Development Authority; and

WHEREAS, the Board has the authority under Section 4582.27 of the Ohio Revised Code to appoint the number of members to the Lake County Ohio Port and Economic Development Authority's Board of Directors that the Board considers necessary; and

WHEREAS, the Board considers it advisable to expand the Lake County Ohio Port and Economic Development Authority's Board of Directors from seven members to nine members; and

WHEREAS, the Board has determined that it is in the best interest of the Lake County Ohio Port and Economic Development Authority to allow the City of Mentor to submit nominations for three of the nine members of the Board of Directors; To Wit: two of the members terms expiring on December 31, 2019 and one of the members terms expiring on December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, hereby resolves that

Section 1. The Lake County Ohio Port and Economic Development Authority shall be governed by a nine member Board of Directors. The terms of the existing seven members of the Board of Directors shall not be affected by this Resolution. The two new members, first appointed shall have terms of office commencing on the date of the adoption of this resolution and expiring as follows: one member shall have a term of office expiring December 31, 2018 and one member shall have a term of office expiring December 31, 2019. Thereafter, each successor shall serve for a term of four years.

Section 2. The Board will accept the City of Mentor's nomination of one eligible person to fill the new membership position for the term expiring December 31, 2019 created by this Resolution and the Board will continue to seek nominations from the City of Mentor for reappointment whenever that membership position's term expires or becomes vacant. In addition, at the expiration of one of the existing membership positions that expires on December 31, 2019 and at the expiration of one of the membership positions that expires on December 31, 2020, the Board will accept the City of Mentor's nominations for the reappointment of those membership positions. The Board will continue to seek nominations from the City of Mentor for reappointment whenever those membership positions' terms expire or become vacant.

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; the City of Mentor, and to the Prosecutor.

Commissioner 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 April 6, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio

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

Commissioners' Office, Lake County  
Painesville, OH April 6, 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 APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,848,998.63**

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, bills against Lake County have been presented to this Board for payment and this Board has examined said bills and approves them for payment. Said bills incorporated herein by reference and made a part of this resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, that the bills against Lake County are hereby approved, allowed and ordered paid; said bills incorporated herein by reference and made a part of this resolution. The County Auditor is hereby authorized and instructed to issue his warrants in varying amounts totaling \$1,848,998.63.

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; and to the Lake County Treasurer.

\*\* 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 April 6, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

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

Commissioners' Office, Lake County  
Painesville, OH, April 6, 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 APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,100,392.00**

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, purchase orders against Lake County have been presented to this Board for approval and this Board has examined said purchase orders and approves them.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, that the purchase orders against Lake County are hereby approved and the County Auditor is hereby authorized and instructed to certify and encumber these purchase orders in varying amounts totaling \$1,100,392.00.

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; and to the Lake County Treasurer.

\*\* 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 April 6, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

---

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

Commissioners' Office, Lake County  
Painesville, OH, April 6, 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 INCREASING APPROPRIATIONS FOR VARIOUS 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:

<u>APPROPRIATIONS INCREASE</u>	
24400761-755 S - OE	\$500.00
25201511-553 CT - WC	\$1,500.00
25300511-553 CCC - WC	\$15.00
27300761-755 CPP3 - OE	\$50.00
50000911-911 WD - TO	\$100,000.00
59900811-814 S - LA	\$100,000.00

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; A. Barajas; CP4; Clerk of Courts; Stormwater 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 April 6, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 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 TRANSFERRING CASH AND APPROPRIATIONS WITHIN 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 transfer of cash and appropriations is necessary for the following accounts:

CASH TRANSFER

FROM:		
60000911-911 B - TO		\$100,000.00
TO:		
26900045-451 T - TI		\$100,000.00

APPROPRIATIONS TRANSFER

FROM:		
11919761-780 ND - C		\$2,800.00
23003811-812 ALGT - E		\$10,000.00
25803711-685 S - E		\$1,000.00
TO:		
13500661-636 DC - CR		\$2,800.00
23002711-690 ALGT - TE		\$10,000.00
25803761-755 S - OE		\$1,000.00

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes the Lake County Auditor to transfer cash and 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; Engineer; Juvenile; Sheriff and Telecom.

\*\* 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 April 6, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this sixth day of April, 2017, in Painesville, Ohio.

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