

CONVENED: _____

2017-32

ADJOURNED: _____

**LAKE COUNTY COMMISSIONERS' MEETING
AUGUST 3, 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
- MINUTES OF MEETING: JULY 27, 2017
- PUBLIC COMMENT: _____

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

RESOLUTIONS:

ENGINEER'S DEPARTMENT – Jim Gills

1. RESOLUTION AUTHORIZING FINAL APPROVAL AND ACCEPTING A THREE-YEAR MAINTENANCE SURETY FOR THE ESTATES AT KALLAY FARMS SUBDIVISION, PAINESVILLE TOWNSHIP (20170803\E01)(E-4)

UTILITIES DEPARTMENT - Randy Rothlisberger

2. RESOLUTION ESTABLISHING ACCOUNTS WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES WATER PROJECT FUND 595 TO BE KNOWN AS BLISSFIELD & BEECHWOOD WATERLINE REPLACEMENT PROJECT 405-W (20170803\U01)(UT-2)
3. RESOLUTION AUTHORIZING FINAL APPROVAL AND ACCEPTING A THREE-YEAR MAINTENANCE SURETY IN THE AMOUNT OF \$4,207.50 FOR SANITARY SEWER EXTENSION FOR 8220 MOUNT ROYAL DRIVE (Job 14-87) IN CONCORD TOWNSHIP(20170803\U02)(UT-4)
4. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$5,765,340.00 FOR MENTOR MARSH INTERCEPTOR REPLACEMENT PROJECT 336-S AND ADVERTISING FOR BIDS FOR SAME (BID OPENING: September 6, 2017)(20170803\U03)(UT-9)

FINANCE DEPARTMENT – Mike Matas

5. RESOLUTION INCREASING APPROPRIATIONS FOR A NON-GENERAL FUND ACCOUNT (20170803\BC01)(C-111)
6. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20170803\BC02)(C-111)

DEPARTMENTAL REPORTS

- UTILITIES
- JOB AND FAMILY SERVICES
- COUNTY ADMINISTRATOR
- FINANCE

- CLERK
- LEGAL
- OLD BUSINESS
- NEW BUSINESS
- PUBLIC COMMENT

EXECUTIVE SESSION

- Personnel – Collective Bargaining

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

NEXT MEETING: 10:00 A.M., TUESDAY, AUGUST 8, 2017

Commissioners' Office, Lake County
Painesville, OH, August 3, 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 FINAL APPROVAL AND ACCEPTING A THREE-YEAR MAINTENANCE SURETY FOR THE ESTATES AT KALLAY FARMS SUBDIVISION, PAINESVILLE 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, the Lake County Engineer has inspected the work in the above-captioned subdivision and it has met his approval; and

WHEREAS, it is the recommendation of the Lake County Engineer that this Board accept a three-year maintenance surety for the above-captioned subdivision.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby accept a three-year maintenance surety in the amount of \$58,888.37 for site preparation, storm sewer, sanitary sewer, paving, and related improvements for The Estates at Kallay Farms Subdivision, Painesville Township, in accordance with the recommendation of the Lake County Engineer and the Painesville Township Trustees.

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 Engineer; Lake County Sanitary Engineer; Planning Commission; Kallay Farms LLC, 2775 Bishop Road, Suite D, Willoughby Hills, Ohio 44092; and to the Painesville Township Trustees, 55 Nye Road, Painesville 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 August 3, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this third day of August, 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 ESTABLISHING ACCOUNTS WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES WATER PROJECT FUND 595 TO BE KNOWN AS BLISSFIELD & BEECHWOOD WATERLINE REPLACEMENT PROJECT 405-W

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 it is necessary to establish accounts with various appropriation lines, increase appropriations and to transfer cash as follows:

<u>APPROPRIATIONS AND INCREASE</u>		
50000911-911	Transfers-Out	\$78,900.00
59540661-631	405-W Professional Services-Consultants	\$77,900.00
59540711-653	405-W Advertising & Printing	\$1,000.00
 <u>CASH TRANSFER</u>		
From:		
50000911-911	Transfers-Out	\$78,900.00
To:		
59540045-451	405-W Transfers-In	\$78,900.00

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio hereby authorizes the Lake County Auditor to establish accounts with various appropriating line items, 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; to the Budget Director; to the Treasurer; and to the Sanitary Engineer of the 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 August 3, 2017, and recorded in the Water and Sewer Journal 2017.

WITNESS my hand this third day of August, 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 \$5,765,340.00 FOR MENTOR MARSH INTERCEPTOR REPLACEMENT PROJECT 336-S AND ADVERTISING FOR BIDS FOR SAME (BID OPENING: September 6, 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 CT Consultants for Mentor Marsh Interceptor Replacement Project 336-S; and

WHEREAS, the Lake County Sanitary Engineer has recommended that the Board of Lake County Commissioners approve plans, specifications and estimates of cost in the amount of five million seven hundred sixty-five thousand three hundred forty dollars (\$5,765,340.00) for Mentor Marsh Interceptor Replacement Project 336-S for the Lake County Department of Utilities and advertise for bids for 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 five million seven hundred sixty-five thousand three hundred forty dollars (\$5,765,340.00) for Mentor Marsh Interceptor Replacement Project 336-S. 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; Lake County Sanitary Engineer; and to CT Consultants, 8150 Sterling Court, Mentor, Ohio 44060.

** 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 August 3, 2017, and recorded in the Water and Sewer Journal, Volume 2016.

WITNESS my hand this third day of August, 2017, in Painesville, Ohio.

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

PUBLISH: NEWS HERALD-August 4, 2017

Posted on the Lake County Website
Posted on Lake County bulletin board
Posted on www.publicnoticesohio.com

OPEN: September 6, 2017

S:\LCC\CLK\RESOLUTIONS\2017-RES\20170803\U03.docx
(UT-9)

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, 4th Floor, Painesville, Ohio 44077; up to the hour of 11:00 AM Local Time on **September 6th, 2017**, and read publicly thereafter in the Commissioners' Chambers at the above address, for the following improvement project:

Mentor Marsh Interceptor Replacement - Project No. 336-S

Engineer's Estimate of Cost: \$4,525,000.00

Said improvements shall be in accordance with specifications and proposal forms on file with the Clerk of the Board of Lake County Commissioners. The Bid Package may be obtained upon receipt of payment of \$150 (\$175 if mailed), from the Office of the CT Consultants, Inc., 8150 Sterling Court, Mentor, Ohio 44060 during weekday business hours from 8:00 a.m. to 5:00 p.m. Checks shall be made payable to CT Consultants, Inc.

The work covered by the plans and specifications is in two sequential work steps referred to as Part A and Part B:

For Part A - Work consists of clearing operations that include about 4.5 acres of trees, shrubs, tall grasses and other vegetation in and adjacent to the Mentor Marsh and within the right-of-way limits of Becker Avenue. Work shall also include excavation and embankment construction to provide access to the site from Woodridge Lane. Clearing operations shall be limited to the dates indicated in the final permit issued for this project by the Department of the Army, Buffalo District, Corps of Engineers. All clearing operations shall be completed on or before March 31, 2018.

For Part B - Work consists of the replacement of 4300 lineal feet of existing sanitary sewer that passes through the Mentor Marsh with new 30" and 36" DIP sanitary sewer and manholes. Work includes aerial sewers and a box culvert supported on timber piles, temporary bypass pumping, construction of an access road partially comprised of an aggregate layers stabilized with geogrid material, the installation of about 530 lineal feet of steel sheet piling, realignment of an existing stream, storm culverts and box culverts, additional excavation/embankment construction and restoration. The project begins at the intersection of Forest Road and Woodridge Road then runs southwesterly to an existing sanitary manhole located at the Gary L. Kron Water Reclamation Facility.

All work under Part A and Part B shall be substantially completed by December 31, 2018. Final completion including all restoration, seeding and mulching by May 15, 2019.

Bids shall be addressed to the Board of Lake County Commissioners, Lake County Administration Center, 105 Main Street, 4th Floor, Painesville, Ohio 44077, attention Jennifer Bell and marked "Mentor Marsh Interceptor Replacement - Project No. 336-S."

Inquiries must be submitted in writing to Consulting Engineer, **Thomas Voldrich**, CT Consultants, Inc., 8150 Sterling Court, Mentor, Ohio 44060, tvoldrich@ctconsultants.com.

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. All Contractors and subcontractors involved with the project will, to the extent practicable use Ohio products, materials, services and labor in the implementation of this project. Additionally, contractor compliance 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 shall be required.

DOMESTIC STEEL USE REQUIREMENTS AS SPECIFIED IN SECTION 153.011 OF THE REVISED CODE APPLY TO THIS PROJECT. COPIES OF SECTION 153.011 OF THE REVISED CODE CAN BE OBTAINED FROM ANY OF THE OFFICES OF THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES.

Bidders may also access this Legal Notice to Bidders via the internet at 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

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: August 4, 2017 - THE NEWS HERALD
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 INCREASING APPROPRIATIONS FOR A NON-GENERAL FUND ACCOUNT

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>	
24800611-619 CPS1 - ME		\$5,000.00

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 and CP4.

** 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 August 3, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this third day of August, 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:

11900911-970 ND - THSD
22600911-912 JC - AO

\$1,063,812.50
\$1,830.00

TO:

11900045-452 ND - AI
36000045-451 GOBR - TI

\$1,830.00
\$1,063,812.50

APPROPRIATIONS TRANSFER

FROM:

11919761-780 ND - C

\$3,100.00

TO:

14402511-557 MC - HI

\$3,100.00

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; Juvenile and City of Mentor.

** 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 August 3, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this third day of August, 2017, in Painesville, Ohio.

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