

CONVENED: _____ RESOLUTIONS ARE IN DRAFT FORM
UNTIL THE COMMISSIONERS MEETING
ADJOURNED: _____ THEREFORE SUBJECT TO CHANGE
WITHOUT NOTICE

2021-27

LAKE COUNTY COMMISSIONERS' MEETING
JULY 8, 2021
10:00 A.M.

JOHN R. HAMERCHECK, PRESIDENT
JOHN PLECNIK, COMMISSIONER
RON YOUNG, COMMISSIONER

JASON BOYD, ADMINISTRATOR
JENNIFER BELL, CLERK
LEGAL COUNSEL

- ROLL CALL
- MINUTES: REGULAR MEETINGS OF MAY 27, 2021, JUNE 3, 2021 AND JUNE 10, 2021
- PUBLIC COMMENT

RESOLUTIONS:

ENGINEER'S OFFICE – Jim Gills

1. RESOLUTION AUTHORIZING FINAL APPROVAL AND ACCEPTING A THREE-YEAR MAINTENANCE SURETY FOR STONERIDGE ESTATES PHASE III SUBDIVISION, CONCORD TOWNSHIP (20210708\E01)(SD-435)

UTILITIES – Randy Rothlisberger

2. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$601,300.00 FOR HAZEL AVENUE SANITARY SEWER REHABILITATION PROJECT NO 402-S, AND ADVERTISING FOR BIDS FOR SAME (Bid Opening August 4, 2021)(20210708\U01)(UT-8)
3. RESOLUTION ACCEPTING A COMBINED MAINTENANCE SURETY IN THE AMOUNT OF \$34,266.71 FOR STONERIDGE ESTATES-PHASE III IN CONCORD TOWNSHIP(20210708\U02)(SD-435)
4. RESOLUTION AWARDDING A BID CONTRACT IN THE AMOUNT OF \$406,871.50 TO DAVIS DIGGERS FOR ORCHARD ROAD WATERLINE REPLACEMENT PROJECT 432-W (20210708\U03)(UT-4)
5. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS AND ADMINISTRATIVE CHARGES TO THE LAKE COUNTY AUDITOR (20210708\U04)(UT-7)
6. RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH EUTHENICS, INC. FOR THE WALNUT STREET WATERLINE REPLACEMENT PROJECT 449-W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20210708\U05)(UT-4)

COMMISSIONERS' OFFICE

7. RESOLUTION APPROVING THE FINAL DEDICATION PLAT FOR STONERIDGE ESTATES PHASE III IN CONCORD TOWNSHIP (20210708\C01)(SD-435)
8. RESOLUTION DECLARING FOR THE PUBLIC CONVENIENCE AND WELFARE TO ALTER A PORTION OF CRILE ROAD CENTERLINE AND NAME THE CENTERLINE CAPITOL PARKWAY IN CONCORD TOWNSHIP (20210708\C02)(C-79)
9. RESOLUTION TO ALTER THE COUNTY HIGHWAY SYSTEM IN CONCORD TOWNSHIP (20210708\C03)(C-79)
10. RESOLUTION TO REVISE THE APPOINTED COUNSEL FEE SCHEDULE AND PLAN FOR LAKE COUNTY FOR THE REPRESENTATION OF INDIGENT PERSONS PURSUANT TO SECTION 120.33(A)(3) AND 2941.51 OF THE OHIO REVISED CODE (20210708\C04)(CT-13)

FINANCE DEPARTMENT

11. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,702,863.01 (20210708\BC01)(C-4)
12. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$2,262,353.26 (20210708\BC02)(C-17)
13. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20210708\BC03)(C-111)
14. RESOLUTION TRANSFERRING CASH ONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20210708\BC04)(C-111)

SPECIAL RESOLUTIONS

15. RESOLUTION TO HONOR AND RECOGNIZE VICTIMS OF AGENT ORANGE DURING THE VIETNAM WAR (20210708\F01)(C-126)
16. RESOLUTION TO SUPPORT THE SECOND AMENDMENT OF THE CONSTITUTION OF THE UNITED STATES OF AMERICA (20210708\F02)(C-126)

DEPARTMENTAL REPORTS

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

"Pursuant to the requirements of the grant, notice is hereby issued that the Lake County Sheriff's Office intends to apply for an Edward Byrne Memorial Justice Assistance Grant (JAG) Program-FY 2021 Local Solicitation in the amount of \$25,598 to purchase a 2021 Police Vehicle (patrol vehicle). This vehicle will be fully marked and equipped for emergency service and will replace an older vehicle that is currently in use."

- PUBLIC COMMENT

EXECUTIVE SESSION

_____ MOTION TO CONVENE EXECUTIVE SESSION: _____ SECOND _____
TIME

_____ RECESSED:
TIME

_____ MOTION TO ADJOURN THE MEETING: _____ SECOND _____
TIME

NEXT REGULAR MEETING: 10:00 A.M., THURSDAY, JULY 15, 2021

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 STONERIDGE ESTATES PHASE III SUBDIVISION, 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 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 \$122,341.00, for site preparation, storm sewer, paving, and related improvements for Stoneridge Estates Phase III Subdivision, Concord Township, in accordance with the recommendation of the Lake County Engineer and the Concord 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; Planning Commission; Eye-Will Development, 8757 Lakeshore Blvd., Mentor, OH 44060; Barrington Consulting Group, Inc.; and the Concord Township Trustees, 7229 Ravenna Road, Concord OH 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 \$601,300.00 FOR HAZEL AVENUE SANITARY SEWER REHABILITATION PROJECT NO 402-S, AND ADVERTISING FOR BIDS FOR SAME (BID OPENING: AUGUST 4, 2021)

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 Euthenics for Hazel Avenue Sanitary Sewer Rehabilitation Project No. 402-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 six hundred one thousand three hundred dollars (\$601,300.00) for Hazel Avenue Sanitary Sewer Rehabilitation Project No. 402-S; 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 six hundred one thousand three hundred dollars (\$601,300.00) for Hazel Avenue Sanitary Sewer Rehabilitation Project No. 402-S; 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; Terri Lange, Commissioners' Office; the Lake County Sanitary Engineer; and Euthenics, Inc. at 8235 Mohawk Drive, Strongsville, Ohio 44136.

** 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 July 8, 2021, and recorded in the Water and Sewer Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, in Painesville, Ohio.

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

PUBLISH: THE NEWS HERALD: July 9, 2021
Posted on the Lake County website
Posted on Lake County bulletin board
Posted on www.PublicNoticesOhio.com
OPEN: August 4, 2021

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, Suite 513A, Painesville, Ohio 44077; up to the hour of 11:00 AM Local Time on **Wednesday, August 4, 2021** and read publicly thereafter in the Commissioners' Chambers at the above address, for the following improvement project:

Hazel Avenue Sanitary Sewer Rehabilitation Project – #402-S-2017

Engineer's Estimate of Cost: **\$470,698.00**

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 One Hundred and Thirty-Five Dollars (\$135), from the Office of the Lake Blue, Inc. 8954 Tyler Blvd., Mentor OH 44060, 440-205-0050 (Please call ahead) during weekday business hours from 8:30 am – 5:00 pm. Checks shall be made payable to Lake Blue, Inc.

The work covered by the plans and specifications includes:

Cured-in-place lining of 1,919 feet of 8" Vitrified Clay Pipe and the cured-in-place lining of 37 sanitary laterals up to the right of way or proposed cleanout. Replacement of 100 feet of 8" Vitrified Clay Pipe with 8" PVC SDR 26 Conduit. Replacement of existing sanitary laterals in lieu of lining at the direction of the LCDU Engineer if the existing laterals are found to be Orangeburg pipe or are structurally inadequate to be used as a host pipe. The installation of 33 cut-in tee cleanouts. The project also includes the rehabilitation of six sanitary manholes.

Pavement restoration for manhole rehabilitation and pipe replacements shall consist of 1-1/2 inches of ODOT Item 441, Surface Course over 2 inches of ODOT Item 441, Intermediate Course over 6 inches of ODOT Item 301, Asphalt Concrete and existing subbase.

All work under this contract shall be completed within 60 days of Notice to Proceed

Bids shall be addressed to the Board of Lake County Commissioners, Lake County Administration Center, 105 Main Street, Suite 513A, Painesville, Ohio 44077, attention Jennifer Bell and marked **Hazel Avenue Sanitary Sewer Rehabilitation Project – #402-S-2017**.

Inquiries must be submitted in writing to Consulting Engineer, **Euthenics, Inc.** at **8235 Mohawk Drive, Strongsville, Ohio 44136**, **arpiatak@euthenics-inc.com**, **(440) 260-1555** prior to end of business on **July 28, 2021**

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, click on Commissioners, **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.

John R. Hamercheck, President
Ron Young, Commissioner
John Plecnik, Commissioner
Jennifer Bell, Clerk

PUBLISH:THE NEWS HERALD-July 9, 2021

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 ACCEPTING A COMBINED MAINTENANCE SURETY IN THE AMOUNT OF \$34,266.71 FOR STONERIDGE ESTATES-PHASE III 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, the Lake County Sanitary 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 Sanitary Engineer that the Board accepts a combined Maintenance Surety in the amount of \$34,266.71 for sanitary sewers and waterlines for Stoneridge Estates -Phase III in Concord Township.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby accept a combined Maintenance Surety in the amount of \$34,266.71 provided by the developer for Stoneridge Estates-Phase III 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; David Radachy, Planning Commission; and to the Lake County Sanitary Engineer.

** 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 July 8, 2021, and recorded in the Water and Sewer Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 AWARDING A BID CONTRACT IN THE AMOUNT OF \$406,871.50 TO DAVIS DIGGERS FOR ORCHARD ROAD WATERLINE REPLACEMENT PROJECT 432-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, the Lake County Sanitary Engineer recommended that the Board of Lake County Commissioners advertise for bids for Orchard Road Waterline Replacement Project 432-W for the Lake County Department of Utilities; and

WHEREAS, bids were received by the Board on June 9, 2021 and said bids have been reviewed by the Lake County Sanitary Engineer and he is recommending that the Board award said bid, it being the lowest and best bid received.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby awards a bid contract to Davis Diggers for Orchard Road Waterline Replacement Project 432-W in the amount of four hundred six thousand eight hundred seventy-one dollars and fifty cents (\$406,871.50).

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 Lake County Sanitary Engineer; to Terri Lange, Commissioners' Office; and to Davis Diggers, 7985 King Memorial Road, 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 July 8, 2021, and recorded in the Water and Sewer Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 CERTIFYING UNPAID SEWER AND WATER SUMS AND ADMINISTRATIVE CHARGES TO THE LAKE COUNTY AUDITOR

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 following properties are delinquent in their sewer and water accounts with the Lake County Department of Utilities; and

WHEREAS, it is the recommendation of the Director of Administration for the Lake County Department of Utilities that the following sums together with a fifteen percent (15%) administrative charge be certified to the Lake County Auditor.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, that the following delinquent sewer and water sums together with a fifteen percent (15%) administrative charge be certified to the Lake County Auditor:

		WATER SUMS				
Owner Name		Parcel Number	Account Number	Water Amount	15% Admin Fee	Total Amount
CHISMAR, GREGORY A	ETAL	01-B-115-D-00-079-0	C030748000	\$160.43	\$24.06	\$184.49
OLSON, ROBERT G	ETAL	27-A-007-X-00-022-0	P521505800	\$36.29	\$5.44	\$41.73
HAMILTON, NAOMI J	ETAL	34-A-008-C-00-040-0	N955805000	\$468.48	\$70.27	\$538.75
		SEWER SUMS				
Owner Name		Parcel Number	Account Number	Sewer Amount	15% Admin Fee	Total Amount
UNRUE, LAUREL A	ETAL	01-B-112-A-04-053-0	B010175000	\$227.09	\$34.06	\$261.15
CHISMAR, GREGORY A	ETAL	01-B-115-D-00-079-0	B010748000	\$459.70	\$68.96	\$528.66
FOCHTMAN, GENEVIEVE	ETAL	08-A-014-B-00-052-0	F359707100	\$473.13	\$70.97	\$544.10
LEPISTO, DAVID J EST OF	ETAL	11-A-015-M-00-026-0	F354187900	\$479.48	\$71.92	\$551.40
OLREE, ROBERT A	ETAL	16-C-074-P-00-036-0	F350679100	\$64.16	\$9.62	\$73.78
BAKANAS, EDWARD	ETAL	16-C-077-A-00-042-0	D305466000	\$448.33	\$67.25	\$515.58
GOELLNER, KIMBERLY A	ETAL	16-C-077-A-00-054-0	E133937000	\$133.33	\$20.00	\$153.33
DVIP PROPERTIES & MGMT GRP	ETAL	16-C-082-I-00-042-0	E130738000	\$415.82	\$62.37	\$478.19
HILSCHER, MARY M	ETAL	19-A-093-F-00-012-0	E383924200	\$420.34	\$63.05	\$483.39

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 Lake County Prosecutor's Office; to Shanon Gandolf, Sheriff's Department; and to the Director of Administration for the Lake County 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 July 8, 2021, and recorded in the Water and Sewer Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH EUTHENICS, INC. FOR THE WALNUT STREET WATERLINE REPLACEMENT PROJECT 449-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, it is the recommendation of the Lake County Sanitary Engineer that the Board of Lake County Commissioners authorize execution of an Engineering Agreement with Euthenics, Inc. for the Walnut Street Waterline Replacement Project 449-W for the Lake County Department of Utilities; said agreement incorporated herein by reference as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes execution of an Engineering Agreement with Euthenics, Inc. for the Walnut Street Waterline Replacement Project 449-W for the Lake County Department of Utilities; said agreement incorporated herein by reference as Exhibit A.

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; Euthenics, Inc., 8235 Mohawk Drive, Strongsville, Ohio 44136.

** 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 July 8, 2021, and recorded in the Water and Sewer Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 THE FINAL DEDICATION PLAT FOR STONERIDGE ESTATES PHASE III 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, Stoneridge Phase III is dedicating roads that were built as part of Stoneridge Phase III; and

WHEREAS, by resolution dated October 1, 2020, the Lake County Board of Commissioners approved plans, specifications, and estimates of cost for site preparation, storm sewer and drainage, pavement, miscellaneous, erosion control, contingencies, inspection, and 10% maintenance for Stoneridge Estates Subdivision Phase III in Concord Township; and

WHEREAS, said Plat meets the requirements of Section 711.10 et. Seq. of the Ohio Revised Code and has been approved by the Board of Trustees of Concord Township, the Lake County Engineer, Lake County Sanitary Engineer, Prosecutor, and Planning Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby approves the Final Dedication Plat for Stoneridge Estates Phase III in Concord Township. Said plat is incorporated herein by reference and made a part of this resolution.

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; J. Gills, Lake County Engineer; D. Radachy, Community Development and Planning; Lake County Sanitary Engineer Randy Rothlisberger; Concord Township Trustees, 7229 Ravenna Rd., Concord, OH 44077; Mentor Farms, LLC, William R. Dawson, Managing Member, 759 Lake Shore Unit F, Painesville, Ohio 44077; and Barrington Consulting Group, Inc., David Novak, P.S., President, 9114 Tyler Blvd., 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 DECLARING FOR THE PUBLIC CONVENIENCE AND WELFARE TO ALTER A PORTION OF CRILE ROAD CENTERLINE AND NAME THE CENTERLINE CAPITOL PARKWAY 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, the Board of Lake County Commissioners is of the opinion that it will be for the public convenience and welfare to locate, establish, alter, widen, straighten, vacate, or change the direction of a public road, it shall so declare by resolution, which resolution shall set forth the general route and termini of the road, or part of the road, to be located, established, or vacated, or the general manner in which the road is to be altered, widened, or straightened, or the direction of the road is to be changed.

WHEREAS, the Board of Lake County Commissioners is of the opinion that the proposed alteration of a portion of Crile Road centerline and name the centerline Capitol Parkway in Concord Township is for public convenience or welfare, and the property owners have expressed their consent to said alteration pursuant to ORC 5553.02 and 5553.04(A).

NOW THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby finds that it will be for the public convenience and welfare to alter a portion of Crile Road centerline and name the centerline Capitol Parkway in Concord Township, the general route and termini of which change shall be across those lands accepted for road purposes and dedicated for public use as are described in the plat previously and made a part of this resolution, and are more particularly described as follows;

- Property Description. Rotating 89.04 feet of Crile Road Centerline from North to South Direction to Northeast to Southwest direction as shown of the Crile Road and Capitol Parkway Dedication plat.

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; Prosecutor's Office; Concord Township Trustees, 7229 Ravenna Road, Concord Twp., OH 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 TO ALTER THE COUNTY HIGHWAY SYSTEM 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, in accordance with Section 5541.01 of the Ohio Revised Code, the Board of Trustees of Concord Township has requested a revision to the County Highway System in Concord Township; and

WHEREAS, Section 5541.02 of the Ohio Revised Code requires the Board of County Commissioners to select and designate a connected system of county highways to be known as the system of county highways and to designate which roads shall be designated county highways; and

WHEREAS, the dedication plat has been approved by the Board of Lake County Commissioners on May 6, 2021, by Resolution No. 20210429\C01. The property description is rotating 89.04 feet of Crile Road Centerline from North to South Direction to Northeast to Southwest direction as shown of the Crile Road and Capitol Parkway Dedication plat; and

WHEREAS, the Board of Trustees of Concord have concurred with the report of the County Engineer, and agrees that the change of designation shall take place upon approval of the Ohio Director of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes the alteration of the County Highway System to select and designate newly dedicated Crile Road and the easterly section of Capitol Parkway as a County road, select and designate western section of Capitol Parkway as a Township Road and remove Old Crile Road from the County Highway System pursuant to R.C. 5541.02 and R.C. 5553.02, and added to the Concord Township Road System.

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; Prosecutor's Office; Concord Township Trustees, 7229 Ravenna Road, Concord Twp., OH 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 for its adoption.

RESOLUTION TO REVISE THE APPOINTED COUNSEL FEE SCHEDULE AND PLAN FOR LAKE COUNTY FOR THE REPRESENTATION OF INDIGENT PERSONS PURSUANT TO SECTION 120.33(A)(3) AND 2941.51 OF THE OHIO REVISED CODE

WHEREAS, the Lake County Board of 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, Lake County recognizes its responsibility under the laws of the State of Ohio and the United States of America to provide legal counsel for indigent individuals charged with serious offenses in the courts of Lake County; and

WHEREAS, by resolution adopted July 28, 1980, the Lake County Board of Commissioners has chosen to utilize an assigned counsel system, as well as the Lake County Public Defender's Office, under the authority of Ohio Revised Code Section 120.33, for the representation of criminal defendants; and

WHEREAS, on February 5, 1990, the Lake County Board of Commissioners revised the fee schedule and plan for court-appointed counsel in Lake County, setting the in-court fee at \$50.00/hour and the out-of-court fee at \$40.00/hour; and

WHEREAS, on December 12, 1996, the Lake County Board of Commissioners further revised the fee schedule and plan to increase the overall maximum amounts to be paid for appointed legal counsel fees; and

WHEREAS, the Lake County Board of Commissioners has received letters from numerous judges in Lake County, the Lake County Bar Association, the Lake County Public Defender, and the Lake County Prosecuting Attorney, all recommending and supporting an increase in the fees paid to appointed counsel for indigent criminal defendants, and indigent parents whose parental rights will be terminated in an adoption proceeding, to the maximum amounts currently eligible for reimbursement; and

WHEREAS, the Ohio General Assembly has allocated approximately \$336 million to reimburse counties for indigent defense costs for fiscal years 2022 and 2023, with the Ohio Public Defender currently reimbursing counties for these fees at a rate in excess of 90% and approaching 100%; and

WHEREAS, although the reimbursement rate from the Ohio Public Defender is not guaranteed, the Lake County Board of Commissioners finds that the need for qualified and competent representation of indigent individuals in Lake County is best served by increasing the fees payable to assigned legal counsel.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, pursuant to Ohio Revised Code Section 120.33 and Section 2941.51, hereby adopts the following revised schedule of fees for use by the courts in and for Lake County, Ohio:

A. Trial Level Proceedings

1. All counsel eligible for payment under this schedule shall be appointed by a judge of the court and said appointment shall be entered by signed journal entry recorded on the court docket.
2. Reimbursement for representation in trial level cases not involving a death penalty specification will be made based on the maximum rate of \$75.00 per hour for both in-court and out-of-court services.
3. Reimbursement for representation in trial level cases involving a death penalty specification will be made based on the maximum rate of \$125.00 per hour for both in-court and out-of-court services.
4. The prescribed maximum fees permitted in trial level proceedings are:

<u>Offense/Proceeding</u>	<u>Fee Maximum</u>
Adoption Proceedings (Probate Court) (where parental rights will be terminated)	\$2,500
Aggravated Murder (w/specs) per R.C. 2929.04(A) and 2941.14(B)	As set by Capital Fee Council - see R.C. 120.33(D). The Council has currently set a rate of \$125 with no fee maximum.
Aggravated Murder (w/o specs)	\$15,000 /1 attorney \$25,000 /2 attorneys
Murder	\$10,000
Felony with possible life sentence/ repeat violent offender/major drug offender	\$10,000
Felony (degrees 1-2)	\$8,000
Felony (degree 3)	\$5,000
Felony (degrees 4-5)	\$3,500
Misdemeanor (degrees 1-4)	\$2,000
Misdemeanor OVI/BAC	\$2,500
Contempt of Court	\$500
Violation (Probation/Community Control)	\$750
Preliminary Hearings	\$300
Other	\$750

5. Reimbursement for guilty or no contest pleas will be made based on the maximum rate of \$75.00 per hour for both in-court and out-of-court services, up to the prescribed maximums for each classification.

B. Juvenile Proceedings

1. Reimbursement for representation in juvenile proceedings will be made based on the maximum rate of \$75.00 per hour for both out-of-court and in-court services.
2. Reimbursement will not be made for non-attorneys appointed as a guardian ad litem.
3. In abuse, dependency, and neglect cases, both the attorney and the guardian ad litem may bill up to the maximum fee allowed by the county for the initial dispositional hearing and each subsequent annual review hearing before the court.
4. The prescribed maximum fees permitted in juvenile level proceedings are:

<u>Offense/Proceeding</u>	<u>Fee Maximum</u>
Aggravated murder (w/specs) R.C. 2929.04(A) and 2941.14(B)	As set by Capital Fee Council - see R.C. per 120.33(D). The Council has currently set R.C. a rate of \$125 with no fee maximum.
Aggravated murder (w/o specs)	\$7,500/1 attorney \$12,500/2 attorneys
Murder	\$6,000
Felony adjudication (degrees 1-2)	\$5,000
Felony adjudication (degrees 3-5)	\$3,500
Misdemeanor OVI/BAC	\$2,500
Misdemeanor	\$2,000
Traffic	\$300
Objections	\$750
Unruly	\$1,000
Bindover - Mandatory	\$750/1 attorney \$1,200/2 attorneys
Bindover - Discretionary	\$2,000/1 attorney \$3,000/2 attorneys
Reverse Bindover Amenability SYO	\$1,500 Adult degree + 50%/2 attorneys
SYO Invocation	\$2,000/1 attorney \$3,000/2 attorneys
Adult in Juvenile Court	\$1,500
Violation (Probation/Community Control)	\$750

Violation (Parole/Supervised Release)	\$750
VCO	\$750
ADN Initial Custody	\$1,500
ADN Annual After Custody	\$1,500
Permanent Custody	\$2,500
Contempt of court	\$500
Purge Hearing	\$150
Expungement/Sealing	\$300
Other	\$750

C. Appellate Level Proceedings

1. Reimbursement for representation in appellate level proceedings not involving a death sentence shall be made based on the maximum rate of \$75.00 per hour for both in-court and out-of-court services.
2. Reimbursement for representation in appellate level proceedings involving a death sentence shall be made based on the maximum rate of \$125.00 per hour for both in-court and out-of-court services.
3. The prescribed maximum fees permitted in appellate level proceedings are:

<u>Offense/Proceedings</u>	<u>Fee Maximum</u>
Death Sentence	As set by Capital Fee Council – see R.C. 120.33(D). The Council has currently set a rate of \$125 with no fee maximum.
Cumulative Minimum Sentence exceeds 25 years	\$8,000
Felony (degrees 1-2) Trial	\$5,000
Felony (degree 3) Trial	\$3,500
Felony (degrees 4-5) Trial	\$2,500
Misdemeanor Trial	\$2,000
Felony Plea	\$1,500
Misdemeanor Plea	\$1,000
ADN Permanent Custody	\$3,500
Unruly	\$1,000
Other	\$1,000

26(B) Murnahan Felony (degrees 1-2) Trial	\$3,000
26(B) Murnahan Felony (degree 3) Trial	\$2,000
26(B) Murnahan Felony (degrees 4-5) Trial	\$1,000
OSC Jurisdiction Memorandum	\$1,500

D. Post-Conviction and Habeas Corpus Proceedings

1. Reimbursement for post-conviction and state habeas corpus proceedings not involving a death sentence will be made based on the maximum rate of \$75.00 per hour for both in-court and out-of-court services.
2. Reimbursement for representation in appellate level proceedings involving a death sentence will be made based on the maximum rate of \$125.00 per hour for both in-court and out-of-court services.
3. The prescribed maximum fees permitted in post-conviction and habeas corpus proceedings are:

<u>Offense/Proceedings</u>	<u>Fee Maximum</u>
Death Sentence	As set by Capital Fee Council – see R.C. 120.33(D). The Council has currently set a rate of \$125 with no fee maximum.
Felony (degrees 1-2) (R.C. 2953.21 Petition/New Trial Mtn)	\$4,000
Felony (degree 3) (R.C. 2953.21 Petition/New Trial Mtn)	\$2,500
Felony (degrees 4-5) (R.C. 2953.21 Petition/New Trial Mtn)	\$1,750
Misdemeanor (60(B))	\$1,500
Juvenile	\$2,500
State Habeas	\$1,500
Expungement/Sealing	\$300
Judicial Release	\$500
Revocation	\$750
Driving Privileges	\$150
NGRI/Comp Review	\$750
Jail Time Credit	\$300

Resentencing	\$500
Withdrawal of Guilty Plea	\$1,000

E. Extraordinary Fees and Expenses

1. Extraordinary Fees – Cases eligible for extraordinary fees are ones which, because of extraordinarily complex issues, multiple offenses, lengthy trials, or other reasons, warrant compensation at a rate which exceeds the maximums established by Lake County or the Ohio Public Defender.
2. These fees shall be granted subject to the following requirements:
 - a. The judge hearing the case must indicate approval of the extraordinary fees by checking the "Extraordinary Fee Granted" box in the Judgment Entry section of the Motion, Entry and Certification for Appointed Counsel Fees form (OPD-1026R). A copy of the journal entry approving the extraordinary fees must be attached to the form.
 - b. Extraordinary fees must be clearly documented in the appropriate sections of the Motion, Entry and Certification form (OPD-1026R) and, if needed, the Itemized Fee Statement Continuation sheet (OPD-1027R).
3. Expenses – Reimbursement for expenses associated with providing representation shall be made when submitted with the attorney's Motion, Entry and Certification for Appointed Counsel Fees form (OPD-1026R) and, if needed, the Request for Court-Paid Expert and/or Expenses form (OPD-209) and/or the Clerk's/Auditor's Transcript Fee for an Indigent Defendant form (OPD-E-205). Expenses include, but are not limited to, such items as expert witness fees, transcripts, polygraph examination costs, translator fees, investigation costs, travel, parking and meal expenses, long distance telephone calls, copying, and other necessary items as approved in the discretion of the court.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the following: Ohio Public Defender; Lake County Court of Common Pleas Judges Bartolotta, Condon, Culotta, Falkowski, Lawson, Lucci, and O'Donnell; Mentor Municipal Court Judge Trebets; Painesville Municipal Court Judge Malchesky; Willoughby Municipal Court Judge Cornachio; Lake County Bar Association; Lake County Administrator; Lake County Auditor; Lake County Budget Director; Lake County Clerk of Courts; Lake County Public Defender; and 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,702,863.01

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 \$1,702,863.01.

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": 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, in Painesville, Ohio.

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

Commissioners' Office, Lake County
Painesville, OH, July 8, 2021

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 \$2,262,353.26

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 \$2,262,353.26.

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": 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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:

APPROPRIATION INCREASES

14300611-619 PD - ME	\$2,500.00
26606761-771 REA - AAF	\$138.75
51000761-771 SD - AAF	\$31.87
60000811-812 B - E	\$34,550.00

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; Public Defender, Telecom and 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 ONS 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 TRANSFERS

FROM:

11900911-920 ND - MS

\$193,921.00

11900911-923 ND - MS

\$112,500.00

TO:

20000045-451 PA - TI

\$193,921.00

20300045-451 CS - TI

\$112,500.00

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 and JFS.

** 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 TO HONOR AND RECOGNIZE VICTIMS OF AGENT ORANGE DURING THE VIETNAM WAR

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, our nation was conceived by individuals who were willing to sacrifice their personal safety and concerns to ensure our individual and collective freedom; and

WHEREAS, the citizens of the United States have, throughout the years, been called upon to take up arms against the enemies of this great nation, risking their lives and leaving their loved ones behind to honorably safeguard the freedoms and liberties guaranteed to all Americans; and

WHEREAS, more than eight million citizens of this country honorably served during the Vietnam War, during which time Agent Orange was widely used in Vietnam by the United States Armed Forces as part of the herbicidal warfare program "*Operation Ranch Hand*" from 1961 to 1971; and

WHEREAS, nearly 20 million gallons of the orange mist were sprayed over the land from helicopters or low-flying aircraft, destroying vegetation and crops in order to deprive the enemy guerrillas of food and cover for their activities, thus exposing 2.6 million American soldiers to the herbicide and defoliant chemical; and

WHEREAS, Agent Orange is a dioxin and cancer-causing chemical that enters the body through physical contact or ingestion and moves into the human cell nucleus, where it attacks the genes and causes a number of serious illnesses, including leukemia, lymphoma, soft tissue sarcoma and cancers of the throat, prostate, lung and colon; and

WHEREAS, Agent Orange also causes genetic damage, and in some cases, the children and grandchildren of veterans exposed to Agent Orange have been born with spina bifida and other abnormalities; and

WHEREAS, today, only 600,000 Vietnam veterans exposed to Agent Orange are alive and approximately 557 deaths occur among them every day; and

WHEREAS, while fallen comrades are memorialized on The Wall at the Vietnam Veterans Memorial in Washington, D.C., those veterans who are victims of Agent Orange are not recognized as fatalities; and

WHEREAS, it is most appropriate that we should honor these veterans to the full extent of our ability, as they have made untold and innumerable sacrifices to preserve the liberties we enjoy today and that our progeny will hopefully continue to cherish for generations to come.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, hereby honor and recognize the victims of Agent Orange during the Vietnam War for their courageous service to our nation as some of America's most heroic citizens.

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, County Administrator and Veteran's Services.

** 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, 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 TO SUPPORT THE SECOND AMENDMENT OF THE CONSTITUTION OF THE UNITED STATES OF AMERICA

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 Ohio Constitution: Article 1, Section 4 states that "The people have the right to bear arms for their defense and security"; and

WHEREAS, the second Amendment of the Constitution of the United States of America states "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed"; and

WHEREAS, the second Amendment of the Constitution of the United States of America was ratified in 1791, and is still the Law of the Land; and

WHEREAS, Article 6 of the Constitution of the United States of America states "This Constitution, and the laws of the United States which shall be made in pursuance thereof; and all treaties made, or which shall be made, under the authority of the United States, shall be the supreme law of the land; and the judges in every state shall be bound thereby, anything in the Constitution or laws of any State to the contrary notwithstanding"; and

WHEREAS, Article 15, Section 7 of the Ohio Constitution states: "Every person chosen or appointed to any office under this state, before entering upon the discharge of its duties, shall take an oath or affirmation, to support the Constitution of the United States, and of this state, and also an oath of office; and

WHEREAS, Lake County Commissioners John R. Hamercheck, Ron Young, and John Plecnik have all taken such oath and believe it to be binding on them morally, ethically, and legally; and

WHEREAS, the second amendment of the Constitution of the United States of America is in effect for the entire United States of America not only for Lake County and the State of Ohio pursuant to the Bill of Rights.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, hereby declare this resolution to a second amendment preservation resolution.

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 Governor DeWine's Office.

** 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 July 8, 2021, and recorded in the Commissioners' Journal, Volume 2021.

WITNESS my hand this eighth day of July, 2021, in Painesville, Ohio.

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