

CONVENED: _____

ADJOURNED: _____

2017-23

**LAKE COUNTY COMMISSIONERS' MEETING
MAY 30, 2017
2:00 P.M.**

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

JASON BOYD, ADMINISTRATOR
KATHLEEN RUSSO, ASSISTANT CLERK
LEGAL COUNSEL

• ROLL CALL

• PUBLIC COMMENT: _____

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

RESOLUTI

UTILITIES DEPARTMENT - Randy Rothlisberger

1. RESOLUTION TENTATIVELY AWARDING A BID CONTRACT IN THE AMOUNT OF \$633,700.00 TO WM T. SPAEDER CO., INC. FOR AQUARIUS (WEST) WATER TREATMENT PLANT PAC SYSTEM IMPROVEMENTS PROJECT 378-W (20170530\U01)(UT-4)
2. RESOLUTION INCREASING APPROPRIATIONS, TRANSFERRING APPROPRIATIONS AND TRANSFERRING CASH FOR WEST TUTTLE PARK AND SHORE WATERLINE REPLACEMENT PROJECT 393-W (20170530\U02)(UT-2)
3. RESOLUTION TRANSFERRING CASH FROM LAKE COUNTY DEPARTMENT OF UTILITIES WATER OPERATING FUND TO PROJECT FUNDS 354-W VICTOR AND SYLVIA DRIVE WATERLINE REPLACEMENT; 360-W HARDY ROAD, OAKWOOD BOULEVARD AND LAKE ROAD WATERLINE REPLACEMENT IMPROVEMENT; 374-W OAKWOOD BOULEVARD WATERLINE REPLACEMENT IMPROVEMENT; 372-W LAKESHORE BOULEVARD WATERLINE REPLACEMENT AND 395-W WOODMERE WATERLINE REPLACEMENT (20170530\U03)(UT-2)
4. RESOLUTION TRANSFERRING CASH FROM LAKE COUNTY DEPARTMENT OF UTILITIES SEWER OPERATING FUND TRANSFERS -OUT TO GENERAL OBLIGATION RETIREMENT FUNDS TRANSFERS-IN (20170530\U04)(UT-2)
5. RESOLUTION PROVIDING FOR \$1,107,200 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES PROJECT 360-W AND 374-W (20170530\U05)(UT-15)
6. RESOLUTION PROVIDING FOR \$216,800 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES PROJECT 395-W (20170530\U06)(UT-15)
7. RESOLUTION PROVIDING FOR \$584,800 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES PROJECT 354-W (20170530\U07)(UT-15)
8. RESOLUTION PROVIDING FOR \$347,200 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES PROJECT 372-W(20170530\U08)(UT-15)
9. RESOLUTION TO DELETE A WATER SUM CERTIFIED TO THE LAKE COUNTY AUDITOR (20170530\U09)(UT-7)

JOB AND FAMILY SERVICES DEPARTMENT – Matt Battiato

10. RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING EXTENSION BETWEEN THE LAKE COUNTY BOARD OF COUNTY COMMISSIONERS, LAKE COUNTY WORKFORCE DEVELOPMENT BOARD, AND OMJ-LAKE SYSTEM PARTNERS FOR PARTICIPATION IN THE LAKE COUNTY ONE-STOP SERVICE DELIVERY SYSTEM UNDER THE WORKFORCE INNOVATION AND OPPORTUNITY ACT FOR THE PERIOD JULY 1, 2017 THROUGH JUNE 30, 2019, AND AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID MEMORANDUM OF UNDERSTANDING (20170530\JFS01)(JFS-15)
11. RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A SUBGRANT AGREEMENT BETWEEN THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES TO ESTABLISH THE TERMS AND CONDITIONS FOR RECEIPT OF FUNDING (20170530\JFS02)(JFS-2)

COMMISSIONERS' OFFICE

12. RESOLUTION AUTHORIZING THE BOARD OF LAKE COUNTY COMMISSIONERS TO ENTER INTO A GUARANTEED MAXIMUM PRICE AMENDMENT #2 (GMP) BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND A. M. HIGLEY (AMH) FOR ELECTRICAL DUCT BANK AND TRANSFORMER RELOCATION AT 105 MAIN STREET FOR THE LAKE COUNTY ADMINISTRATION CENTER EXPANSION AND RENOVATION PROJECT (20170530\C01)(207m)
13. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY SHERIFF'S DEPARTMENT AND COMMUNICATIONS WORKERS OF AMERICA, AFL-CIO LOCAL 4340 - COOKS AND CLERKS, EXPIRING MARCH 31, 2020 (20170530\C02)(301c)
14. RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE CITY OF EASTLAKE ACCEPTING A GRANT FROM ODNR DIVISION OF COASTAL MANAGEMENT (20170530\C03)(UT-46a)
15. RESOLUTION RE-APPOINTING BRIAN FALKOWSKI TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2020 (20170530\C04)(B-37)
16. RESOLUTION APPOINTING DENNIS M. LAFFERTY TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2020 (20170530\C05)(B-37)
17. RESOLUTION APPOINTING LANE H. SHEETS TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2020 (20170530\C06)(B-37)

FINANCE DEPARTMENT – Mike Matas

18. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,542,838.76(20170530\BC01)(C-4)
19. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$576,866.50 (20170530\BC02)(C-17)
20. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20170530\BC03)(C-111)

DEPARTMENTAL REPORTS

- UTILITIES
- JOB AND FAMILY SERVICES

- COUNTY ADMINISTRATOR
- FINANCE
- CLERK
- LEGAL

• OLD BUSINESS

• NEW BUSINESS

• PUBLIC COMMENT

EXECUTIVE SESSION

- Real estate- acquisition

_____	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, JUNE 8, 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 TENTATIVELY AWARDING A BID CONTRACT IN THE AMOUNT OF \$633,700.00 TO WM T. SPAEDER CO., INC. FOR AQUARIUS (WEST) WATER TREATMENT PLANT PAC SYSTEM IMPROVEMENTS PROJECT 378-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 Aquarius (West) Water Treatment Plant PAC System Improvements Project 378-W; and

WHEREAS, bids were received by the Board on May 24, 2017, and said bids have been reviewed by the Lake County Sanitary Engineer and he is recommending that the Board tentatively 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, wishes to tentatively award a bid contract to Wm T. Spaeder Co., Inc. for Aquarius (West) Water Treatment Plant PAC System Improvements Project 378-W in the amount of six hundred thirty-three thousand seven hundred dollars (\$633,700.00), subject to final approval of funding through the Ohio EPA Water Supply Revolving Loan Account.

BE IT FURTHER RESOLVED, that the Assistant 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; to Ohio Environmental Protection Agency.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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, TRANSFERRING APPROPRIATIONS AND TRANSFERRING CASH FOR WEST TUTTLE PARK AND SHORE WATERLINE REPLACEMENT PROJECT 393-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 this increase and transfer of appropriations and transfer of cash is necessary for the following accounts:

	<u>APPROPRIATIONS INCREASE</u>	
59534811-811	393-W Contract Projects	\$786,102.05
50000911-911	Transfers-Out	\$781,102.05

	<u>APPROPRIATIONS TRANSFER</u>	
From:		
59534711-653	393-W Advertising & Printing	\$468.05
To:		
59534811-811	393-W Contracts-Projects	\$468.05

	<u>CASH TRANSFER</u>	
From:		
50000911-911	Transfers- Out	\$781,102.05
To:		
59534045-451	393-W Transfers- In	\$781,102.05

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 and transfer 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 Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Finance Department; 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 FROM LAKE COUNTY DEPARTMENT OF UTILITIES WATER OPERATING FUND TO PROJECT FUNDS 354-W VICTOR AND SYLVIA DRIVE WATERLINE REPLACEMENT; 360-W HARDY ROAD, OAKWOOD BOULEVARD AND LAKE ROAD WATERLINE REPLACEMENT IMPROVEMENT; 374-W OAKWOOD BOULEVARD WATERLINE REPLACEMENT IMPROVEMENT; 372-W LAKESHORE BOULEVARD WATERLINE REPLACEMENT AND 395-W WOODMERE WATERLINE REPLACEMENT

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 is necessary for the following accounts:

CASH TRANSFER

From:

50000911-911	Transfers- Out	\$595,639.00
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To:

52208045-451	354-W Transfers-In	\$154,401.00
59512045-451	360-W Transfers-In	\$188,104.00
59522045-451	374-W Transfers-In	\$104,224.00
59519045-451	372-W Transfers-In	\$91,669.00
59535045-451	395-W Transfers-In	\$57,241.00

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 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 Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Budget Director; 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 FROM LAKE COUNTY DEPARTMENT OF UTILITIES SEWER OPERATING FUND TRANSFERS -OUT TO GENERAL OBLIGATION RETIREMENT FUNDS TRANSFERS-IN

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 is necessary for the following accounts:

CASH TRANSFER

From:		
51000911-911	Transfers- Out	\$46,302.10
To:		
31012045-451	234-S GO Bond Retirement Transfers- In	\$16,929.15
31013045-451	284-S GO Bond Retirement Transfers- In	\$29,372.95

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 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 Assistant 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 PROVIDING FOR \$1,107,200 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES
PROJECT 360-W AND 374-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 County has issued notes in the principal amount of \$1,384,000 (the outstanding notes) for the purpose set forth in Section 1, which outstanding notes are stated to mature on June 15, 2017; and

WHEREAS, this Board has determined to retire the outstanding notes with the proceeds of the Notes authorized herein and other funds available to the County and appropriated for the purpose; and

WHEREAS, the County Auditor as fiscal officer of this County has certified to this Board that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years and has certified the maximum maturity of the bonds and notes proposed to be issued.

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

Section 1. It is necessary to issue bonds of this County in the aggregate principal amount of not to exceed \$1,107,200 (the Bonds) to pay costs of Hardy Road, Oakwood Boulevard & Lake Road Project 360-W and Oakwood Boulevard Project 374-W.

Section 2. The Bonds shall be dated approximately June 1, 2018, shall bear interest at the now estimated rate of 5% per year, and are estimated to mature in 40 annual principal installments. The first principal installment is estimated to be December 1, 2018.

Section 3. It is necessary to issue and this Board determines that notes in the aggregate principal amount of not to exceed \$1,107,200 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall bear interest at a rate or rates not to exceed 5% per year (computed on a 360-day per year basis), payable at maturity or at any date of earlier prepayment as provided for in Section 5 of this resolution and until the principal amount is paid or payment is provided for. The principal amount of the Notes shall be the amount as determined by the County Auditor, the Budget/Finance Director or any member of this Board of County Commissioners in the certificate awarding the Notes in accordance with Section 6 of this resolution to be the amount necessary to retire the outstanding notes, after taking into account any other moneys available to the County and appropriated for those purposes. The rate or rates of interest on the Notes shall be determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate awarding the Notes in accordance with Section 6 of this resolution.

Section 4. The Notes shall be signed by at least two members of the Board of County Commissioners and by the County Auditor, in the name of the County and in their official capacities, provided that any or all of those signatures may be a facsimile. The Notes shall be issued only as fully registered notes and in the denominations and numbers as requested by the original purchaser and approved by the County Auditor, the County Budget/Finance Director or any member of this Board, provided that the entire principal amount may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Auditor, the County

**RESOLUTION PROVIDING FOR \$1,107,200 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 360W AND 374W**

Budget/Finance Director or any member of this Board and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this resolution.

No Note shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this resolution unless and until the certificate of authentication printed on the Note is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, this resolution.

The County Auditor, the County Budget/Finance Director or any member of this Board is authorized to determine in the Certificate of Award the bank or trust company to act as authenticating agent, note registrar, transfer agent (the Note Registrar) and/or paying agent for the Notes after having determined that the payment at that bank or trust company will not endanger the funds or securities of the County and that proper procedures and safeguards are available for the purpose; provided, however, such official may determine in the Certificate of Award that the County Auditor shall act as Note Registrar and/or paying agent.

So long as any of the Notes remain outstanding, the County will cause the Note Registrar to maintain and keep at its office all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the Note Register). The person in whose name a Note is registered on the Note Register shall be regarded as the absolute owner of that Note for all purposes of this resolution. Payment of or on account of the debt charges on any Note shall be made only to or upon the order of that person; the County and the Note Registrar shall not be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the County's liability upon the Note, including interest, to the extent of the amount or amounts so paid.

Any Note may be exchanged for Notes of any authorized denomination upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. A Note may be transferred only on the Note Register upon presentation and surrender of the Note at the office of the Note Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. Upon exchange or transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations requested by the owner equal in the aggregate to the principal amount of the Note or Notes surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the County are required, the Note Registrar shall undertake the exchange or transfer of Notes only after the new Notes are signed by the authorized officers of the County. In all cases of Notes exchanged or transferred, the County shall sign and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this resolution. The exchange or transfer shall be without charge to the owner, except that the County and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The County or the Note Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Notes issued and authenticated upon any exchange or transfer shall be valid obligations of the County, evidencing the same debt, and entitled to the same security and benefit under this resolution, as the Notes surrendered upon that exchange or transfer.

Notwithstanding any other provisions of this resolution, if it is determined by the County Auditor or any member of this Board to be advantageous to the County, the Notes shall be issued in book entry form in accordance with the provisions of this Section. As used in this Section and this resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in Notes and the principal of and interest on the Notes may be transferred only through a book entry, and (ii) physical Note certificates in fully registered form are issued by the County only to a Depository or its nominee as registered owner, with the Notes deposited and retained in the custody of the Depository or its agent. The book entry maintained by an entity other than the County is the record that identifies the owners of beneficial interests in those Notes and that principal and interest.

**RESOLUTION PROVIDING FOR \$1,107,200 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 360W AND 374W**

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Notes or the principal of and interest on Notes, and to effect transfers of Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

The Notes may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single, fully registered Note registered in the name of the Depository or its nominee, as registered owner, and deposited and retained in the custody of the Depository or its agent; (ii) the beneficial owners in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the County Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the County Auditor does not or is unable to do so, the County Auditor, after making provisions for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause note certificates in registered form to be authenticated by the Note Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of County action or inaction, of those persons requesting such issuance.

Any member of the Board of County Commissioners, the County Budget/Finance Director or the County Auditor, are also hereby authorized and directed to the extent necessary or required to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 5. The debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America if so requested by the original purchaser, and shall be payable, without deduction for services of the County's paying agent, upon presentation and surrender, at the office of the Note Registrar, to the persons in whose names the Notes are registered on the Note Register. The Notes shall be dated the date of issuance and shall mature not more than one year from the date of issuance as determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate of award after determining such maturity to be in the best interests and financial advantages of the County. If agreed to by the original purchaser, the Notes shall be prepayable without penalty or premium at the option of the County at any time prior to maturity as provided in this resolution. Prepayment prior to maturity shall be made by deposit with the Note Registrar of the principal amount of the Notes together with interest accrued thereon to the date of prepayment. The County's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the Note Registrar, by certified or registered mail to the original purchaser of the Notes not less than seven days prior to the date of that deposit, unless that notice is waived by the original purchaser of the Notes. If money for prepayment is on deposit with the Note Registrar on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the County Auditor, the original purchaser of the Notes shall arrange for the delivery of the Notes at the designated office of the Note Registrar for prepayment and surrender and cancellation.

Section 6. The Notes shall be awarded and sold at private sale to Stifel, Nicolaus & Company, Incorporated, Cleveland, Ohio (the original purchaser) as set forth in the certificate of award, at a purchase price of not less than par in accordance with law and the provisions of this resolution. The County Auditor, the County Budget/Finance Director

**RESOLUTION PROVIDING FOR \$1,107,200 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 360W AND 374W**

or any member of this Board shall sign the certificate of award referred to in Sections 3 and 5, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the original purchaser, to the original purchaser upon payment of the purchase price. The members of the Board of County Commissioners, the Clerk of this Board, the County Auditor, the County Budget/Finance Director and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this resolution. The Notes may be combined with other issues of notes and sold as a single consolidated issue pursuant to Section 133.30(B) of the Revised Code if determined to be in the best interests of the County by the official executing the Certificate of Award.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the County, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due. In each year to the extent funds from the water utility revenues or other sources are available and appropriated for the purpose of paying debt charges on the Notes or the Bonds, the amount of that tax shall be reduced by the amount so available and appropriated.

Section 10. The County covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be treated as an item of tax preference under Section 57 of the Code.

The County further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code or any declarations of official intent on behalf of the County in connection with any reimbursement expenditures, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as

**RESOLUTION PROVIDING FOR \$1,107,200 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 360W AND 374W**

rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. The Assistant Clerk of this Board is directed to deliver a certified copy of this resolution to the County Auditor.

Section 12. This Board determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the County have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the County are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to deliver a copy of this resolution to the Lake County Auditor; the Lake County Sanitary Engineer and Budget Director.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio

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(UT-15)

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 PROVIDING FOR \$216,800 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES
PROJECT 395-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 County has issued notes in the principal amount of \$271,000 (the outstanding notes) for the purpose set forth in Section 1, which outstanding notes are stated to mature on June 15, 2017; and

WHEREAS, this Board has determined to retire the outstanding notes with the proceeds of the Notes authorized herein and other funds available to the County and appropriated for the purpose; and

WHEREAS, the County Auditor as fiscal officer of this County has certified to this Board that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years and has certified the maximum maturity of the bonds and notes proposed to be issued.

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

Section 1. It is necessary to issue bonds of this County in the aggregate principal amount of not to exceed \$216,800 (the Bonds) to pay costs of Woodmere Drive Project 395-W.

Section 2. The Bonds shall be dated approximately June 1, 2018, shall bear interest at the now estimated rate of 5% per year, and are estimated to mature in 40 annual principal installments. The first principal installment is estimated to be December 1, 2018.

Section 3. It is necessary to issue and this Board determines that notes in the aggregate principal amount of not to exceed \$216,800 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall bear interest at a rate or rates not to exceed 5% per year (computed on a 360-day per year basis), payable at maturity or at any date of earlier prepayment as provided for in Section 5 of this resolution and until the principal amount is paid or payment is provided for. The principal amount of the Notes shall be the amount as determined by the County Auditor, the Budget/Finance Director or any member of this Board of County Commissioners in the certificate awarding the Notes in accordance with Section 6 of this resolution to be the amount necessary to retire the outstanding notes, after taking into account any other moneys available to the County and appropriated for those purposes. The rate or rates of interest on the Notes shall be determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate awarding the Notes in accordance with Section 6 of this resolution.

Section 4. The Notes shall be signed by at least two members of the Board of County Commissioners and by the County Auditor, in the name of the County and in their official capacities, provided that any or all of those signatures may be a facsimile. The Notes shall be issued only as fully registered notes and in the denominations and numbers as requested by the original purchaser and approved by the County Auditor, the County Budget/Finance Director or any member of this Board, provided that the entire principal amount may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Auditor, the County

**RESOLUTION PROVIDING FOR \$216,800 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 395W**

Budget/Finance Director or any member of this Board and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this resolution.

No Note shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this resolution unless and until the certificate of authentication printed on the Note is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, this resolution.

The County Auditor, the County Budget/Finance Director or any member of this Board is authorized to determine in the Certificate of Award the bank or trust company to act as authenticating agent, note registrar, transfer agent (the Note Registrar) and/or paying agent for the Notes after having determined that the payment at that bank or trust company will not endanger the funds or securities of the County and that proper procedures and safeguards are available for the purpose; provided, however, such official may determine in the Certificate of Award that the County Auditor shall act as Note Registrar and/or paying agent.

So long as any of the Notes remain outstanding, the County will cause the Note Registrar to maintain and keep at its office all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the Note Register). The person in whose name a Note is registered on the Note Register shall be regarded as the absolute owner of that Note for all purposes of this resolution. Payment of or on account of the debt charges on any Note shall be made only to or upon the order of that person; the County and the Note Registrar shall not be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the County's liability upon the Note, including interest, to the extent of the amount or amounts so paid.

Any Note may be exchanged for Notes of any authorized denomination upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. A Note may be transferred only on the Note Register upon presentation and surrender of the Note at the office of the Note Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. Upon exchange or transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations requested by the owner equal in the aggregate to the principal amount of the Note or Notes surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the County are required, the Note Registrar shall undertake the exchange or transfer of Notes only after the new Notes are signed by the authorized officers of the County. In all cases of Notes exchanged or transferred, the County shall sign and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this resolution. The exchange or transfer shall be without charge to the owner, except that the County and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The County or the Note Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Notes issued and authenticated upon any exchange or transfer shall be valid obligations of the County, evidencing the same debt, and entitled to the same security and benefit under this resolution, as the Notes surrendered upon that exchange or transfer.

Notwithstanding any other provisions of this resolution, if it is determined by the County Auditor or any member of this Board to be advantageous to the County, the Notes shall be issued in book entry form in accordance with the provisions of this Section. As used in this Section and this resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in Notes and the principal of and interest on the Notes may be transferred only through a book entry, and (ii) physical Note certificates in fully registered form are issued by the County only to a Depository or its nominee as registered owner, with the Notes deposited and retained in the custody of the Depository or its agent. The book entry maintained by an entity other than the County is the record that identifies the owners of beneficial interests in those Notes and that principal and interest.

**RESOLUTION PROVIDING FOR \$216,800 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 395W**

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Notes or the principal of and interest on Notes, and to effect transfers of Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

The Notes may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single, fully registered Note registered in the name of the Depository or its nominee, as registered owner, and deposited and retained in the custody of the Depository or its agent; (ii) the beneficial owners in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the County Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the County Auditor does not or is unable to do so, the County Auditor, after making provisions for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause note certificates in registered form to be authenticated by the Note Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of County action or inaction, of those persons requesting such issuance.

Any member of the Board of County Commissioners, the County Budget/Finance Director or the County Auditor, are also hereby authorized and directed to the extent necessary or required to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 5. The debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America if so requested by the original purchaser, and shall be payable, without deduction for services of the County's paying agent, upon presentation and surrender, at the office of the Note Registrar, to the persons in whose names the Notes are registered on the Note Register. The Notes shall be dated the date of issuance and shall mature not more than one year from the date of issuance as determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate of award after determining such maturity to be in the best interests and financial advantages of the County. If agreed to by the original purchaser, the Notes shall be prepayable without penalty or premium at the option of the County at any time prior to maturity as provided in this resolution. Prepayment prior to maturity shall be made by deposit with the Note Registrar of the principal amount of the Notes together with interest accrued thereon to the date of prepayment. The County's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the Note Registrar, by certified or registered mail to the original purchaser of the Notes not less than seven days prior to the date of that deposit, unless that notice is waived by the original purchaser of the Notes. If money for prepayment is on deposit with the Note Registrar on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the County Auditor, the original purchaser of the Notes shall arrange for the delivery of the Notes at the designated office of the Note Registrar for prepayment and surrender and cancellation.

Section 6. The Notes shall be awarded and sold at private sale to Stifel, Nicolaus & Company, Incorporated, Cleveland, Ohio (the original purchaser) as set forth in the certificate of award, at a purchase price of not less than par in accordance with law and the provisions of this resolution. The County Auditor, the County Budget/Finance Director

**RESOLUTION PROVIDING FOR \$216,800 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 395W**

or any member of this Board shall sign the certificate of award referred to in Sections 3 and 5, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the original purchaser, to the original purchaser upon payment of the purchase price. The members of the Board of County Commissioners, the Clerk of this Board, the County Auditor, the County Budget/Finance Director and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this resolution. The Notes may be combined with other issues of notes and sold as a single consolidated issue pursuant to Section 133.30(B) of the Revised Code if determined to be in the best interests of the County by the official executing the Certificate of Award.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the County, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due. In each year to the extent funds from the water utility revenues or other sources are available and appropriated for the purpose of paying debt charges on the Notes or the Bonds, the amount of that tax shall be reduced by the amount so available and appropriated.

Section 10. The County covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be treated as an item of tax preference under Section 57 of the Code.

The County further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code or any declarations of official intent on behalf of the County in connection with any reimbursement expenditures, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as

**RESOLUTION PROVIDING FOR \$216,800 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 395W**

rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. The Assistant Clerk of this Board is directed to deliver a certified copy of this resolution to the County Auditor.

Section 12. This Board determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the County have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the County are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to deliver a copy of this resolution to the County Auditor; the Lake County Sanitary Engineer and the Budget Director.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio

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(UT-15)

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 PROVIDING FOR \$584,800 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES
PROJECT 354-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 County has issued notes in the principal amount of \$731,000 (the outstanding notes) for the purpose set forth in Section 1, which outstanding notes are stated to mature on June 15, 2017; and

WHEREAS, this Board has determined to retire the outstanding notes with the proceeds of the Notes authorized herein and other funds available to the County and appropriated for the purpose; and

WHEREAS, the County Auditor as fiscal officer of this County has certified to this Board that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years and has certified the maximum maturity of the bonds and notes proposed to be issued.

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

Section 1. It is necessary to issue bonds of this County in the aggregate principal amount of not to exceed \$584,800 (the Bonds) to pay costs of Victor Drive and Sylvia Drive Project 354-W.

Section 2. The Bonds shall be dated approximately June 1, 2018, shall bear interest at the now estimated rate of 5% per year, and are estimated to mature in 40 annual principal installments. The first principal installment is estimated to be December 1, 2018.

Section 3. It is necessary to issue and this Board determines that notes in the aggregate principal amount of not to exceed \$584,800 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall bear interest at a rate or rates not to exceed 5% per year (computed on a 360-day per year basis), payable at maturity or at any date of earlier prepayment as provided for in Section 5 of this resolution and until the principal amount is paid or payment is provided for. The principal amount of the Notes shall be the amount as determined by the County Auditor, the Budget/Finance Director or any member of this Board of County Commissioners in the certificate awarding the Notes in accordance with Section 6 of this resolution to be the amount necessary to retire the outstanding notes, after taking into account any other moneys available to the County and appropriated for those purposes. The rate or rates of interest on the Notes shall be determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate awarding the Notes in accordance with Section 6 of this resolution.

Section 4. The Notes shall be signed by at least two members of the Board of County Commissioners and by the County Auditor, in the name of the County and in their official capacities, provided that any or all of those signatures may be a facsimile. The Notes shall be issued only as fully registered notes and in the denominations and numbers as requested by the original purchaser and approved by the County Auditor, the County Budget/Finance Director or any member of this Board, provided that the entire principal amount may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Auditor, the County

**RESOLUTION PROVIDING FOR \$584,800 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 354W**

Budget/Finance Director or any member of this Board and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this resolution.

No Note shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this resolution unless and until the certificate of authentication printed on the Note is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, this resolution.

The County Auditor, the County Budget/Finance Director or any member of this Board is authorized to determine in the Certificate of Award the bank or trust company to act as authenticating agent, note registrar, transfer agent (the Note Registrar) and/or paying agent for the Notes after having determined that the payment at that bank or trust company will not endanger the funds or securities of the County and that proper procedures and safeguards are available for the purpose; provided, however, such official may determine in the Certificate of Award that the County Auditor shall act as Note Registrar and/or paying agent.

So long as any of the Notes remain outstanding, the County will cause the Note Registrar to maintain and keep at its office all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the Note Register). The person in whose name a Note is registered on the Note Register shall be regarded as the absolute owner of that Note for all purposes of this resolution. Payment of or on account of the debt charges on any Note shall be made only to or upon the order of that person; the County and the Note Registrar shall not be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the County's liability upon the Note, including interest, to the extent of the amount or amounts so paid.

Any Note may be exchanged for Notes of any authorized denomination upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. A Note may be transferred only on the Note Register upon presentation and surrender of the Note at the office of the Note Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. Upon exchange or transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations requested by the owner equal in the aggregate to the principal amount of the Note or Notes surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the County are required, the Note Registrar shall undertake the exchange or transfer of Notes only after the new Notes are signed by the authorized officers of the County. In all cases of Notes exchanged or transferred, the County shall sign and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this resolution. The exchange or transfer shall be without charge to the owner, except that the County and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The County or the Note Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Notes issued and authenticated upon any exchange or transfer shall be valid obligations of the County, evidencing the same debt, and entitled to the same security and benefit under this resolution, as the Notes surrendered upon that exchange or transfer.

Notwithstanding any other provisions of this resolution, if it is determined by the County Auditor or any member of this Board to be advantageous to the County, the Notes shall be issued in book entry form in accordance with the provisions of this Section. As used in this Section and this resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in Notes and the principal of and interest on the Notes may be transferred only through a book entry, and (ii) physical Note certificates in fully registered form are issued by the County only to a Depository or its nominee as registered owner, with the Notes deposited and retained in the custody of the Depository or its agent. The book entry maintained by an entity other than the County is the record that identifies the owners of beneficial interests in those Notes and that principal and interest.

**RESOLUTION PROVIDING FOR \$584,800 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 354W**

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Notes or the principal of and interest on Notes, and to effect transfers of Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

The Notes may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single, fully registered Note registered in the name of the Depository or its nominee, as registered owner, and deposited and retained in the custody of the Depository or its agent; (ii) the beneficial owners in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the County Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the County Auditor does not or is unable to do so, the County Auditor, after making provisions for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause note certificates in registered form to be authenticated by the Note Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of County action or inaction, of those persons requesting such issuance.

Any member of the Board of County Commissioners, the County Budget/Finance Director or the County Auditor, are also hereby authorized and directed to the extent necessary or required to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 5. The debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America if so requested by the original purchaser, and shall be payable, without deduction for services of the County's paying agent, upon presentation and surrender, at the office of the Note Registrar, to the persons in whose names the Notes are registered on the Note Register. The Notes shall be dated the date of issuance and shall mature not more than one year from the date of issuance as determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate of award after determining such maturity to be in the best interests and financial advantages of the County. If agreed to by the original purchaser, the Notes shall be prepayable without penalty or premium at the option of the County at any time prior to maturity as provided in this resolution. Prepayment prior to maturity shall be made by deposit with the Note Registrar of the principal amount of the Notes together with interest accrued thereon to the date of prepayment. The County's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the Note Registrar, by certified or registered mail to the original purchaser of the Notes not less than seven days prior to the date of that deposit, unless that notice is waived by the original purchaser of the Notes. If money for prepayment is on deposit with the Note Registrar on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the County Auditor, the original purchaser of the Notes shall arrange for the delivery of the Notes at the designated office of the Note Registrar for prepayment and surrender and cancellation.

Section 6. The Notes shall be awarded and sold at private sale to Stifel, Nicolaus & Company, Incorporated, Cleveland, Ohio (the original purchaser) as set forth in the certificate of award, at a purchase price of not less than par in accordance with law and the provisions of this resolution. The County Auditor, the County Budget/Finance Director

**RESOLUTION PROVIDING FOR \$584,800 NOTE RENEWAL FOR THE LAKE COUNTY
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or any member of this Board shall sign the certificate of award referred to in Sections 3 and 5, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the original purchaser, to the original purchaser upon payment of the purchase price. The members of the Board of County Commissioners, the Clerk of this Board, the County Auditor, the County Budget/Finance Director and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this resolution. The Notes may be combined with other issues of notes and sold as a single consolidated issue pursuant to Section 133.30(B) of the Revised Code if determined to be in the best interests of the County by the official executing the Certificate of Award.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the County, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due. In each year to the extent funds from the water utility revenues or other sources are available and appropriated for the purpose of paying debt charges on the Notes or the Bonds, the amount of that tax shall be reduced by the amount so available and appropriated.

Section 10. The County covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be treated as an item of tax preference under Section 57 of the Code.

The County further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code or any declarations of official intent on behalf of the County in connection with any reimbursement expenditures, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as

**RESOLUTION PROVIDING FOR \$584,800 NOTE RENEWAL FOR THE LAKE COUNTY
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rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. The Assistant Clerk of this Board is directed to deliver a certified copy of this resolution to the County Auditor.

Section 12. This Board determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the County have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the County are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to deliver a copy of this resolution to the County Auditor.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio

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(UT-15)

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 PROVIDING FOR \$347,200 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES
PROJECT 372-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 County has issued notes in the principal amount of \$434,000 (the outstanding notes) for the purpose set forth in Section 1, which outstanding notes are stated to mature on June 15, 2017; and

WHEREAS, this Board has determined to retire the outstanding notes with the proceeds of the Notes authorized herein and other funds available to the County and appropriated for the purpose; and

WHEREAS, the County Auditor as fiscal officer of this County has certified to this Board that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years and has certified the maximum maturity of the bonds and notes proposed to be issued.

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

Section 1. It is necessary to issue bonds of this County in the aggregate principal amount of not to exceed \$347,200 (the Bonds) to pay costs of Lakeshore Boulevard Project 372-W.

Section 2. The Bonds shall be dated approximately June 1, 2018, shall bear interest at the now estimated rate of 5% per year, and are estimated to mature in 40 annual principal installments. The first principal installment is estimated to be December 1, 2018.

Section 3. It is necessary to issue and this Board determines that notes in the aggregate principal amount of not to exceed \$347,200 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall bear interest at a rate or rates not to exceed 5% per year (computed on a 360-day per year basis), payable at maturity or at any date of earlier prepayment as provided for in Section 5 of this resolution and until the principal amount is paid or payment is provided for. The principal amount of the Notes shall be the amount as determined by the County Auditor, the Budget/Finance Director or any member of this Board of County Commissioners in the certificate awarding the Notes in accordance with Section 6 of this resolution to be the amount necessary to retire the outstanding notes after taking into account any other moneys available to the County and appropriated for those purposes. The rate or rates of interest on the Notes shall be determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate awarding the Notes in accordance with Section 6 of this resolution.

Section 4. The Notes shall be signed by at least two members of the Board of County Commissioners and by the County Auditor, in the name of the County and in their official capacities, provided that any or all of those signatures may be a facsimile. The Notes shall be issued only as fully registered notes and in the denominations and numbers as requested by the original purchaser and approved by the County Auditor, the County Budget/Finance Director or any member of this Board, provided that the entire principal amount may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Auditor, the County

**RESOLUTION PROVIDING FOR \$347,200 NOTE RENEWAL FOR THE LAKE COUNTY
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Budget/Finance Director or any member of this Board and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this resolution.

No Note shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this resolution unless and until the certificate of authentication printed on the Note is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, this resolution.

The County Auditor, the County Budget/Finance Director or any member of this Board is authorized to determine in the Certificate of Award the bank or trust company to act as authenticating agent, note registrar, transfer agent (the Note Registrar) and/or paying agent for the Notes after having determined that the payment at that bank or trust company will not endanger the funds or securities of the County and that proper procedures and safeguards are available for the purpose; provided, however, such official may determine in the Certificate of Award that the County Auditor shall act as Note Registrar and/or paying agent.

So long as any of the Notes remain outstanding, the County will cause the Note Registrar to maintain and keep at its office all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the Note Register). The person in whose name a Note is registered on the Note Register shall be regarded as the absolute owner of that Note for all purposes of this resolution. Payment of or on account of the debt charges on any Note shall be made only to or upon the order of that person; the County and the Note Registrar shall not be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the County's liability upon the Note, including interest, to the extent of the amount or amounts so paid.

Any Note may be exchanged for Notes of any authorized denomination upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. A Note may be transferred only on the Note Register upon presentation and surrender of the Note at the office of the Note Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Note Registrar. Upon exchange or transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations requested by the owner equal in the aggregate to the principal amount of the Note or Notes surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the County are required, the Note Registrar shall undertake the exchange or transfer of Notes only after the new Notes are signed by the authorized officers of the County. In all cases of Notes exchanged or transferred, the County shall sign and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this resolution. The exchange or transfer shall be without charge to the owner, except that the County and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The County or the Note Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Notes issued and authenticated upon any exchange or transfer shall be valid obligations of the County, evidencing the same debt, and entitled to the same security and benefit under this resolution, as the Notes surrendered upon that exchange or transfer.

Notwithstanding any other provisions of this resolution, if it is determined by the County Auditor or any member of this Board to be advantageous to the County, the Notes shall be issued in book entry form in accordance with the provisions of this Section. As used in this Section and this resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in Notes and the principal of and interest on the Notes may be transferred only through a book entry, and (ii) physical Note certificates in fully registered form are issued by the County only to a Depository or its nominee as registered owner, with the Notes deposited and retained in the custody of the Depository or its agent.

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The book entry maintained by an entity other than the County is the record that identifies the owners of beneficial interests in those Notes and that principal and interest.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Notes or the principal of and interest on Notes, and to effect transfers of Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

The Notes may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single, fully registered Note registered in the name of the Depository or its nominee, as registered owner, and deposited and retained in the custody of the Depository or its agent; (ii) the beneficial owners in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the County Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the County Auditor does not or is unable to do so, the County Auditor, after making provisions for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause note certificates in registered form to be authenticated by the Note Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of County action or inaction, of those persons requesting such issuance.

Any member of the Board of County Commissioners, the County Budget/Finance Director or the County Auditor, are also hereby authorized and directed to the extent necessary or required to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 5. The debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America if so requested by the original purchaser, and shall be payable, without deduction for services of the County's paying agent, upon presentation and surrender, at the office of the Note Registrar, to the persons in whose names the Notes are registered on the Note Register. The Notes shall be dated the date of issuance and shall mature not more than one year from the date of issuance as determined by the County Auditor, the County Budget/Finance Director or any member of this Board in the certificate of award after determining such maturity to be in the best interests and financial advantages of the County. If agreed to by the original purchaser, the Notes shall be prepayable without penalty or premium at the option of the County at any time prior to maturity as provided in this resolution. Prepayment prior to maturity shall be made by deposit with the Note Registrar of the principal amount of the Notes together with interest accrued thereon to the date of prepayment. The County's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the Note Registrar, by certified or registered mail to the original purchaser of the Notes not less than seven days prior to the date of that deposit, unless that notice is waived by the original purchaser of the Notes. If money for prepayment is on deposit with the Note Registrar on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and upon the request of the County Auditor, the original purchaser of the Notes shall arrange for the delivery of the Notes at the designated office of the Note Registrar for prepayment and surrender and cancellation.

**RESOLUTION PROVIDING FOR \$347,200 NOTE RENEWAL FOR THE LAKE COUNTY
DEPARTMENT OF UTILITIES PROJECT 372W**

Section 6. The Notes shall be awarded and sold at private sale to Stifel, Nicolaus & Company, Incorporated, Cleveland, Ohio (the original purchaser) as set forth in the certificate of award, at a purchase price of not less than par in accordance with law and the provisions of this resolution. The County Auditor, the County Budget/Finance Director or any member of this Board shall sign the certificate of award referred to in Sections 3 and 5, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the original purchaser, to the original purchaser upon payment of the purchase price. The members of the Board of County Commissioners, the Clerk of this Board, the County Auditor, the County Budget/Finance Director and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this resolution. The Notes may be combined with other issues of notes and sold as a single consolidated issue pursuant to Section 133.30(B) of the Revised Code if determined to be in the best interests of the County by the official executing the Certificate of Award.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the County, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due. In each year to the extent funds from the water utility revenues or other sources are available and appropriated for the purpose of paying debt charges on the Notes or the Bonds, the amount of that tax shall be reduced by the amount so available and appropriated.

Section 10. The County covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be treated as an item of tax preference under Section 57 of the Code.

The County further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code or any declarations of official intent on behalf of

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the County in connection with any reimbursement expenditures, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. The Assistant Clerk of this Board is directed to deliver a certified copy of this resolution to the County Auditor.

Section 12. This Board determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the County have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the County are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to deliver a copy of this resolution to the County Auditor.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio

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(UT-15)

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 DELETE A WATER SUM CERTIFIED 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, by resolution adopted May 16, 2017, delinquent sewer and water sums were certified to the Lake County Auditor; and

WHEREAS, it is the recommendation of the Lake County Department of Utilities that the following water sum be deleted from the certification approved by resolution adopted May 16, 2017:

	WATER SUM		
<u>PROPERTY OWNER</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>
George Pisarczyk	34-B-025-C-00-120-0	\$282.80	L71-20120-00

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, in and for Lake County, Ohio, that the aforementioned certification approved by resolution adopted May 16, 2017, is hereby deleted.

BE IT FURTHER RESOLVED, that the Assistant 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 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Water and Sewer Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 MEMORANDUM OF UNDERSTANDING EXTENSION BETWEEN THE LAKE COUNTY BOARD OF COUNTY COMMISSIONERS, LAKE COUNTY WORKFORCE DEVELOPMENT BOARD, AND OMJ-LAKE SYSTEM PARTNERS FOR PARTICIPATION IN THE LAKE COUNTY ONE-STOP SERVICE DELIVERY SYSTEM UNDER THE WORKFORCE INNOVATION AND OPPORTUNITY ACT FOR THE PERIOD JULY 1, 2017 THROUGH JUNE 30, 2019, AND AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID MEMORANDUM OF UNDERSTANDING

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 Board of Commissioners is the designated grant recipient for the local workforce investment area consisting of Lake County in the State of Ohio, under the Workforce Innovation and Opportunity Act; and

WHEREAS, The Workforce Innovation and Opportunity Act requires each local workforce investment area to establish a One-Stop system for delivery of workforce development services; and

WHEREAS, The Workforce Innovation and Opportunity Act requires each local workforce investment board, with the agreement of chief elected officials, to develop and enter into a Memorandum of Understanding between the local board and the OMJ - Lake partners concerning the operations of the One-Stop system; and

WHEREAS, the purpose of the Memorandum of Understanding is to provide information and agreement among the parties relative to their relationship and the roles, duties, obligations, and responsibilities of each party as they participate in OMJ - Lake; and

WHEREAS, said Memorandum of Understanding as extended, is incorporated herein by reference and made part of this resolution for the period July 1, 2017 through June 30, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby approves the extension to the Memorandum of Understanding between the Lake County Board of Commissioners, Lake County Workforce Development Board, and OMJ - Lake system partners for participation in the Lake County One-Stop service delivery system under the Workforce Innovation and Opportunity Act for the period of July 1, 2017 through June 30, 2019.

BE IT FURTHER RESOLVED, that the Board of County Commissioners authorizes the President of the Board to execute the Memorandum of Understanding, and to otherwise sign, bind, and act in connection with said extension to the Memorandum of Understanding.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; and to Matthew Battiato, Director, Lake County Job and Family Services; and to and Robert J. Dawson, Executive Director, Lake County Workforce Development Board.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 AND AUTHORIZING EXECUTION OF A SUBGRANT AGREEMENT BETWEEN THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES TO ESTABLISH THE TERMS AND CONDITIONS FOR RECEIPT OF FUNDING

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 Director of the Department of Job and Family Services is recommending the execution of the Subgrant Agreement between the Ohio Department of Job and Family Services and the Lake County Board of Commissioners on behalf of the Department of Job and Family Services. Said Subgrant Agreement is incorporated herein by reference and made part of this resolution; and

WHEREAS, the Subgrant Agreement establishes the terms and conditions for Lake County Department of Job and Family Services receipt of funds for the period of July 1, 2017 through June 30, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby approves the Subgrant Agreement between the Ohio Department of Job and Family Services and the Lake County Board of Commissioners, on behalf of the Lake County Department of Job and Family Services, to establish the terms and conditions for receipt of funds effective with the execution of the Subgrant Agreement through June 30, 2017 and authorizes execution of the Subgrant Agreement.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor, Budget Director; Matthew Battiato, Job and Family Services Director; and Lorrie Stansell, Ohio Department of Job and Family Services, ODJFS Office of Fiscal and Monitoring Services, 30 E. Broad Street, 37th Floor, Columbus, Ohio 43215.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 THE BOARD OF LAKE COUNTY COMMISSIONERS TO ENTER INTO A GUARANTEED MAXIMUM PRICE AMENDMENT #2 (GMP) BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND A. M. HIGLEY (AMH) FOR ELECTRICAL DUCT BANK AND TRANSFORMER RELOCATION AT 105 MAIN STREET FOR THE LAKE COUNTY ADMINISTRATION CENTER EXPANSION AND RENOVATION PROJECT

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, A.M. Higley, the Construction Manager At Risk for the project, received four bids for electrical duct bank and transformer relocation at 105 Main Street for the Lake County Administration Center Expansion and Renovation Project with VL Chapman Electric submitting the lowest bid; and

WHEREAS, it is the recommendation of the County Administrator for the County to enter into a GMP Amendment #2 with A. M. Higley, in an amount not to exceed \$144,008.00, to provide electrical duct bank and transformer relocation work at 105 Main Street for the Lake County Administration Center Expansion and Renovation Project. Original Professional Services Agreement with A.M. Higley "AIA-A133-2009" passed on December 15, 2016 and is incorporated herein by reference and made a part of this resolution; and

WHEREAS, a Guaranteed Maximum Price "GMP" amendment #2 is for \$144,008.00, which includes VL Chapman Electric for electrical duct bank work and transfer relocation at 105 Main Street and A. M. Higley's pre-construction and construction stage services.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes execution of a GMP Amendment #2 between A. M. Higley and the Lake County Board of Commissioners to provide electrical duct bank work and transfer relocation at 105 Main Street for the Lake County Administration Center Expansion and Renovation Project in an amount not to exceed \$144,008.00.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Budget Director; Jason W. Boyd, Administrator; Gary Fedak, Project Coordinator; Albert M. Higley Company, LLC, 2926 Chester Ave., Cleveland, OH 44114; and to VL Chapman Electric, 624 River Street, Grand River, OH 44045.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY SHERIFF'S DEPARTMENT AND COMMUNICATIONS WORKERS OF AMERICA, AFL-CIO LOCAL 4340 - COOKS AND CLERKS, EXPIRING MARCH 31, 2020

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 Sheriff has recommended and approved an Agreement between the Lake County Board of Commissioners on behalf of the Lake County Sheriff and the and the Communications Workers of America, AFL-CIO Local 4340 - Cooks and Clerks , effective April 1, 2017 through March 31, 2020; and

WHEREAS, the Agreement is the result of negotiations between the Union and the Lake County Sheriff's Office pursuant to Ohio Revised Code 4117.10 with said Agreement incorporated herein by reference and made part of this resolution; and

WHEREAS, Section 4117.10(B) of the Ohio Revised Code requires the public employer to submit a request for funds necessary to implement an Agreement and approval of any other matter requiring approval of the appropriate legislative body; and

WHEREAS, the legislative body must approve or reject the submission as a whole and the submission is deemed approved if the legislative body fails to act within thirty (30) days after the public Employer submits the Agreement; and

WHEREAS, it is requested that the Board of County Commissioners review and approve the Agreement submitted to them by the Lake County Sheriff's Office.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby approves the Agreement on behalf of the Lake County Sheriff's Department and the Ohio Patrolmen's Benevolent Association, effective April 1, 2017 through March 31, 2020.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Sheriff's Department; Bill Vidmar, CWA, AFL-CIO Local 4340, 1400 E. Schaaf Road, Brooklyn Heights, Ohio 44131-1322; and Tom Grabarczyk, Labor Relations Management, Inc., 6800 W. Central Avenue, Ste. L-2, Toledo, OH 43617.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017. WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE CITY OF EASTLAKE ACCEPTING A GRANT FROM ODNR DIVISION OF COASTAL MANAGEMENT

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 Stormwater Management Department ("LCSMD") was formed by the County pursuant to O.R.C. 6117.01 to assist local communities in the management of stormwater runoff and related resource management issues; and

WHEREAS, the City of Eastlake has been awarded an Ohio Department of Natural Resources (ODNR) Division of Coastal Management Grant in an amount of \$50,000 for purposes of evaluating the benefits and possibilities of incorporating green infrastructure into the Corporation Creek Watershed; and

WHEREAS, the ODNR Grant requires a local match in an amount of \$50,000 of which the City has requested the use of stormwater funding to meet this requirement; and

WHEREAS, to ensure compliance, both the LCSMD and the City will cooperate within the authority granted to each entity by the Ohio Revised Code to provide stormwater services to local residents. Said Memorandum of Understanding is incorporated herein by reference and made a part of this resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes execution of a Memorandum of Understanding by and between the Lake County Board of Commissioners and the City of Eastlake for purposes of evaluating the benefits and possibilities of incorporating green infrastructure into the Corporation Creek watershed.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board of Lake County Commissioners is hereby directed to forward copies of this resolution to the Lake County Auditor; Budget Director; Tim Miller, Stormwater Management Department; David Hackman, Lake County Assistant Prosecuting Attorney; and to the City of Eastlake, Mayor Dennis Morley, 35150 Lakeshore Blvd., Eastlake, OH 44095.

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

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio

Commissioners' Office, Lake County
Painesville, OH, May 30, 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 RE-APPOINTING BRIAN FALKOWSKI TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2020

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 wishes to re-appoint Brian J. Falkowski to the Laketrans Board of Trustees for a three (3) year term, commencing May 16, 2017 and expiring May 15, 2020; and

WHEREAS, this appointment are made in accordance with Section 306.33 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby re-appoints Brian J. Falkowski to the Laketrans Board of Trustees for a three year term expiring May 15, 2020.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Commissioners' Office; Laketrans Board of Trustees, Raymond Jurkowski, Lisa Colling, Laketrans, P.O. Box 158, Grand River, OH 44045-0168; Brian J. Falkowski, 11149 Caddie Lane, 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio

Commissioners' Office, Lake County
Painesville, OH, May 30, 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 DENNIS M. LAFFERTY TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2020

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 wishes to appoint Dennis M. Lafferty to the Laketrans Board of Trustees for a three (3) year term, commencing May 16, 2017 and expiring May 15, 2020; and

WHEREAS, this appointment are made in accordance with Section 306.33 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby appoints Dennis M. Lafferty to the Laketrans Board of Trustees for a three year term expiring May 15, 2020.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Commissioners' Office; Laketrans Board of Trustees, Raymond Jurkowski, Lisa Colling, Laketrans, P.O. Box 158, Grand River, OH 44045-0168; Dennis Lafferty, 11303 South Forest Drive, 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio

Commissioners' Office, Lake County
Painesville, OH, May 30, 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 LANE H. SHEETS TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2020

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 wishes to appoint Lane H. Sheets to the Laketrans Board of Trustees for a three (3) year term, commencing May 16, 2017 and expiring May 15, 2020; and

WHEREAS, this appointment are made in accordance with Section 306.33 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby appoints Lane H. Sheets to the Laketrans Board of Trustees for a three year term expiring May 15, 2020.

BE IT FURTHER RESOLVED, that the Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Commissioners' Office; Laketrans Board of Trustees, Raymond Jurkowski, Lisa Colling, Laketrans, P.O. Box 158, Grand River, OH 44045-0168; Lane Sheets, 11320 St. Andrews Way, 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 \$1,542,838.76

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 \$1,542,838.76.

BE IT FURTHER RESOLVED, that the Assistant 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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 PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER
APPROVAL JOURNAL IN THE AMOUNT OF \$576,866.50**

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 \$576,866.50.

BE IT FURTHER RESOLVED, that the Assistant 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,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant 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:
22600911-912 JC - AO \$1,712.00

TO:
11900045-452 ND - AI \$1,712.00

APPROPRIATIONS TRANSFER

FROM:
14601511-553 E - WC \$169.00

TO:
14601711-690 E - TE \$169.00

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 Assistant Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Lake County Budget Director; Engineer and Juvenile.

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

"AYES": *(com)

"NAYS":

Resolution adopted,
Kathleen Russo, Assistant Clerk

CLERK'S CERTIFICATION

I, Kathleen Russo, duly appointed Assistant 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 May 30, 2017, and recorded in the Commissioners' Journal, Volume 2017.

WITNESS my hand this thirtieth day of May, 2017, in Painesville, Ohio.

Kathleen Russo, Assistant Clerk
Board of Commissioners, in and
for Lake County, Ohio