

March 22, 2017

St. Clairsville, Ohio

March 22, 2017

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Mark A. Thomas, J. P. Dutton and Josh Meyer, Commissioners and Jayne Long, Clerk of the Board.

MEETINGS ARE NOW BEING RECORDED
ALL DISCUSSIONS ARE SUMMARIZED. FOR COMPLETE PROCEEDINGS
PLEASE SEE CORRESPONDING CD FOR THIS MEETING DAY.

Commissioner Thomas noted an executive session has been added to the agenda at 11:15 with Larry Merry, Port Authority Director, under ORC 121.22(G)(2) Property Exception.

IN THE MATTER OF APPROVING RECAPITULATION OF VOUCHERS FOR THE VARIOUS FUNDS

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve and sign all bills that have been certified in the Auditor's office and considered by the Board. It is hereby ordered that the County Auditor issue his warrant on the County Treasurer in payment of the bills allowed:

IN THE TOTAL AMOUNT OF \$1,470,188.85

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF TRANSFERS WITHIN FUND

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the following transfers within fund:

B00 DOG & KENNEL FUND

FROM	TO	AMOUNT
E-1600-B000-B07.000 Veterinary Services	E-1600-B000-B02.002 Salaries-Employees	\$1,816.56
E-1600-B000-B07.000 Veterinary Services	E-1600-B000-B10.005 Medicare	\$64.67

S30 OAKVIEW JUVENILE REHABILITATION FUND

FROM	TO	AMOUNT
E-8010-S030-S40.000 Grant Holding	E-8010-S030-S60.000 Maintenance Repairs	\$3,239.00

BCSSD/VARIOUS FUNDS

FROM	TO	AMOUNT
E-9084-N084-N03.011 Contract Services	E-9084-N084-N04.013 Contract-Projects	\$2,666.66
E-9085-N085-N05.011 Contract Services	E-9085-N085-N06.013 Contract-Projects	\$2,666.68

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

IN THE MATTER OF TRANSFER OF FUNDS FOR THE WAIVED HOSPITALIZATION CHARGEBACKS FOR THE MONTHS OF JANUARY, FEBRUARY & MARCH, 2017

Motion made by Mr. Thomas, seconded by Mr. Dutton to make the following transfer of funds for Waived Hospitalization for the months of January, February & March, 2017.

FROM		TO	
E-0256-A014-A08.006	GENERAL	R-9891-Y091-Y03.500	9,999.99
E-2218-G000.G06.003	FOOD SERVICE	R-9891-Y091-Y03.500	750.00
E2215-F077-F01.002	REPRODUCTIVE HEALTH	R-9891-Y091-Y03.500	
E-2230-F082-F01.002	PREP	R-9891-Y091-Y03.500	
E-5005-S070-S06.006	SENIOR PROGRAM	R-9891-Y091-Y03.500	1,416.66
E-3701-P003-P31.000	WATER & SEWER WWS#2	R-9891-Y091-Y03.500	339.54
E-3702-P005-P31.000	WATER & SEWER WWS#3	R-9891-Y091-Y03.500	1,558.31
E-3704-P051-P15.000	WATER & SEWER SSD#1	R-9891-Y091-Y03.500	43.11
E-3705-P053-P15.000	WATER & SEWER SSD #2	R-9891-Y091-Y03.500	48.91
E-3706-P055-P15.000	WATER & SEWER SSD #3A	R-9891-Y091-Y03.500	7.36
E-3707-P056-P15.000	WATER & SEWER SSD #3B	R-9891-Y091-Y03.500	2.76

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E-8010-S030-S68.006	OAKVIEW JUVENILE REHAB	R-9891-Y091-Y03.500	1,000.00
E-0910-S033-S47.006	DISTRICT DETENTION	R-9891-Y091-Y03.500	1,333.33
E-0400-M067-M05.008	JUVENILE (Alternative School)	R-9891-Y091-Y03.500	0.00
E-0400-M060-M64.008	JUVENILE (Truancy)	R-9890-Y091-Y03.500	250.00
E-4110-T075-T52.008	WIC FRINGES	R-9891-Y091-Y03.500	750.00
E-2510-H000-H16.006	PUBLIC ASSISTANCE	R-9891-Y091-Y03.500	3,000.00
E-2760-H010-H12.006	PUBLIC ASSISTANCE/CS	R-9891-Y091-Y03.500	1,250.00
E-2310-S049-S63.000	MENTAL HEALTH	R-9891-Y091-Y03.500	500.00
E-2812-K000-K20.006	MVGT-K11 ENGINEERS	R-9891-Y091-Y03.500	583.33
E-2410-S066-S80.000	DEVELOPMENTAL DISABILITIES	R-9891-Y091-Y03.500	1,833.33
E-1520-S077-S04.006	CORRECTION ACT GRANT	R-9891-Y091-Y03.500	0.00
E-1810-L001-L14.000	SOIL AND WATER	R-9891-Y091-Y03.500	
E-1210-S078-S14.006	RECORDER/SUPP EQUIPMENT	R-9891-Y091-Y03.500	0.00
E-1310-J000-J06.000	REAL ESTATE ASSESSMENT	R-9891-Y091-Y03.500	0.00
E-6010-S079-S07.006	CERT OF TITLE/CLK OF COURTS	R-9891-Y091-Y03.500	250.00
E-1551-S088-S03.006	WESTERN CT. GEN. SPEC. PROJECTS	R-9891-Y091-Y03.500	0.00
E-9799-S012-S02.006	PORT AUTHORITY	R-9891-Y091-Y03.500	<u>250.00</u>
	TOTAL		25,166.63

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF APPROVING THEN AND NOW CERTIFICATE/AUDITOR'S

Motion made by Mr. Thomas, seconded by Mr. Dutton to execute payment of Then and Now Certification dated March 22, 2017, presented by the County Auditor pursuant to O.R.C. 5705.41(d) 1, and authorizing the drawing of warrant(s) in payment of amounts due upon contract to order.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL

Motion made by Mr. Thomas, seconded by Mr. Dutton granting permission for county employees to travel as follows: **SENIORS**-Daisy Braun to Moundsville, WV, on April 13, 2017, for a senior outing, to Happy Garden's Restaurant for social interaction, exercise and nutrition. A county vehicle will be used.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF APPROVING MINUTES OF REGULAR BOARD OF COMMISSIONERS MEETING

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the minutes of the Belmont County Board of Commissioners regular meeting of March 15, 2017.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes

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Mr. Dutton Yes

Mr. Thomas made the following announcement:

The Belmont County Board of Commissioners is accepting applications to fill three (3) positions on the Belmont County Port Authority Board of Directors. Interested parties may contact the Commissioners' office at (740-699-2155) to request an application. Applications will be accepted through April 7, 2017.

IN THE MATTER OF A RESOLUTION URGING STATE LEGISLATORS TO TAKE IMMEDIATE ACTION AS PART OF THE BIENNIAL BUDGET PROCESS TO PROTECT COUNTIES AND TRANSIT AUTHORITIES AGAINST THE LOSS OF MEDICAID MANAGED CARE ORGANIZATION (MCO) SALES TAX REVENUE

Commissioner Thomas brought forth the following resolution and moved for its adoption:

WHEREAS, Belmont County has been delegated a wide array of critical services to perform on behalf of the state; and

WHEREAS, a series of state policy decisions and economic conditions have led to a period of ongoing fiscal challenges for Belmont County; and

WHEREAS, Belmont County, over the most recent years, has experienced a growing reliance on sales tax revenue as a result; and

WHEREAS, Belmont County, during the summer of 2016, learned that the amount of sales tax revenue attributed to the Medicaid managed care sales tax is between \$1,000,000 and \$1,100,000 in Belmont County; and

WHEREAS, based upon the continued erosion of local government funds and other economic conditions, Belmont County's general fund budget is fueled predominately by sales tax revenue; and

WHEREAS, the SFY 2018 — 2019 Executive State Budget proposes disparate treatment for the state and counties by recommending to fully replace forgone state sales tax and Medicaid matching dollars for the next biennium while providing counties/transit authorities with a one-time allocation that ranges from approximately 3 months to a year or more of the forgone revenue; and

WHEREAS, the solution put forth in the executive budget treats the state and counties disparately and that what is needed is an equitable solution.

NOW, THEREFORE BE IT RESOLVED, that the Board of Belmont County Commissioners hereby urges the Ohio General Assembly to take immediate action against the potential loss of approximately \$1,100,000 of sales tax revenues associated with the Medicaid MCO sales tax by adopting an equitable solution that addresses the funding needs of the state and counties on a continuing basis.

Commissioner Meyer seconded the motion and the following vote was taken:

Mr. Thomas Yes Mr. Meyer Yes Mr. Dutton Yes

IN THE MATTER OF ADOPTING PRELIMINARY LEGISLATION RESOLUTION EMPOWERING BELMONT COUNTY ENGINEER, ON BEHALF OF THE BOARD OF COUNTY COMMISSIONERS, TO ENTER INTO CONTRACT WITH DIRECTOR OF ODOT/ PROJECT BEL-CR4-17.33 PID NO. 101133/ DRILLED SHAFT LANDSLIDE REPAIR PROJECT

Motion made by Mr. Dutton, seconded by Mr. Meyer to adopt and authorize Commission President Mark A. Thomas to sign the Preliminary Legislation resolution empowering the Belmont County Engineer, on behalf of the Board of Belmont County Commissioners, to enter into contract with the Director of the ODOT to complete the Drilled Shaft Landslide Repair Project BEL-CR4-17.33, PID No. 101133 on Barton Road.

Note: 80% Federal funds, 20% MVGT funds. Project estimate: \$237,000.00.

PRELIMINARY LEGISLATION
Participatory

Rev. 6/26/00

Ordinance/Resolution #: N/A

PID No. : 101133

County/Route/Section : BEL-CR4-17.33

The following is a/an Resolution enacted by the Belmont County Commissioners of Belmont County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the (LPA/STATE) has determined the need for the described project:

138' long landslide repair along CR4 by drilled shaft retaining wall and associated pavement repairs.

NOW THEREFORE, be it ordained by the Belmont County Commissioners of Belmont County, Ohio.

(LPA)

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION II – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA agrees to participate in all associated costs of the project including; preliminary engineering, construction, and right-of-way if necessary.

The LPA further agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

The LPA further agrees to pay 100% of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

SECTION IV – Utilities and Right-of-Way Statement

The LPA agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described Project. The LPA also understands that right-of-way includes eligible utility costs.

The LPA agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that such accommodation, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION V – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI Authority to Sign

I, Terry Lively of said Belmont County Commissioners is hereby empowered on behalf of the Belmont County Commissioners (Contractual Agent) (LPA) (LPA)

to enter into contracts with the Director of Transportation which is necessary to complete the above described project.

Passed: March 22, 2017.

(Date)

Attested: Jayne Long /s/

(Clerk)

Attested: Bonnie Zuzak /s/

(Title) Asst. Clerk

Terry Lively /s/

(Contractual Agent of LPA – title)

Mark A. Thomas /s/

(President of the Board of Commissioners)

March 22, 2017

Upon roll call the vote was as follows:

Mr. Dutton	Yes
Mr. Meyer	Yes
Mr. Thomas	Yes

**IN THE MATTER OF ENTERING INTO CONTRACT WITH
MASTERMIND, LLC, TO PERFORM BALL BANK (HORIZONTAL CURVE SAFE SPEED)
SAFETY STUDY FOR VARIOUS COUNTY ROADS**

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter into contract with MasterMind, LLC, in the amount of \$8,900.00 to perform a "Ball Bank (Horizontal Curve Safe Speed) Safety Study" for 89 miles of various county roads based upon the recommendation of Terry Lively, County Engineer.

Note: 90% Federal funds, 10% MVGT funds. The study is on any county road that more than 1,000 vehicles travel on a daily basis to determine if signage needs to be posted.

BELMONT COUNTY
AGREEMENT NO. 28005

This Agreement No. 28005 entered into this 22nd day of March, 2017, by and between Belmont County acting by and through the County Board of Commissioners, hereinafter referred to as the County and MasterMind, LLC, hereinafter referred to as the Consultant, with an office located at 199 Seatrain Drive, Delaware, Ohio 43015-3407.

WITNESSETH:

That the County and the Consultant, for the mutual considerations herein contained and specified, have agreed and do hereby agree as follows:

CLAUSE I - WORK DESCRIPTION

The Consultant agrees to perform all professional services as may be authorized by the County for a Ball Bank (Horizontal Curve Safe Speed) Safety Study Project in Belmont County, Ohio, identified as STW-CEAO Safety Studies FY2017.

CLAUSE II - INVOICE & PROGRESS SCHEDULE

The County and the Consultant agree to the attached Invoice and Progress Schedule including the overall Agreement length, and Scheduled Submittal dates and Review Times set out in the Progress Schedule.

The Consultant agrees to submit the completed Invoice and Progress Schedule transmittal letter together with the updated Invoice and Progress Schedule for all billing purposes for all Parts of this Agreement every thirty (30) days as follows:

- (a) Signed original transmittal letter and invoice (IPS) and three (3) copies of same.
- (b) Two (2) copies of the updated Progress Schedule.

CLAUSE III - PRIME COMPENSATION

The County agrees to compensate the Consultant for the performance of the authorized portions of the Work specified in this Agreement.

Project Development Process.

Part 1: CEAO CSTP Safety Study.

Unit of work compensation as authorized for each specific assignment. The total of the maximum prime compensations for all assignments authorized shall not exceed **Eight Thousand Nine Hundred Dollars (\$8,900.00)**. All costs shall be included in the maximum prime compensation.

Project Type	Code	Unit	\$/Unit
First Priority Projects			
No Passing Zone Study	NPZ	Per mile	** .00
Sign Inventory (Urban)	SI/U	Per mile (control points and inventory)	** .00
Sign Inventory (Rural)	SI/R	Per mile (control points, inventory, basic compliance and reflectivity)	** .00
Sign Compliance	SC	Per mile	** .00
Guardrail Location Inventory & Inspection	GLI/GI	Per mile	** .00
Pavement Marking Inventory	PMI	Per mile	** .00
Ball Bank (Curve Safe Speed)	BB	Per mile	\$100.00
Roadside Hazard Inventory	RHI	Per mile	** .00
Input new and/or Existing Studies into County GIS System	GIS	Per County	** .00
Secondary Priority Projects			
Speed Zone Study	SZ	Per location	** .00
Traffic Signal Warrants	TSW	Per signal per location	** .00
Traffic Study	TS	Per intersection	** .00
Other			
Software			** .00

The total maximum prime compensation of all Parts which may be authorized for the subject Agreement is **Eight Thousand Nine Hundred Dollars (\$8,900.00)**.

Prime Compensations, only as agreed and by proper modification of this Agreement and authorized in writing by the County may be added to or subtracted from under the authority of the Department of Transportation's "Specifications for Consulting Services, 2010 Edition".

CLAUSE IV - INCORPORATION BY REFERENCE

The following documents, or specified portions thereof, are hereby incorporated into and made a part of this Agreement as though expressly rewritten herein:

- (a) The Department of Transportation's "Specifications for Consulting Services, 2010 Edition".
- (b) The attached Final Scope of Services Minutes dated **. Not-Applicable
- (c) The Invoice & Progress Schedule.
- (d) The most current Office of Budget and Management Travel Policy as published on the State of Ohio Website (<http://obm.ohio.gov/MiscPages/TravelRule>).

CLAUSE V - GENERAL PROVISIONS

Any person executing this Agreement in a representative capacity hereby warrants that he/she has been duly authorized by his/her principal to execute this Agreement on such principal's behalf.

Additionally, it is expressly understood by the parties that none of the rights, duties and obligations described in this Agreement shall be binding on either party until such time as the expenditure of funds is certified by the Director of Budget and Management, pursuant to Section 126.07 of the Ohio Revised Code.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the day and year first above written by affixing the signature of the duly authorized officer of Consultant and the signature of the Belmont County Engineer and Board of County Commissioners.

MasterMind, LLC
Nicholas Hickman /s/
 Mr. Nicholas Hickman
 President
Belmont County
Terry Lively /s/
 Mr. Terry Lively P.S., P.E.
 Belmont County Engineer
Belmont County
 BOARD OF COMMISSIONERS
Mark A. Thomas /s/
 Commissioner
J. P. Dutton /s/
 Commissioner
Josh Meyer /s/
 Commissioner

APPROVED AS TO FORM:

By: David K. Liberati /s/

Title: Assist P.A.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF ENTERING INTO CONTRACT WITH
 MASTERMIND SYSTEMS, INC. TO PERFORM A SPEED ZONE STUDY
 ON MALL ROAD, BANFIELD ROAD, POGUE ROAD AND EXECUTIVE DRIVE**

Motion made by Mr. Thomas, seconded by Mr. Dutton to enter into contract with MasterMind Systems, Inc. in the amount of \$4,800.00 to perform a "Speed Zone Study" on Mall Road, Banfield Road, Pogue Road and Executive Drive, based upon the recommendation of Terry Lively, County Engineer.

Note: 90% Federal funds, 10% MVGT funds.

BELMONT COUNTY ENGINEER
 AGREEMENT NO. 28005

This Agreement No. 28005 entered into this 22nd day of March, 2017, by and between Belmont County Commissioners, acting by and through the Belmont County Engineer, hereinafter referred to as the Engineer, and Mastermind Systems, Inc., hereinafter referred to as the Consultant, with an office located at 345 Rice Street, Elmore, Ohio, 43416-0759.

WITNESSETH:

That the Engineer and the Consultant, for the mutual considerations herein contained and specified, have agreed and do hereby agree as follows:

CLAUSE I - WORK DESCRIPTION

The Consultant agrees to perform all professional services as may be authorized by the Engineer for Safety Study and/or Inventory Projects in Belmont County, Ohio, identified as STW-CEAO Safety Studies FY2017, PID 103470.

CLAUSE II - INVOICE & PROGRESS SCHEDULE

The Engineer and the Consultant agree to the attached Invoice and Progress Schedule including the overall Agreement length, and Scheduled Submittal dates and Review Times set out in the Progress Schedule.

The Consultant agrees to submit the completed Invoice and Progress Schedule transmittal letter together with the updated Invoice and Progress Schedule for all billing purposes for all Parts of this Agreement every thirty (30) days as follows:

- (a) Signed original transmittal letter and invoice (IPS) and three (3) copies of same.
- (b) Two (2) copies of the updated Progress Schedule.

CLAUSE III - PRIME COMPENSATION

The Engineer agrees to compensate the Consultant for the performance of the authorized portions of the Work specified in this Agreement.

Project Development Process.

Part 1: CEAO CSTP Safety Study.

Unit of work compensation as authorized for each specific assignment. The total of the maximum prime compensations for all assignments authorized shall not exceed Four Thousand, Eight Hundred Dollars (\$4,800.00). All costs shall be included in the maximum prime compensation.

Project Type	Code	Unit	\$/Unit
First Priority Projects			
No Passing Zone Study	NPZ	Per mile	\$**.00
Sign Inventory (Urban)	SI/U	Per mile (control points and inventory)	\$**.00
Sign Inventory (Rural)	SI/R	Per mile (control points, inventory, basic compliance and reflectivity)	\$**.00
Sign Compliance	SC	Per mile	\$**.00
Guardrail Location Inventory & Inspection	GLI/GI	Per mile	\$**.00
Pavement Marking Inventory	PMI	Per mile	\$**.00
Ball Bank (Curve Safe Speed)	BB	Per mile	\$**.00
Roadside Hazard Inventory	RHI	Per mile	\$**.00
Input new and/or Existing Studies into County GIS System	GIS	Per County	\$**.00
Secondary Priority Projects			
Speed Zone Study	SZ	Per location	\$1200.00
Traffic Signal Warrants	TSW	Per signal per location	\$**.00
Traffic Study	TS	Per intersection	\$**.00
Other			
Software			
xxxxxx			

March 22, 2017

The total maximum prime compensation of all Parts which may be authorized for the subject Agreement is Four Thousand, Eight Hundred Dollars (\$4,800.00).

Prime Compensations, only as agreed and by proper modification of this Agreement and authorized in writing by the Engineer, may be added to or subtracted from under the authority of the Department of Transportation's "Specifications for Consulting Services, 2010 Edition".

CLAUSE IV - INCORPORATION BY REFERENCE

The following documents, or specified portions thereof, are hereby incorporated into and made a part of this Agreement as though expressly rewritten herein:

- (a) The Department of Transportation's "Specifications for Consulting Services, 2010 Edition".
- (b) The attached Final Scope of Services Minutes dated _____.
- (c) The Invoice & Progress Schedule.
- (d) The most current Office of Budget and Management Travel Policy as published on the State of Ohio Website (<http://obm.ohio.gov/MiscPages/TravelRule>).

CLAUSE V - GENERAL PROVISIONS

Any person executing this Agreement in a representative capacity hereby warrants that he/she has been duly authorized by his/her principal to execute this Agreement on such principal's behalf.

Additionally, it is expressly understood by the parties that none of the rights, duties and obligations described in this Agreement shall be binding on either party until such time as the expenditure of funds is certified by the Director of Budget and Management, pursuant to Section 126.07 of the Ohio Revised Code.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the day and year first above written by affixing the signature of the duly authorized officer of Consultant and the signature of the Engineer.

Mastermind Systems, Inc.
By: Bruce Hickman /s/
Title: Bruce Hickman – President
BELMONT COUNTY
Terry Lively /s/
Terry D. Lively, P.E., P.S.
Belmont County Engineer
Mark A. Thomas /s/
J. P. Dutton /s/
Josh Meyer /s/
Belmont County Commissioners

APPROVED AS TO FORM:

By: David K. Liberati /s/
Assist P.A.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF ADVERTISING FOR BIDS FOR ENGINEER'S PROJECT 17-2 BRIDGE REHABILITATION PROJECT

Motion made by Mr. Thomas, seconded by Mr. Dutton to advertise for bids for the **Belmont County Engineer's Project 17-2: Bridge Rehabilitation** based upon the recommendation of Terry Lively, County Engineer, and authorize the Clerk of the Board to proceed with the required Notice to Bidders.

Note: This is on CR 92, New Castle Road, over south fork of Captina Creek, Wayne Township

NOTICE TO BIDDERS
BELMONT COUNTY COMMISSIONERS
ST. CLAIRSVILLE, OHIO 43950

Sealed bids will be received by the Belmont County Board of Commissioners at the Commissioner's Office, Belmont County Courthouse, 101 West Main Street, St. Clairsville, Ohio 43950 until 9:30 A.M. (Local Time), Wednesday, April 26, 2017 for furnishing all labor, materials and equipment for Belmont County Engineer's PROJECT #17-2: BEL-92-2.65 BRIDGE REHABILITATION, then at said office publicly opened and read aloud. This project is for the rehabilitation of a steel truss bridge on CR 92 (New Castle Road) over the south fork of Captina Creek in Wayne Township.

Copies of specifications and bid forms may be obtained at the Commissioners' office between the hours of 9:00 A.M. and 4:00 P.M. daily, Monday thru Friday.

A bid guaranty shall be provided with the bid in accordance with Section 153.54 of the Ohio Revised Code as follows:

A bid guaranty shall be provided with the bid in accordance with Section 153.54(B) O.R.C. for the full amount of the bid, or certified check, cashier's check or letter of credit in accordance with Section 153.54(C) O.R.C. in an amount equal to 10% of the bid.

Bid security furnished in Bond form shall be issued by a Surety Company or Corporation licensed in the State of Ohio to provide said surety.

Each proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder shall be pre-qualified by the Ohio Department of Transportation at the time of the bid opening and shall submit certification of said approval and pre-qualifications with bid.

The owner intends and requires that this project be completed by August 11, 2017.

All contractors and subcontractors involved with the project will, to the extent practicable use Ohio products, materials, services and labor in the implementation of their project. Additionally, contractor compliance with the equal employment opportunity requirements of the Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972 and the Governor's Executive Order 84-9 shall be required.

Bidders must comply with the prevailing wage rates on Public Improvements in Belmont County, Ohio, as determined by the Ohio Bureau of Employment Services, Wage and Hour Division, (614) 644-2239. Each bid must contain the full name of the party or parties submitting the proposal and all persons interested therein.

"The Belmont County Commissioners reserve the right to reject any and all bids, to waive any informalities in the bids received, and to accept any bid or combination of bids which is deemed most favorable to the County at the time and under the conditions stipulated. The Commissioners further declare that they will award the contract for this project to the lowest and best bid, which may not necessarily be the lowest bid. The Specifications contain a Bidder's Profile designed to gather certain information that may be considered in this regard. No single factor will control the Board's decision to award, and the Board reserves the right to exercise its full discretion."

By order of the Board of County Commissioners
of Belmont County, Ohio
Jayne Long /s/
Jayne Long, Clerk

Times Leader Advertisement: Two (2) Mondays, April 3, 2017 and April 10, 2017.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF ADVERTISING FOR BIDS FOR ENGINEER'S

March 22, 2017

PROJECT 17-3 APPLYING LIQUID ASPHALT FOR DUST CONTROL

Motion made by Mr. Thomas, seconded by Mr. Meyer to advertise for bids for the **Belmont County Engineer's Project 17-3: Applying Liquid Asphalt for Dust Control on various County Highways** based upon the recommendation of Terry Lively, County Engineer, and authorizes the Clerk of the Board to proceed with the required Notice to Bidders.

**NOTICE TO BIDDERS
BELMONT COUNTY COMMISSIONERS
ST. CLAIRSVILLE, OHIO 43950**

Sealed bids will be received by the Belmont County Board of Commissioners at the Commissioner's Office, Belmont County Courthouse, 101 West Main Street, St. Clairsville, Ohio 43950 until 9:45 A.M. (Local Time), Wednesday, April 26, 2017 for furnishing all labor, materials and equipment for Belmont County Engineer's PROJECT #17-3: Applying Liquid Asphalt for Dust Control on various County Highways, then at said office publicly opened and read aloud.

Copies of specifications and bid forms may be obtained at the Commissioners' office between the hours of 9:00 A.M. and 4:00 P.M. daily, Monday thru Friday.

A bid guaranty shall be provided with the bid in accordance with Section 153.54 of the Ohio Revised Code as follows:

A bid guaranty shall be provided with the bid in accordance with Section 153.54(B) O.R.C. for the full amount of the bid, or certified check, cashier's check or letter of credit in accordance with Section 153.54(C) O.R.C. in an amount equal to 10% of the bid.

Bid security furnished in Bond form shall be issued by a Surety Company or Corporation licensed in the State of Ohio to provide said surety.

Each proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder shall be pre-qualified by the Ohio Department of Transportation at the time of the bid opening and shall submit certification of said approval and pre-qualifications with bid.

The owner intends and requires that this project be completed by July 28, 2017.

All contractors and subcontractors involved with the project will, to the extent practicable use Ohio products, materials, services and labor in the implementation of their project. Additionally, contractor compliance with the equal employment opportunity requirements of the Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972 and the Governor's Executive Order 84-9 shall be required.

Bidders must comply with the prevailing wage rates on Public Improvements in Belmont County, Ohio, as determined by the Ohio Bureau of Employment Services, Wage and Hour Division, (614) 644-2239. Each bid must contain the full name of the party or parties submitting the proposal and all persons interested therein.

"The Belmont County Commissioners reserve the right to reject any and all bids, to waive any informalities in the bids received, and to accept any bid or combination of bids which is deemed most favorable to the County at the time and under the conditions stipulated. The Commissioners further declare that they will award the contract for this project to the lowest and best bid, which may not necessarily be the lowest bid. The Specifications contain a Bidder's Profile designed to gather certain information that may be considered in this regard. No single factor will control the Board's decision to award, and the Board reserves the right to exercise its full discretion."

By order of the Board of County Commissioners
of Belmont County, Ohio

Jayne Long /s/

Jayne Long, Clerk

Times Leader Advertisement: Two (2) Mondays, April 3, 2017 and April 10, 2017.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF AMENDING THE MOTION
TO HIRE JUSTIN CROSS BY CHANGING EFFECTIVE
DATE OF HIRE FROM MARCH 27, 2017 TO MARCH 28, 2017**

Motion made by Mr. Thomas, seconded by Mr. Meyer to amend the motion of March 15, 2017 to hire Justin Cross by changing the effective date of his hire from March 27, 2017 to March 28, 2017.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF AMENDING THE MOTION TO
EXTEND THE PROBATION OF RICHARD ST. JOHN
BY CHANGING END DATE TO APRIL 13, 2017**

Motion made by Mr. Thomas, seconded by Mr. Dutton to amend the motion of March 15, 2017 to extend the probation of Richard St. John by changing the ending date from April 15, 2017 to April 13, 2017.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

**IN THE MATTER OF APPROVING PAY REQUEST NUMBER 17 FROM
VENDRICK CONSTRUCTION, INC./SENIOR SERVICES COMMUNITY BUILDING**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the execution of Pay Request Number 17 from VendRick Construction, Inc., in the amount of \$23,266.45 for the Senior Services of Belmont County-Community Building, Project #14-019.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF APPROVING PAY REQUEST NUMBER 3 (FINAL) FROM
CARNEY & SLOAN, INC./SENIOR SERVICES COMMUNITY BUILDING**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the payment of Pay Request Number 3 (final) from Carney & Sloan, Inc., in the amount of \$9,595.00 for the kitchen equipment for the Senior Services of Belmont County - Community Building, Project # 14-019.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes

March 22, 2017

Mr. Dutton Yes

**IN THE MATTER OF APPROVING PAYMENT OF INVOICE FROM
DDP AND ASSOCIATES/SENIOR SERVICES COMMUNITY BUILDING**

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve payment of the invoice dated March 15, 2017, from DDP and Associates in the amount of \$807.00 (\$750.00 for Construction Administration Services and \$57.00 for reimbursables) for the period of 11/22/16 - 01/05/17 for the Senior Services of Belmont County – Community Building, Project #14-019.

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Dutton Yes
Mr. Meyer Yes

**IN THE MATTER OF APPROVING THE STANDBY
GENERATOR PREVENTATIVE MAINTENANCE
AGREEMENTS WITH ERB ELECTRIC COMPANY FOR
COURTHOUSE AND 911 GENERATORS**

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve and sign the annual Standby Generator Preventative Maintenance Agreements with Erb Electric Company for the period of 03/08/17 – 03/07/18 for the Belmont County Courthouse and Belmont County 9-1-1 generators as follows:

- Courthouse Generator Make/Model: Generac QTO36 in the amount of \$350.00 per year.
- Belmont County 9-1-1 Generators-Make/Model: Generac QTO36 in the amount of \$2,100.00 per year (4 generators at \$525 each).

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Dutton Yes
Mr. Meyer Yes

**IN THE MATTER OF APPROVING QUOTE FROM
LOGOTEK SIGNS/SHERIFF'S DEPARTMENT**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the quote dated March 9, 2017, from LogoTek Signs in the amount of \$425.00 for lettering and striping of the 2017 GMC Savanna Transport Van purchased for the Belmont County Sheriff on 03/15/17. *(This purchase will be made from the Sheriff's Commissary Fund.)*

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Meyer Yes
Mr. Dutton Yes

**IN THE MATTER OF APPROVING QUOTE FROM
RP STALEY COMMUNICATION, INC./SHERIFF'S DEPARTMENT**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve Quote Number 54808-00 RP from Staley Communication, Inc., and associated Statement of Work, in the amount of \$6,511.66 for uplifting of the 2017 GMC Savanna Transport Van purchased for the Belmont County Sheriff on 03/15/17. *(This purchase will be made from the Sheriff's Commissary Fund.)*

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Meyer Yes
Mr. Dutton Yes

**IN THE MATTER OF APPROVING PAY REQUEST NUMBER 3 FROM
COON RESTORATION & SEALANTS, INC./COURTHOUSE RESTORATION PROJECT**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the execution of Pay Request Number 3 (December, 2016 and January, 2017) from Coon Restoration & Sealants, Inc., in the amount of \$106,789.50 for the Belmont County Courthouse Restoration Project.

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Meyer Yes
Mr. Dutton Yes

DISCUSSION HELD RE: COURTHOUSE RESTORATION PROJECT-Mr. Thomas said the slate tile is now being repaired where it is necessary and the painters will start around April 1st. He said the project is on schedule and within budget. Mr. Dutton said the courthouse has been well maintained over the years and is in the top five, across the state, in terms of both design and the condition it will be in after the project is done. Mr. Thomas noted monies from casino revenues are being used for the repairs, no taxpayer dollars are being used for the project.

9:30 Ed Looman, Eastern Ohio Project Manager, APEG

Re: Appalachian Partnership for Economic Growth (APEG) Road Show

Present: Larry Merry, Port Authority Director; Sherri Butler, Executive Assistant; Sue Douglass, Department of Development/CIC Director and Jerry Kase, WTRF-TV.

Mr. Looman said APEG serves 25 counties in southeastern Ohio and they are the JobsOhio affiliate. JobsOhio is the state's economic development department. He said APEG's goal is to help bring new businesses to the counties they serve and help existing companies expand. Mr. Looman said one of their main missions is to do a better job of promoting the sites they have in the region. Belmont County has twenty-eight sites on the website as of now. Mr. Looman said APEG works very closely with Belmont County Port Authority Director Larry Merry and Department of Development/CIC Director Sue Douglass and they also work closely with OMEGA. He said they are very involved working with JobsOhio regarding the proposed cracker plant.

OPEN PUBLIC FORUM-Mike Bianconi, Pease Township Trustee, said he supports the proposed \$10.00 increase for license plate fees. He said the townships maintain 34% of the roads in Ohio, but only receive 5% of motor vehicle fuel tax. He noted in the last 14 years asphalt costs are up an estimated 200%. George Chappell of Boston Road questioned if another alternative would be to support getting more severance tax back from the state of Ohio to Belmont County. Mr. Thomas said he would love to get more back, but it's the state's decision. Mr. Thomas said, "State Representative Jack Cera of Bellaire and State Representative Brian Hill of Zanesville are introducing a house bill this week asking that a large portion of those monies come back to the host counties where there is the "shale industry." Mr. Dutton said Columbus will continue to debate the severance tax issues. Mr. Chappell said big oil and gas trucks are running on Boston Road every day and ruining it. Mr. Thomas said by law the oil & gas companies have to have a road use maintenance agreement (RUMA) on county roads they are using with the Engineer, stating they are required to maintain, fix and/or repair the road. Frank Papini said the proposed \$10.00 increase is a lot for those on a fixed income and thinks other options need to be looked at. Mr. Thomas said the Commissioners have not decided what they are going to do, but may be considering putting a levy on the ballot and letting the residents decide. He doesn't look for any money to come from the state of Ohio and/or severance tax in the near future.

March 22, 2017

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 10:03 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter executive session with Katie Bayness, HR Administrator pursuant to ORC 121.22(G)(1) Personnel Exception to consider the employment and compensation of public employees.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

Note: Gary Armitage, SSBoc Director, joined for a portion of the executive session. After Mrs. Bayness and Mr. Armitage exited, Judge Frank Fregiato joined executive session.

**IN THE MATTER OF ADJOURNING
EXECUTIVE SESSION AT 10:44 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to exit executive session at 10:44 a.m.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

AS A RESULT OF EXECUTIVE SESSION-

**IN THE MATTER OF APPROVING THE HIRING OF
KELCIE LEONARD AS FULL-TIME
DEPUTY CLERK/EASTERN DIVISION COURT**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the hiring of Kelcie Leonard as full-time Deputy Clerk for Belmont County Eastern Division Court, effective March 27, 2017.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF APPROVING THE HIRING OF
CHARLES B. GAY AS PART-TIME DRIVER/SSOBC**

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve the hiring of Charles B. Gay as part-time driver for Senior Services of Belmont County, effective March 27, 2017

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

Dennis Schwallie, Bond Counsel

Re: (Not to Exceed) \$8,154,000 Various Purpose BAN Series 2017A

Mr. Schwallie said several General Obligation notes are being renewed and are paid down every year. He noted the notes are combined for marketing purposes to obtain a better interest rate.

**IN THE MATTER OF APPROVING ENGAGEMENT LETTER WITH
DINSMORE & SHOHL, LLP, TO ACT AS BOND COUNSEL RE: VARIOUS
IMPROVEMENT AND REFUNDING BOND ANTICIPATION NOTES, SERIES 2017**

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve and sign the Engagement Letter with Dinsmore & Shohl, LLP, to act as Bond Counsel regarding the \$8,154,000.00 for Various Improvement and Refunding Bond Anticipation Notes, Series 2017, of the County of Belmont, Ohio.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

**IN THE MATTER OF ADOPTING RESOLUTIONS AUTHORIZING THE
ISSUANCE OF NOTES TO RENEW NOTES PREVIOUSLY ISSUED**

Motion made by Mr. Thomas, seconded by Mr. Dutton to adopt the following resolutions:

ENTERED IN COMMISSIONERS' JOURNAL
NO. 99, PAGE NO. _____

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:30 o'clock a.m., on March 22, 2017, at the commissioners meeting room located in the Courthouse, St. Clairsville, Ohio, with the following members present:

Mr. Thomas _____ Mr. Dutton _____ Mr. Meyer _____

Absent: _____

There was presented to the Board a Certificate As To Maximum Maturity of Bonds and Bond Anticipation Notes signed by the County Auditor.

Mr. Thomas _____ moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO
RESOLUTION NO. N/A

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,630,000 OF NOTES TO RENEW NOTES PREVIOUSLY ISSUED TO PAY PART OF THE COST OF ACQUIRING AND CONSTRUCTING SANITARY SEWER IMPROVEMENTS IN BELMONT COUNTY SANITARY SEWER DISTRICT NO. 2, INCLUDING (A) THE EXIT 215 SEWER LINE PROJECT, (B) THE VILLAGE OF BELMONT PUMP STATION AND FORCE MAIN PROJECT, AND (C) THE VILLAGE OF MORRISTOWN PUMP STATION PROJECT.

WHEREAS, this Board of County Commissioners has heretofore determined the necessity of acquiring and constructing sanitary sewer improvements in Belmont County Sanitary Sewer District No. 2, including (a) the Exit 215 sewer line project, (b) the Village of Belmont pump station and force main project, and (c) the Village of Morristown pump station project (collectively, the "Project"); and

WHEREAS, the County Auditor has heretofore estimated that the life of the improvements and assets to be acquired with the proceeds of the notes and bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is thirty-three (33) years, and of notes to be issued in anticipation thereof is thirteen (13) years; and

WHEREAS, this Board of County Commissioners anticipates that debt service on such bonds will be paid from the net revenues of the County's sanitary sewer system in Belmont County Sanitary Sewer District No. 2 and on such notes from such net revenues and proceeds of such bonds or renewal notes (collectively, the "Revenues"); and

WHEREAS, notes heretofore issued in anticipation of such bonds in the amount of \$1,635,000 are about to mature and should be renewed in a principal amount not to exceed \$1,630,000;

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

SECTION 1. That it is necessary to issue bonds of this County in a principal amount not to exceed \$1,630,000 for the purpose of paying part of the cost of the Project, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code.

SECTION 2. That bonds of this County shall be issued in said principal amount for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. Said bonds shall be dated approximately April 1, 2018, shall bear interest at the rate of approximately nine percent (9%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period not exceeding thirty-three (33) years.

SECTION 3. That it is hereby determined that notes (hereinafter called the "Notes") in a principal amount not to exceed \$1,630,000 shall be issued in anticipation of the issuance of said bonds. The Notes shall (i) be issued in such principal amount, (ii) be dated the date of their issuance, (iii) mature not more than one (1) year from such date of issuance; (iv) bear interest at a rate per annum not exceeding five percent (5%) per annum, which interest shall be payable at maturity, (v) be issued in such numbers and denominations of \$100,000 or more as may be requested by the purchaser, and (vi) be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company designated to serve as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, all as determined by the County Auditor without further action of this Board of County Commissioners in a certificate of award (the "Certificate of Award"), which determinations shall be conclusive.

The Notes shall not be subject to call for redemption at any time prior to maturity.

The Notes shall be issued in fully-registered form, without coupons, and shall be payable without deduction for exchange, collection or service charges to the person whose name appears on the Note registration records to be maintained by the Paying Agent and Registrar as the registered holder thereof.

The Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. No transfer of any Note shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

This County and the Paying Agent and Registrar may deem and treat the registered holders of the Notes as the absolute owners thereof for all purposes, and neither this County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

The Notes shall be designated "Sanitary Sewer Improvement Bond Anticipation Notes, Seventh Series, Eleventh (2017) Renewal" or as otherwise provided in the Certificate of Award.

SECTION 4. That the Notes shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, provided that all of such signatures may be facsimiles. The Notes shall express on their faces the purpose for which they are issued and that they are issued pursuant to this resolution. The Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

SECTION 5. That the Notes shall be sold to one or more entities designated or defined as such in the Certificate of Award (the "Purchaser") at not less than 100% of the principal amount thereof, plus accrued interest to the date of delivery, as determined by the County Auditor in the Certificate of Award without further action of this Board pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The proceeds from such sale, except any premium or accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law. The Notes may be issued and sold on a consolidated basis with other notes of this County pursuant to Section 133.30(B) of the Ohio Revised Code and a consolidating resolution adopted by this Board of County Commissioners on this date if the County Auditor so determines, in which event, the terms of which are incorporated herein by reference. Such consolidated note issue is referred to herein as the "Consolidated Note Issue".

SECTION 6. That the Notes shall be the full general obligations of this County, and the full faith, credit and revenue of this County are hereby pledged for the prompt payment of the same. The principal amount received from the sale of the bonds anticipated by the Notes and any excess fund resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the year or years while the Notes run there shall be levied upon all of the taxable property in this County in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; provided, however, that in each year to the extent the Revenues and other moneys are available for the payment of the Notes and bonds and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such Revenues and other moneys so available and appropriated.

SECTION 8. That said tax shall be and is hereby 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 said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levy hereby required, or from the other described sources, shall be placed in a separate and distinct fund, which together with all interest collected on the same, shall be pledged irrevocably for the payment of the principal and interest of the Notes or the bonds in anticipation of which they are issued when and as the same fall due.

SECTION 9. That this Board of County Commissioners hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder and will, to the extent possible, comply with all other applicable provisions of the Code and the regulations thereunder in order to retain the Federal income tax exemption for interest on the Notes, including any expenditure requirements, investment limitations, rebate requirements or use restrictions. The County Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the County on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of the Code and the regulations thereunder.

SECTION 10. That the law firm of Dinsmore & Shohl LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 11. That at least two members of this Board and the County Auditor are separately hereby authorized, alone or with others, to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the Bonds as a part of the Consolidated Note Issue in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

March 22, 2017

SECTION 12. That the Clerk of this Board of County Commissioners, is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 13. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 14. That this resolution shall take effect immediately upon its adoption.

Mr. Dutton seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Mr. Thomas Mr. Dutton Mr. Meyer

NAYS: _____

ADOPTED, this 22nd day of March, 2017.

Jayne Long /s/
Clerk
Board of County Commissioners
County of Belmont, Ohio

ENTERED IN COMMISSIONERS' JOURNAL

NO. 99, PAGE NO. _____

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:30 o'clock a.m., on March 22, 2017, at the commissioners meeting room located in the Courthouse, St. Clairsville, Ohio, with the following members present:

Mr. Thomas Mr. Dutton Mr. Meyer

Absent: _____

There was presented to the Board a Certificate As To Maximum Maturity of Bonds and Bond Anticipation Notes signed by the County Auditor.

Mr. Thomas moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO

RESOLUTION NO. N/A

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,240,000 OF NOTES TO RENEW NOTES PREVIOUSLY ISSUED TO PAY PART OF THE COST OF WATER WELL UPGRADES, WATERLINE EXTENSIONS AND WATER STORAGE FACILITIES.

WHEREAS, this Board of County Commissioners has heretofore determined the necessity of water well upgrades, waterline extensions and water storage facilities (collectively, the "Project"); and

WHEREAS, the County Auditor has heretofore estimated that the life of the improvements and assets to be acquired with the proceeds of the notes and bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is forty (40) years, and of notes to be issued in anticipation thereof is twenty (20) years; and

WHEREAS, this Board of County Commissioners anticipates that debt service on such bonds will be paid from the net revenues of the County's water supply, treatment, storage and distribution utility, and on such notes from such revenues and proceeds of such bonds or renewal notes (collectively, the "Revenues"); and

WHEREAS, notes heretofore issued in anticipation of such bonds in the amount of \$2,330,000 are about to mature and should be renewed in a principal amount not to exceed \$2,240,000;

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

SECTION 1. That it is necessary to issue bonds of this County in a principal amount not to exceed \$2,240,000 for the purpose of paying part of the cost of the Project, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code.

SECTION 2. That such bonds shall be issued in said principal amount for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. Said bonds shall be dated approximately April 1, 2018, shall bear interest at the rate of approximately seven percent (7%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period not exceeding thirty (30) years.

SECTION 3. That it is hereby determined that notes (hereinafter called the "Notes") in a principal amount not to exceed \$2,240,000 shall be issued in anticipation of the issuance of said bonds. The Notes shall (i) be issued in such principal amount, (ii) be dated the date of their issuance, (iii) mature not more than one (1) year from such date of issuance; (iv) bear interest at a rate per annum not exceeding five percent (5%) per annum, which interest shall be payable at maturity, (v) be issued in such numbers and denominations of \$100,000 or more as may be requested by the purchaser, and (vi) be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company designated to serve as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, all as determined by the County Auditor without further action of this Board of County Commissioners in a certificate of award (the "Certificate of Award"), which determinations shall be conclusive.

The Notes shall not be subject to call for redemption at any time prior to maturity.

The Notes shall be issued in fully-registered form, without coupons, and shall be payable without deduction for exchange, collection or service charges to the person whose name appears on the Note registration records to be maintained by the Paying Agent and Registrar as the registered holder thereof.

The Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. No transfer of any Note shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

This County and the Paying Agent and Registrar may deem and treat the registered holders of the Notes as the absolute owners thereof for all purposes, and neither this County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

The Notes shall be designated "Water System Improvement Bond Anticipation Notes, Third (2017) Renewal" or as otherwise provided in the Certificate of Award.

SECTION 4. That the Notes shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, provided that all of such signatures may be facsimiles. The Notes shall express on their faces the purpose for which they are issued and that they are issued pursuant to this resolution. The Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

SECTION 5. That the Notes shall be sold to one or more entities designated or defined as such in the Certificate of Award (the "Purchaser") at not less than 100% of the principal amount thereof, plus accrued interest to the date of delivery, as determined by the County Auditor in the Certificate of Award without further action of this Board pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The proceeds from such sale, except any premium or accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law. The Notes may be issued and sold on a consolidated basis with other notes of this County pursuant to Section 133.30(B) of the Ohio Revised Code and a consolidating resolution adopted by this Board of County Commissioners on this date if the County Auditor so determines, in which event, the terms of which are incorporated herein by reference. Such consolidated note issue is referred to herein as the "Consolidated Note Issue".

SECTION 6. That the Notes shall be the full general obligations of this County, and the full faith, credit and revenue of this County are hereby pledged for the prompt payment of the same. The principal amount received from the sale of the bonds anticipated by the Notes and

any excess fund resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the year or years while the Notes run there shall be levied upon all of the taxable property in this County in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; provided, however, that in each year to the extent the Revenues and other moneys are available for the payment of the Notes and bonds and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such Revenues and other moneys so available and appropriated.

SECTION 8. That said tax shall be and is hereby 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 said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levy hereby required, or from the other described sources, shall be placed in a separate and distinct fund, which together with all interest collected on the same, shall be pledged irrevocably for the payment of the principal and interest of the Notes or the bonds in anticipation of which they are issued when and as the same fall due.

SECTION 9. That this Board of County Commissioners hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder and will, to the extent possible, comply with all other applicable provisions of the Code and the regulations thereunder in order to retain the Federal income tax exemption for interest on the Notes, including any expenditure requirements, investment limitations, rebate requirements or use restrictions. The County Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the County on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of the Code and the regulations thereunder.

SECTION 10. That the law firm of Dinsmore & Shohl LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 11. That at least two members of this Board and the County Auditor are separately hereby authorized, alone or with others, to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the Bonds as a part of the Consolidated Note Issue in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 12. That the Clerk of this Board of County Commissioners, is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 13. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 14. That this resolution shall take effect immediately upon its adoption.

Mr. Dutton seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Mr. Thomas Mr. Dutton Mr. Meyer

NAYS:

ADOPTED, this 22nd day of March, 2017.

Jayne Long /s/ Clerk Board of County Commissioners County of Belmont, Ohio

ENTERED IN COMMISSIONERS' JOURNAL NO. 99, PAGE NO.

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:30 o'clock a.m., on March 22, 2017, at the commissioners meeting room located in the Courthouse, St. Clairsville, Ohio, with the following members present:

Mr. Thomas Mr. Dutton Mr. Meyer

Absent:

There was presented to the Board a Certificate As To Maximum Maturity of Bonds and Bond Anticipation Notes signed by the County Auditor.

Mr. Thomas moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO RESOLUTION NO. N/A

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$75,000 OF NOTES TO RENEW NOTES PREVIOUS ISSUED PAY PART OF THE COST OF ACQUIRING VARIOUS VEHICLES FOR THE COUNTY ENGINEER.

WHEREAS, this Board of County Commissioners has heretofore determined the necessity of acquiring various vehicles for the County Engineer (collectively, the "Project"); and

WHEREAS, the County Auditor has heretofore estimated that the life of the improvements and assets to be acquired with the proceeds of the notes and bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is five (5) years, and of notes to be issued in anticipation thereof is twenty (20) years; and

WHEREAS, this Board of County Commissioners anticipates that debt service on such bonds will be paid from the general revenues of this County, and on such notes from such revenues and proceeds of such bonds or renewal notes (collectively, the "Revenues"); and

WHEREAS, notes heretofore issued in anticipation of such bonds in the amount of \$150,000 are about to mature and should be renewed in a principal amount not to exceed \$75,000;

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

SECTION 1. That it is necessary to issue bonds of this County in a principal amount not to exceed \$75,000 for the purpose of paying part of the cost of the Project, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code.

SECTION 2. That such bonds shall be issued in said principal amount for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. Said bonds shall be dated approximately April 1, 2018, shall bear interest at the rate of approximately five percent (5%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period not exceeding five (5) years.

SECTION 3. That it is hereby determined that notes (hereinafter called the "Notes") in a principal amount not to exceed \$75,000 shall be issued in anticipation of the issuance of said bonds. The Notes shall (i) be issued in such principal amount, (ii) be dated the date of their issuance, (iii) mature not more than one (1) year from such date of issuance; (iv) bear interest at a rate per annum not exceeding five percent (5%) per annum, which interest shall be payable at maturity, (v) be issued in such numbers and denominations of \$100,000 or more as may be requested by the purchaser, and (vi) be payable as to both principal and interest in federal funds of the United States of America at the office of

March 22, 2017

2017, at the commissioners meeting room located in the Courthouse, St. Clairsville, Ohio, with the following members present:

Mr. Thomas _____ Mr. Dutton _____ Mr. Meyer _____

Absent: _____

There was presented to the Board a Certificate As To Maximum Maturity of Bonds and Bond Anticipation Notes signed by the County Auditor.

Mr. Thomas _____ moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO
RESOLUTION NO. N/A

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,794,000 OF NOTES TO RENEW NOTES PREVIOUSLY ISSUED TO REFUND THE COUNTY'S VARIOUS PURPOSE BONDS, SERIES 2006 DATED AS OF MARCH 15, 2006.

WHEREAS, this Board of County Commissioners adopted resolutions on February 1, 2006 (the "Prior Resolutions") authorizing the issuance of Various Purpose Bonds, Series 2006 of this County dated as of March 15, 2006 (the "Prior Bonds") for the purposes of paying part of the costs of (1) acquiring and renovating buildings to house departments and agencies of the Issuer and other political subdivisions, including without limitation, improvements to the county jail; (2) acquiring and constructing sanitary sewer improvements in Belmont County Sanitary Sewer District No. 2; (3) acquiring, constructing and installing improvements to the county jail, and (4) acquiring, constructing and installing building improvements for use by the Eastern Division County Court (collectively, the "Prior Project");

WHEREAS, this Board of County Commissioners desires to refund the outstanding Prior Bonds which will result in interest cost savings which will accrue to the benefit of the County, its citizens and taxpayers; and

WHEREAS, the County Auditor has heretofore estimated that the life of the improvements and assets to be acquired with the proceeds of the notes and bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is twenty-nine (29) years, and of notes to be issued in anticipation thereof is twenty (20) years; and

WHEREAS, this Board of County Commissioners anticipates that debt service on such bonds will be paid from the respective sources describe in the Prior Resolutions, and on such notes from such revenues and proceeds of such bonds or renewal notes (collectively, the "Revenues"); and

WHEREAS, notes heretofore issued in anticipation of such bonds in the amount of \$2,024,000 are about to mature and should be renewed in a principal amount not to exceed \$1,794,000;

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

SECTION 1. That it is necessary to issue bonds of this County in a principal amount not to exceed \$1,794,000 for the purpose of refunding the Prior Bonds, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code.

SECTION 2. That such bonds shall be issued in said principal amount for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. Said bonds shall be dated approximately April 1, 2018, shall bear interest at the rate of approximately five percent (5%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period ending not later than December 1, 2026.

SECTION 3. That it is hereby determined that notes (hereinafter called the "Notes") in a principal amount not to exceed \$1,794,000 shall be issued in anticipation of the issuance of said bonds. The Notes shall (i) be issued in such principal amount, (ii) be dated the date of their issuance, (iii) mature not more than one (1) year from such date of issuance; (iv) bear interest at a rate per annum not exceeding five percent (5%) per annum, which interest shall be payable at maturity, (v) be issued in such numbers and denominations of \$100,000 or more as may be requested by the purchaser, and (vi) be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company designated to serve as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, all as determined by the County Auditor without further action of this Board of County Commissioners in a certificate of award (the "Certificate of Award"), which determinations shall be conclusive.

The Notes shall not be subject to call for redemption at any time prior to maturity.

The Notes shall be issued in fully-registered form, without coupons, and shall be payable without deduction for exchange, collection or service charges to the person whose name appears on the Note registration records to be maintained by the Paying Agent and Registrar as the registered holder thereof.

The Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. No transfer of any Note shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

This County and the Paying Agent and Registrar may deem and treat the registered holders of the Notes as the absolute owners thereof for all purposes, and neither this County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

The Notes shall be designated "Various Purpose Refunding Bond Anticipation Notes, Second (2017) Renewal" or as otherwise provided in the Certificate of Award.

It is hereby determined by this Board of County Commissioners that the issuance of the Notes provided herein, including without limitation, the redemption provisions set forth above, are in the best interests of this County. It is hereby further determined that the refunding of the Prior Bonds will result in interest cost savings which will accrue to the benefit of this County, its citizens and taxpayers.

SECTION 4. That the Notes shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, provided that all of such signatures may be facsimiles. The Notes shall express on their faces the purpose for which they are issued and that they are issued pursuant to this resolution. The Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

SECTION 5. That the Notes shall be sold to one or more entities designated or defined as such in the Certificate of Award (the "Purchaser") at not less than 100% of the principal amount thereof, plus accrued interest to the date of delivery, as determined by the County Auditor in the Certificate of Award without further action of this Board pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The proceeds from such sale, except any premium or accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law. The Notes may be issued and sold on a consolidated basis with other notes of this County pursuant to Section 133.30(B) of the Ohio Revised Code and a consolidating resolution adopted by this Board of County Commissioners on this date if the County Auditor so determines, in which event, the terms of which are incorporated herein by reference. Such consolidated note issue is referred to herein as the "Consolidated Note Issue".

SECTION 6. That the Notes shall be the full general obligations of this County, and the full faith, credit and revenue of this County are hereby pledged for the prompt payment of the same. The principal amount received from the sale of the bonds anticipated by the Notes and any excess fund resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the year or years while the Notes run there shall be levied upon all of the taxable property in this County in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; provided, however, that in each year to the extent the Revenues and other moneys are available for the payment of the Notes and bonds and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such Revenues and other moneys so available and appropriated.

SECTION 8. That said tax shall be and is hereby 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 said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levy hereby required, or from the other described sources, shall be placed in a separate and distinct fund, which together with all interest

collected on the same, shall be pledged irrevocably for the payment of the principal and interest of the Notes or the bonds in anticipation of which they are issued when and as the same fall due.

SECTION 9. That this Board of County Commissioners hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder and will, to the extent possible, comply with all other applicable provisions of the Code and the regulations thereunder in order to retain the Federal income tax exemption for interest on the Notes, including any expenditure requirements, investment limitations, rebate requirements or use restrictions. The County Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the County on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of the Code and the regulations thereunder.

SECTION 10. That the law firm of Dinsmore & Shohl LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 11. That at least two members of this Board and the County Auditor are separately hereby authorized, alone or with others, to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the Bonds as a part of the Consolidated Note Issue in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 12. That the Clerk of this Board of County Commissioners, is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 13. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 14. That this resolution shall take effect immediately upon its adoption.

Mr. Dutton seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Mr. Thomas Mr. Dutton Mr. Meyer

NAYS: _____

ADOPTED, this 22nd day of March, 2017.

Jayne Long /s/
Clerk
Board of County Commissioners
County of Belmont, Ohio

ENTERED IN COMMISSIONERS' JOURNAL

NO. 99, PAGE NO. _____

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:30 o'clock a.m., on March 22, 2017, at the commissioners meeting room located in the Courthouse, St. Clairsville, Ohio, with the following members present:

Mr. Thomas Mr. Dutton Mr. Meyer

Absent: _____

There was presented to the Board a Certificate As To Maximum Maturity of Bonds and Bond Anticipation Notes signed by the County Auditor.

Mr. Thomas moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO
RESOLUTION NO. N/A

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,415,000 OF NOTES TO RENEW NOTES PREVIOUSLY ISSUED TO PAY PART OF THE COST OF CONSTRUCTING A SENIOR SERVICES - COMMUNITY ACTIVITIES CENTER WITH RELATED FURNITURE, FIXTURES AND KITCHEN EQUIPMENT.

WHEREAS, this Board of County Commissioners has heretofore determined the necessity of constructing a senior services - community activities center with related furniture, fixtures and kitchen equipment (the "Project"); and

WHEREAS, the County Auditor has heretofore estimated that the life of the improvements and assets to be acquired with the proceeds of the notes and bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is twenty-seven (27) years, and of notes to be issued in anticipation thereof is twenty (20) years; and

WHEREAS, this Board of County Commissioners anticipates that debt service on such bonds will be paid from proceeds of voter-approved senior services property tax levies, and on such notes from such proceeds and proceeds of such bonds or renewal notes (collectively, the "Revenues"); and

WHEREAS, notes heretofore issued in anticipation of such bonds in the amount of \$3,200,000 are about to mature and should be renewed in a principal amount not to exceed \$2,415,000;

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

SECTION 1. That it is necessary to issue bonds of this County in a principal amount not to exceed \$2,415,000 for the purpose of paying part of the cost of the Project, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code.

SECTION 2. That such bonds of this County shall be issued in said principal amount for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. Said bonds shall be dated approximately April 1, 2018, shall bear interest at the rate of approximately seven percent (7%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period not exceeding twenty-seven (27) years.

SECTION 3. That it is hereby determined that notes (hereinafter called the "Notes") in a principal amount not to exceed \$2,415,000 shall be issued in anticipation of the issuance of said bonds. The Notes shall (i) be issued in such principal amount, (ii) be dated the date of their issuance, (iii) mature not more than one (1) year from such date of issuance; (iv) bear interest at a rate per annum not exceeding five percent (5%) per annum, which interest shall be payable at maturity, (v) be issued in such numbers and denominations of \$100,000 or more as may be requested by the purchaser, and (vi) be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company designated to serve as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, all as determined by the County Auditor without further action of this Board of County Commissioners in a certificate of award (the "Certificate of Award"), which determinations shall be conclusive.

The Notes shall not be subject to call for redemption at any time prior to maturity.

The Notes shall be issued in fully-registered form, without coupons, and shall be payable without deduction for exchange, collection or service charges to the person whose name appears on the Note registration records to be maintained by the Paying Agent and Registrar as the registered holder thereof.

The Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. No transfer of any Note shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Note or Notes of

authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

This County and the Paying Agent and Registrar may deem and treat the registered holders of the Notes as the absolute owners thereof for all purposes, and neither this County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

The Notes shall be designated "Senior Services Center Bond Anticipation Notes, Second (2017) Renewal" or as otherwise provided in the Certificate of Award.

SECTION 4. That the Notes shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, provided that all of such signatures may be facsimiles. The Notes shall express on their faces the purpose for which they are issued and that they are issued pursuant to this resolution. The Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

SECTION 5. That the Notes shall be sold to one or more entities designated or defined as such in the Certificate of Award (the "Purchaser") at not less than 100% of the principal amount thereof, plus accrued interest to the date of delivery, as determined by the County Auditor in the Certificate of Award without further action of this Board pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The proceeds from such sale, except any premium or accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law. The Notes may be issued and sold on a consolidated basis with other notes of this County pursuant to Section 133.30(B) of the Ohio Revised Code and a consolidating resolution adopted by this Board of County Commissioners on this date if the County Auditor so determines, in which event, the terms of which are incorporated herein by reference. Such Note issue is referred to herein as the "Note Issue".

SECTION 6. That the Notes shall be the full general obligations of this County, and the full faith, credit and revenue of this County are hereby pledged for the prompt payment of the same. The principal amount received from the sale of the bonds anticipated by the Notes and any excess fund resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the year or years while the Notes run there shall be levied upon all of the taxable property in this County in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; provided, however, that in each year to the extent the Revenues and other moneys are available for the payment of the Notes and bonds and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such Revenues and other moneys so available and appropriated.

SECTION 8. That said tax shall be and is hereby 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 said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levy hereby required, or from the other described sources, shall be placed in a separate and distinct fund, which together with all interest collected on the same, shall be pledged irrevocably for the payment of the principal and interest of the Notes or the bonds in anticipation of which they are issued when and as the same fall due.

SECTION 9. That this Board of County Commissioners hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder and will, to the extent possible, comply with all other applicable provisions of the Code and the regulations thereunder in order to retain the Federal income tax exemption for interest on the Notes, including any expenditure requirements, investment limitations, rebate requirements or use restrictions. The County Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the County on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of the Code and the regulations thereunder.

SECTION 10. That the law firm of Dinsmore & Shohl LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 11. That at least two members of this Board and the County Auditor are separately hereby authorized, alone or with others, to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the Bonds as a part of the Note Issue in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 12. That the Clerk of this Board of County Commissioners, is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 13. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 14. That this resolution shall take effect immediately upon its adoption.

Mr. Dutton seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Mr. Thomas Mr. Dutton Mr. Meyer

NAYS:

ADOPTED, this 22nd day of March, 2017.

Jayne Long /s/ Clerk Board of County Commissioners County of Belmont, Ohio

Upon roll call the vote was as follows:

Mr. Thomas Yes Mr. Dutton Yes Mr. Meyer Yes

IN THE MATTER OF ADOPTING RESOLUTION CONSOLIDATING UP TO FIVE BOND ANTICIPATION NOTE ISSUES

Motion made by Mr. Thomas, seconded by Mr. Meyer to adopt the resolution consolidating up to five bond anticipation note issues of the county of Belmont, Ohio into a consolidated note issue, and establishing the terms of such consolidated note issue.

ENTERED IN COMMISSIONERS' JOURNAL NO. 99, PAGE NO.

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:30 o'clock a.m., on March 22, 2017, at the commissioners meeting room located in the Courthouse, St. Clairsville, Ohio, with the following members present:

Mr. Thomas Mr. Dutton Mr. Meyer

Absent:

Mr. Thomas _____ moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO
RESOLUTION NO. N/A

RESOLUTION CONSOLIDATING UP TO FIVE BOND ANTICIPATION NOTE ISSUES OF THE COUNTY OF BELMONT, OHIO INTO A CONSOLIDATED NOTE ISSUE, AND ESTABLISHING THE TERMS OF SUCH CONSOLIDATED NOTE ISSUE.

WHEREAS, this Board of County Commissioners has adopted five resolutions authorizing the following general obligation bond anticipation note issues pursuant to Chapter 133 of the Ohio Revised Code for the purposes indicated: (i) not to exceed \$1,630,000 Sanitary Sewer Improvement Bond Anticipation Notes, Seventh Series, Eleventh (2017) Renewal for the purpose of renewing notes previously issued for the purpose of paying part of the costs of acquiring and constructing sanitary sewer improvements in Belmont County Sanitary Sewer District No. 2, including (a) the Exit 215 sewer line project, (b) the Village of Belmont pump station and force main project, and (c) the Village of Morristown pump station project; (ii) not to exceed \$2,240,000 Water System Improvement Bond Anticipation Notes, Third (2017) Renewal for the purpose of renewing notes previously issued for the purpose of paying part of the costs of water well upgrades, waterline extensions and water storage facilities; (iii) not to exceed \$75,000 Engineer Vehicle Bond Anticipation Notes, Second (2017) Renewal for the purpose of renewing notes previously issued for the purpose of acquiring various vehicles for the County Engineer; (iv) not to exceed \$1,794,000 Various Purpose Refunding Bond Anticipation Notes, Second (2017) Renewal for the purpose of renewing notes previously issued for the purpose of refunding this County's outstanding Various Purpose Bonds, Series 2006 dated as of March 15, 2006; and (v) not to exceed \$2,415,000 Senior Services Center Bond Anticipation Notes, Second (2017) Renewal for the purpose of renewing notes previously issued for the purpose of paying part of the costs of constructing a senior services - community activities center with related furniture, fixtures and kitchen equipment (such note issues are collectively referred to as the "2017 Series Notes"); and

WHEREAS, this Board of County Commissioners desires to authorize the issuance and sale of some or all of the 2017 Series Notes on a consolidated basis pursuant to Section 133.30(B) of the Ohio Revised Code and this resolution;

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

SECTION 1. That pursuant to the provisions of Section 133.30(B) of the Ohio Revised Code, some or all of the 2017 Series Notes, as determined by the County Auditor in the Certificate of Award, as hereinafter defined, without further action of this Board of County Commissioners, shall be consolidated into a single note issue which shall be designated "Various Improvement and Refunding Bond Anticipation Notes, Series 2017" or as otherwise provided in the Certificate of Award (such consolidated notes are hereinafter referred to as the "Consolidated Notes").

SECTION 2. That the Consolidated Notes shall be issued under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. The Consolidated Notes shall (i) be dated as of the same date as the 2017 Series Notes included in the Consolidated Notes, (ii) be in a principal amount equal to the sum of the aggregate principal amounts of such 2017 Series Notes, (iii) be numbered from R1 upwards in order of issuance, (iv) be of the denominations of \$100,000 or more requested by the purchaser, (v) mature on the date such 2017 Series Notes mature in an amount equal to the sum of the maturity amounts for such 2017 Series Notes for such date, and (vi) bear interest payable at maturity at a rate equal to the rate of interest on such 2017 Series Notes.

The Consolidated Notes shall not be subject to call for redemption at any time prior to maturity.

It is hereby determined by this Board of County Commissioners that the issuance of the Consolidated Notes provided herein are in the best interests of the County and that the maturity provisions set forth above are consistent with the aggregate of the separate maturities of the respective resolutions authorizing the 2017 Series Notes.

SECTION 3. That the Consolidated Notes shall express upon their faces a summary statement of purposes encompassing the purposes stated in the resolutions authorizing the 2017 Series Notes and that they are issued in pursuance of this resolution. The Consolidated Notes shall be in fully registered form without coupons, shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, provided that all of such signatures may be facsimile signatures. The Consolidated Notes shall be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company to be designated the County Auditor in the Certificate of Award (as hereinafter defined) without further action of this Board of County Commissioners as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, without deduction for exchange, collection or service charges, to the person whose name appears on the Note registration records as the registered holder thereof. The Consolidated Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

The Consolidated Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. The County and the Paying Agent and Registrar shall not be required to transfer any Consolidated Note during the 15day period preceding any interest payment date, and no such transfer shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Consolidated Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

The County and the Paying Agent and Registrar may deem and treat the registered holders of the Consolidated Notes as the absolute owners thereof for all purposes, and neither the County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

SECTION 4. That the provisions of the respective resolutions authorizing the 2017 Series Notes included in the Consolidated Notes relating to security and sources of payment, federal tax status of such 2017 Series Notes and of interest payable thereon, are hereby incorporated by reference into this resolution and the Consolidated Notes.

SECTION 5. That the Consolidated Notes shall be sold to one or more entities designated or defined as such in the Certificate of Award (the "Purchaser") at not less than 100% of the principal amount thereof plus accrued interest to the date of delivery, as determined by the County Auditor without further action of this Board of County Commissioners in a certificate of award (the "Certificate of Award") pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The Clerk, acting as the Clerk of this Board, at least two members of this Board or the County Auditor, or any of them, are hereby separately authorized, alone or with others, to execute and deliver a purchase agreement for the Consolidated Notes (the "Purchase Agreement") in such form as may be approved by the officer executing the same, such officer's execution thereof on behalf of the County to be conclusive evidence of such authorization and approval, and to make the necessary arrangements with the Purchaser to establish the date, location, procedure and conditions for the delivery of the Consolidated Notes to the Purchaser, to give all appropriate notices and certificates and to take all steps necessary to effect the due execution and delivery of the Consolidated Notes pursuant to the provisions of the Purchase Agreement. The proceeds from the sale of the Consolidated Notes, except as any premium and accrued interest received, shall be apportioned, deposited and credited in accordance with Section 133.32 of the Ohio Revised Code to the respective purposes and funds in accordance with the amount of each issue of 2017 Series Notes and for which purposes such proceeds are hereby appropriated. Any premium and accrued interest received from such sale shall be transferred to the bond retirement fund to be applied to the payment of the principal and interest of the Consolidated Notes in the manner provided by law.

SECTION 6. That for purposes of this resolution, the following terms shall have the following meanings:

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

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Consolidated Notes or principal and interest, and to effect transfers of Consolidated 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.

All or any portion of the Consolidated Notes may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply to such Consolidated Notes, notwithstanding any other provision of this resolution. If and as long as a book entry

system is utilized with respect to any of such Consolidated Notes: (i) there shall be a single Consolidated Note of each maturity; (ii) those Consolidated Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners of Consolidated Notes in book entry form shall have no right to receive Consolidated Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Consolidated Notes 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 (v) the Consolidated 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 this County. Debt service charges on Consolidated Notes in book entry form registered in the name of a Depository or its nominee shall be payable in the manner provided in this County's agreement with the Depository to the Depository or its authorized representative (i) in the case of interest, on each interest payment date, and (ii) in all other cases, upon presentation and surrender of Consolidated Notes as provided in this resolution.

The Paying Agent and Registrar may, with the approval of this County, enter into an agreement with the beneficial owner or registered owner of any Consolidated Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Consolidated Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this resolution, without prior presentation or surrender of the Consolidated Note, upon any conditions which shall be satisfactory to the Paying Agent and Registrar. That payment in any event shall be made to the person who is the registered owner of that Consolidated Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Paying Agent and Registrar shall furnish a copy of each of those agreements, certified to be correct by the Paying Agent and Registrar, to any other paying agents for the Consolidated Notes. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this resolution.

The County Auditor is authorized and directed without further action of this Board of County Commissioners to execute, acknowledge and deliver, in the name of and on behalf of this County, a blanket letter agreement between this County and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Consolidated Notes to the Depository for use in a book entry system, and to take all other actions they deem appropriate in issuing the Consolidated Notes under a book entry system.

If any Depository determines not to continue to act as Depository for the Consolidated Notes for use in a book entry system, this County and the Paying Agent and Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository under this resolution. If this County and the Paying Agent and Registrar do not or are unable to do so, this County and the Paying Agent and Registrar, after the Paying Agent and Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Consolidated Notes from the Depository and authenticate and deliver Consolidated Note certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Consolidated Notes), if the event is not the result of action or inaction by this County or the Paying Agent and Registrar, of those persons requesting such issuance.

SECTION 7. That the County Auditor is hereby authorized without further action of this Board of County Commissioners to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the Consolidated Notes, in each case in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 8. That the law firm of Dinsmore & Shohl LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Consolidated Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above

SECTION 9. That the Clerk of this Board of County Commissioners, is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 10. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 11. That this resolution shall take effect immediately upon its adoption.

Mr. Meyer seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Mr. Thomas Mr. Meyer Mr. Dutton
NAYS: _____

ADOPTED, this 22nd day of March, 2017.

Jayne Long /s/
Clerk
Board of County Commissioners
County of Belmont, Ohio

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Meyer Yes
Mr. Dutton Yes

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 11:03 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter into executive session with Larry Merry, Port Authority Director, pursuant to ORC 121.22(G)(2) Property Exception to consider the sale of property.

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Meyer Yes
Mr. Dutton Yes

**IN THE MATTER OF ADJOURNING
EXECUTIVE SESSION AT 11:30 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to exit executive session at 11:30 a.m.

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Meyer Yes
Mr. Dutton Yes

AS A RESULT OF EXECUTIVE SESSION-NO ACTION TAKEN

RECESS FOR ROAD VIEW

Reconvened at 1:03 p.m. Present: Commissioners Thomas, Dutton and Meyer and Jayne Long, Clerk. Commissioner Thomas said there is a need for an emergency executive session.

March 22, 2017

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 1:05**

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter into executive session with Katie Bayness, HR Administrator; Kelly Porter, Sanitary Sewer District Director, Mark Esposito, Consultant and County Auditor Andy Sutak, pursuant to ORC 121.22(G)(1) Personnel Exception to consider the employment and compensation of public employees.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF ADJOURNING
EXECUTIVE SESSION AT 1:42P.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to exit executive session at 1:42 p.m.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF THE VACATION OF
MELROSE AVENUE IN CHEERMONT PLAT
COLERAIN TWP., SEC. 10, T-6, R-3/RD IMP 1155**

**Office of County Commissioners
Belmont County, Ohio**

**Journal Entry--Order Upon view of Proposed Improvement
ORDER TO COUNTY ENGINEER
Rev. Code. Sec. 5553.06**

Petitioned for by freeholders and others

The Board of County Commissioners of Belmont County, Ohio met in regular session on the 22nd day of March, 2017, at the office of the Commissioners with the following members present:

Mr. Thomas
Mr. Dutton
Mr. Meyer

Mr. Thomas moved the adoption of the following:

RESOLUTION

WHEREAS, On the 22nd day of March, 2017, the time heretofore fixed for view of the proposed improvement, we, the Board of County Commissioners having jurisdiction in said matter, went upon the line of said proposed improvement and made personal view of the proposed route and termini thereof, and after full investigation and due consideration of all the facts and conditions pertaining thereto; therefore be it

RESOLVED, That we do find and consider said improvement of sufficient public importance to instruct the County Engineer to make an accurate survey and plat of the same, and furnish an accurate and detailed description of the proposed improvement describing the center line and right of way lines thereof.

Said County Engineer shall also furnish an accurate and detailed description of each tract of land which he believes will be necessary to be taken in the event the proposed improvement be made, together with the name of each owner.

Said County Engineer shall also, at the time of making such survey, set stakes at the termini of each right of way line and at all angles between such termini, and at sufficient other points on the right of way lines so that the bounds of the proposed improvement may be discernible to property owners and other interested persons; and be it further

RESOLVED, That the said County Engineer be and he is hereby directed to make a report in writing to this Board, on or before the 29th day of March, 2017 the date fixed for the final hearing, setting forth the opinion of said County Engineer either for or against said proposed improvement, ² and the width to which said improvement shall be opened, which shall not be less than thirty feet; said report shall be accompanied by said plat and detailed and accurate descriptions, and filed with the County Commissioners, and this case is continued unto said date.

Mr. Dutton seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

Adopted March 22, 2017

Jayne Long /s/
Clerk, Board of County Commissioners
Belmont County, Ohio

*"Locating," "establishing," "altering," "widening," "straightening," "vacating," or "changing direction of."
Strike out the clause from "and feet," if a road is not to be located or established*

**IN THE MATTER OF THE VACATION OF
ESSE ALLEY IN HIGHLAND ADDITION
WARREN TWP. SEC. 21, T-8, R-6/RD IMP 1151**

Office of County Commissioners

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 22nd day of March 2017, at the office of the Commissioners with the following members present:

Mr. Thomas
Mr. Dutton
Mr. Meyer

**RESOLUTION – ORDER TO CLOSE ROAD
Sec. 5563.01 R.C.**

Mr. Thomas moved the adoption of the following Resolution:

March 22, 2017

WHEREAS, At least ten days have elapsed since the final order of the board in the matter of this improvement, and
WHEREAS, No person, firm or corporation interested, has effected an appeal from our orders in the matter of the above named improvement, therefore, be it

RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be vacated, as ordered heretofore, made on journal of the date of March 8, 2017, and a copy of this resolution be forwarded to the Warren Township Trustees.

Mr. Dutton seconded the Resolution and the roll being called upon its adoption the vote was as follows:

Mr. Thomas _____, Yes
Mr. Dutton _____, Yes
Mr. Meyer _____, Yes

Adopted the 22nd day of March 2017.

Jayne Long /s/ _____
Clerk, Board of County Commissioners
Belmont County, Ohio

1. "locating," "establishing," "altering," "widening," "straightening," "vacating" or "changing the direction of."

IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 1:43 P.M.

Motion made by Mr. Thomas, seconded by Mr. Dutton to adjourn the meeting at 1:43 p.m.
Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

Read, approved and signed this 29th day of March, 2017.

Mark A. Thomas /s/ _____

J. P. Dutton /s/ _____ COUNTY COMMISSIONERS

Josh Meyer /s/ _____

We, Mark A. Thomas and Jayne Long, President and Clerk respectively of the Board of Commissioners of Belmont County, Ohio, do hereby certify the foregoing minutes of the proceedings of said Board have been read, approved and signed as provided for by Sec. 305.11 of the Revised Code of Ohio.

Mark A. Thomas /s/ _____ PRESIDENT

Jayne Long /s/ _____ CLERK