THE BOARD OF COUNTY COMMISSIONERS

50 East Columbia Street, 5th Floor
Springfield, Ohio 45501

CLARK COUNTY, OHIO

AGENDA

Source: google images

April 30, 2013

8:30 A.M.	Informal Session
10:00 A.M.	Formal Session
Call to Order	President of County Commission Resolution 2013-0333
Invocation	
Pledge to the flag	
Approve minutes of the last meeting and Dispense with reading of same:	Commissioner Hartley

Review/Action:
Matters before the Board and Departmental Requests: See attached motions

Staff Notes:

8:30 Review Agenda

10:00 Formal Session

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0334

Authorize Agreement Extension with LJB Inc.

Commissioner ____ moved, per the request of the Transportation Director, to authorize the following agreement extension:

Agreement with:	LJB Inc.
Purpose:	Extend the date for contract termination on the Clark County Sign and Guardrail Inventory
Date:	9-30-2013

Further move to authorize the County Administrator to execute the necessary documents related to the extension agreement.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
TCCC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0335

Award Food and Vending Machine RFP to Sheehan Brothers Vending

Commissioner ____ moved to award the Food and Vending Machine RFP to:

Organization Name: Sheehan Brothers Vending
Organization Address: 1740 Commerce Road, Springfield, Ohio 45504
Purpose: Food and Beverage Vending Machines for certain County Buildings

Further move to authorize the County Administrator to execute the contract and related documents.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
COMC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0336

Authorize Amendment No. 2 to Agreement with the Ohio Department of Transportation (ODOT) for LPA Agreement No. 24938 for CLA CR 385 Derr Road Project (PID 92813)

Commissioner ____ moved, per the request of the Deputy Engineer, to authorize amendment to an existing agreement:

Agreement With: Ohio Department of Transportation

Amend *SECTION 3*, to reflect a revised project maximum amount, moving construction fund to the right of way phase.

3. FUNDING

3.1 The total cost for the PROJECT is estimated to be $5,487,000 as set forth in Attachment 1. ODOT shall provide to the LPA 80 of the eligible costs, up to a maximum of $3,709,600 in (4HB7) Federal funds. 2. ODOT shall provide to the LPA 80 percent of the eligible costs, up to a maximum of $680,000 in (4TA7) Federal funds. These maximum amounts reflect the funding limit for the PROJECT set by the applicable Program Manager. Unless otherwise provided, funds through ODOT shall be applied only to the eligible costs associated with the actual construction of the transportation project improvements, construction engineering/inspection activities, design, and right of way.

3.2 The LPA shall provide all other financial resources necessary to fully complete the PROJECT, including all cost overruns and contractor claims.

SECTION 15.9 - Signatures

This section is amended to acknowledge the changes were made to Section 3, Funding.

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

Identification: LPA Agreement #24938
CLA CR 385 Derr Road Project
PID 92813

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
County Engineer
ENGC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0337

Authorize Contract with
Clark County Combined Health District

Commissioner ____ moved, per the request of the Waste Management Director, to authorize a contract with:

Organization Name: Clark County Combined Health District
Organization Address: 529 E. Home Road
In the amount of: $ 135,820.00
Funding Source(s): Waste Management Fund
Purpose: Environmental Services
Effective Dates: January 1, 2013 – December 31, 2013

Further move to authorize the County Administrator to execute all contract related documents.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
WMDC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0338

Employment of Outside Legal Counsel

Commissioner ____ moved, upon the recommendation of the County Administrator, per the request of the Clark County Community Development Director, to authorize the hiring of Holfinger Law Firm, Columbus, Ohio as of April 24, 2013 to provide legal services for amending and reviewing NSP3-related agreements. Be it further moved that the employment of outside counsel is pursuant to Ohio Revised Code Section 305.14(B) and shall also comply with Section 309.09(C) with the hourly rates for legal representation not to exceed $225.00 per hour.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
CDDC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0339

Authorize Addendum to Contract with MARCS

Commissioner ____ moved, per the request of the County Sheriff, to authorize a contract addendum with:

Organization Name: MARCS
In the amount of: $31.00 per year per device
Purpose: 3 additional portable radios for the Sheriff's Office
Effective Date: April 30, 2013

Further move to authorize the County Administrator to execute the contract and related documents.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
SHRC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0340

Authorize Contract with MARCS

Commissioner ____ moved, per the request of the County Sheriff, to authorize a contract with:

Organization Name: MARCS
In the amount of: $31.00 per year per device
Purpose: 2 portable radios for the County Engineer
Effective Date: April 30, 2013

Further move to authorize the County Administrator to execute the contract and related documents.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
SHRC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0341

Authorize Contract with MARCS

Commissioner ____ moved, per the request of the County Sheriff, to authorize a contract with:

Organization Name: MARCS
In the amount of: $31.00 per year per device
Purpose: 2 portable radios and one mobile radio for the Clerk of Courts
Effective Date: April 30, 2013

Further move to authorize the County Administrator to execute the contract and related documents.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
SHRC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0342

Authorize the Issuance and Sale of $3,335,000 of Notes

Commissioner ____ moved the adoption of the following:

A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF $3,335,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF (i) INSTALLING A NEW SANITARY SEWER IN THE WEST ENON ESTATES SUBDIVISION LOCATED WITHIN THE COUNTY, BY CONSTRUCTING GRAVITY SEWERS, FORCE MAINS, MANHOLES AND A LIFT STATION, REPLACING PAVEMENT, AND RESTORING UNDERGROUND AND SURFACE AREAS, (ii) CONSTRUCTING A BYPASS ROAD CONNECTING U.S. ROUTE 40 AND STATE ROUTE 54, INCLUDING GRADING, DRAINING, PAVING AND LIGHTING, (iii) IMPROVING CLARK COUNTY GENERAL SEWER DISTRICT BY CONSTRUCTING WATER LINES, HYDRANTS AND VALVES IN THE LAWRENCEVILLE WATER DISTRICT AND CONSTRUCTING IMPROVEMENTS TO THE NORTHRIDGE BOOSTER WATER STATION, (iv) REPLACING, RENOVATING AND OTHERWISE IMPROVING THE ROOFS OF THE COUNTY AGRICULTURAL AND ADMINISTRATION BUILDINGS AT THE SPRINGVIEW GOVERNMENT CENTER, (v) ACQUIRING A BUILDING TO HOUSE FUNCTIONS OF THE COUNTY DEPARTMENT OF UTILITIES, (vi) IMPROVING CLARK COUNTY GENERAL SEWER DISTRICT BY CONSTRUCTING IMPROVEMENTS TO THE SOUTHWEST REGIONAL WASTEWATER TREATMENT PLANT INCLUDING INSTALLATION OF A ROTARY SCREW PRESS AND A PRE-ENGINEERED METAL STRUCTURE TO HOUSE THE SAME AND REPLACEMENT OF PUMPS AND DIGESTER AIR DIFFUSERS, (vii) ACQUIRING VEHICLES FOR USE BY THE COUNTY SHERIFF'S DEPARTMENT, (viii) IMPROVING COUNTY BUILDINGS AND RELATED FACILITIES BY REPLACING, RENOVATING AND OTHERWISE IMPROVING THE ROOF OF THE COUNTY MAINTENANCE BUILDING AND ACQUIRING AND INSTALLING A PRE-ENGINEERED METAL STRUCTURE TO HOUSE EQUIPMENT OF THE COUNTY EMERGENCY MANAGEMENT AGENCY, (ix) ACQUIRING MAGNETOMETERS TO PROVIDE SECURITY AT COUNTY FACILITIES, (x) ACQUIRING TWO MEDIUM DUTY PARA-TRANSIT BUSES FOR USE BY DEVELOPMENTAL DISABILITIES OF THE COUNTY, (xi) ACQUIRING A NEW NARROWBAND STATE OF OHIO MULTI-AGENCY RADIO COMMUNICATIONS (MARCS) COMPLIANT RADIO SYSTEM FOR USE BY THE COUNTY SHERIFF'S DEPARTMENT, AND (xii) RENOVATING, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING THE CLARK/SWEARINGEN HALL PORTION OF THE COUNTY'S SPRINGVIEW GOVERNMENT CENTER.

WHEREAS, pursuant to Resolution No. 2012-0379, adopted on May 8, 2012, there were issued $2,640,000 Various Purpose Improvement Notes, Series 2012 (the Outstanding Series 2012 Notes), in anticipation of bonds for the purposes stated in clauses (i) through (ix) of Section 1, which Outstanding Series 2012 Notes mature on May 30, 2013; and

WHEREAS, pursuant to Resolution Nos. 2012-0890, 2012-0891 and 2012-0892, each adopted on November 6, 2012, there were issued $1,095,000 Various Purpose Improvement Notes, Series 2012-2 (the Outstanding Series 2012-2 Notes, and, together with the Outstanding Series 2012 Notes, the Outstanding Notes), in anticipation of bonds for the purposes stated in clauses (x) through (xii) of Section 1, which Outstanding Series 2012-2 Notes mature on May 30, 2013; and

WHEREAS, this Board finds and determines that the County should retire the Outstanding Notes with the proceeds of the Notes described in Section 3 and other funds available to the County; and

WHEREAS, the County Auditor, as fiscal officer of the County, has certified to this Board that the estimated life or period of usefulness of the improvements described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in clause (i) of Section 1 is 33 years, in clause (ii) is seven years, in clause (iii) is 40 years, in clauses (iv) and (vi) is 20 years, in clause (v) is 30 years, in clauses (vii) and (ix) is five years, in clauses (viii) and (xii) is 15 years, and in clauses (x) and (xii) is 10 years, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds described in clause (i) of Section 1 is July 22, 2022, in anticipation of the Bonds described in clause (ii) is September 28, 2021, in anticipation of the Bonds described in clauses (iii), (iv) and (v) is June 7, 2030, in anticipation of the Bonds described in clauses (vi) and (viii) is June 1, 2031, in anticipation of the Bonds described in clauses (vii) and (ix) is June 1, 2021, in anticipation of the Bonds described in clauses (x) and (xi) is November 29, 2027, and in anticipation of the Bonds described in clause (xii) is November 29, 2032;

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

Section 1. Authorized Principal Amount of Anticipated Bonds and Purpose. It is necessary to issue bonds of the County in the aggregate principal amount of $3,335,000 (the Bonds) for the purpose of paying costs of (i) installing a new sanitary sewer in the West Enon Estates Subdivision located within the County, by constructing gravity sewers, force mains, manholes and a lift station, replacing pavement, and restoring underground and surface areas, together with all necessary work, incidentals and appurtenances thereto ($290,000 of the Notes), (ii) constructing a bypass road connecting U.S. Route 40 and State Route 54, including grading, draining, paving and lighting, and all related improvements thereto ($25,000 of the Notes), (iii) improving Clark County General Sewer District by constructing water lines, hydrants and valves in the Lawrenceville Water District and constructing improvements to the Northridge Booster Water Station, all together with all necessary appurtenances thereto ($110,000 of the Notes), (iv) replacing, renovating and otherwise improving the roofs of the County Agricultural and Administration Buildings at the Springview Government Center, together with all necessary appurtenances thereto ($155,000 of the Notes), (v) acquiring a building to house functions of the County Department of Utilities ($90,000 of the Notes), (vi) improving Clark County General Sewer District by constructing improvements to the Southwest Regional Wastewater Treatment Plant including installation of a rotary screw press and a pre-engineered metal structure to house the same and replacement of pumps and digester air diffusers, all together with all necessary appurtenances thereto ($1,415,000 of the Notes), (vii) acquiring vehicles for use by the County Sheriff's Department ($135,000 of the Notes), (viii) improving County buildings and related facilities by replacing, renovating and otherwise improving the roof of the County Maintenance Building and acquiring and installing a pre-engineered metal structure to house equipment of the County Emergency Management Agency, together with all necessary appurtenances thereto ($75,000 of the Note), (ix) acquiring magnetometers to provide security at County facilities, together with all necessary appurtenances thereto ($55,000 of the Notes), (x) acquiring two medium duty para-transit buses for use by Developmental Disabilities of the County ($220,000 of the Notes), (xi) acquiring a new narrowband State of Ohio Multi-Agency Radio Communications (MARCS) compliant radio system for use by the County Sheriff's Department, together with all necessary appurtenances thereto ($570,000 of the Notes), and (xii) renovating, furnishing, equipping and otherwise improving the Clark/Swearingen Hall portion of the County's Springview Government Center, together with all necessary appurtenances thereto ($195,000 of the Notes).

Section 2. Estimated Bond Terms. The Bonds shall be dated approximately May 1, 2014, shall bear interest at the now estimated rate of 6% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 18 annual principal installments that are substantially equal. The first principal installment is estimated to be December 1, 2015.

Section 3. Authorized Principal Amount of Notes; Interest Rate. It is necessary to issue and this Board determines that notes in the aggregate principal amount of $3,335,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds and to retire, together with other funds available to the County, the Outstanding Notes. The Notes shall bear interest at a rate not to exceed 4% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity and until the principal amount is paid or payment is provided for and, in the event the County does not pay or make provision for payment at maturity of

the debt charges on the Notes, from the maturity date until the County pays or makes provision to pay that principal amount. The rate of interest on the Notes shall be determined by the County Administrator in the certificate awarding the Notes in accordance with Section 6 (the Certificate of Award).

Section 4. Payment of Debt Charges; Paying Agent; Dating. The debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America if so requested by the Original Purchaser (as defined in Section 6) and shall be payable, without deduction for services of the County's paying agent, at the designated corporate trust office of U.S. Bank National Association or at the office of a bank or trust company requested by the Original Purchaser, provided that such bank or trust company shall be acceptable to the County Administrator and such request shall be approved by the County Administrator only after determining that the payment at that bank or trust company will not endanger the funds or securities of the County and that proper procedures and safeguards are available for that purpose (the Paying Agent).

The Notes shall be dated the date of issuance and shall mature on May 29, 2014; provided that the County Administrator may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is any date up to one year from the date of issuance by setting forth that maturity date in the Certificate of Award. The Notes shall not be prepayable prior to maturity.

Section 5. Execution of Notes; Book Entry System. The Notes shall be signed by at least two members of this Board and by the County Auditor, in the name of the County and in their official capacities, provided that all but one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the County Administrator, provided that (i) no Note shall be issued in a denomination less than $100,000 and (ii) the entire principal amount may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Administrator and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Resolution. As used in this Section and this Resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the County and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. The book entry maintained by others than the County is the record that identifies the owners of beneficial interests in the Notes and that principal and interest.

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

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

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

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

The County Administrator is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 6. Award and Sale of the Notes. The Notes shall be sold at not less than par at private sale to the original purchaser designated by the County Administrator in the Certificate of Award (the Original Purchaser) in accordance with law and the provisions of this Resolution. The County Administrator shall sign the Certificate of Award evidencing that sale, cause the Notes to be prepared and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. Any member of this Board, the County Administrator, the Clerk of this Board, the County Auditor, the County Treasurer, the County Prosecuting Attorney and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution. The County Administrator is authorized, if it is determined to be in the best interest of the County, to combine the issue of Notes with one or more other note issues of the County into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

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

Section 8. Application and Pledge of Bond or Renewal Note Proceeds or Excess Funds. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes and the Bonds and are pledged for that purpose.

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

Section 10. Federal Tax Considerations. The County covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds

to which Section 103 of the Code applies, and (b) the interest thereon will not be treated as an item of tax preference under Section 57 of the Code.

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

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation or treatment of the Notes as "qualified tax-exempt obligations), choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this Section with respect to the Notes is also made with respect to all issues any portion of the debt charges on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Notes.

Section 11. Certification and Delivery of Resolution. The Clerk of this Board is directed to deliver or cause to be delivered a certified copy of this Resolution to the County Auditor.

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

Section 13. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 14. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 15. Effective Date. This Resolution shall be in full force and effect immediately upon its adoption.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
FINN file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0343

Authorize Issuance and Sale $85,000 of Notes

Commissioner ____ moved the adoption of the following:

A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF $85,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING RADIO CONSOLES FOR USE BY THE COUNTY SHERIFF'S DEPARTMENT.

WHEREAS, the County Auditor, as fiscal officer of the County, has certified to this Board that the estimated life or period of usefulness of the improvements described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is five years, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds described in Section 1 is 10 years from their date of issuance;

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

Section 1. Authorized Principal Amount of Anticipated Bonds and Purpose. It is necessary to issue bonds of the County in the aggregate principal amount of $85,000 (the Bonds) for the purpose of paying costs of acquiring radio consoles for use by the County Sheriff's Department.

Section 2. Estimated Bond Terms. The Bonds shall be dated approximately May 1, 2014, shall bear interest at the now estimated rate of 6% per year, payable semiannually until the principal amount is paid, and are estimated to mature in five annual principal installments that are substantially equal. The first principal installment is estimated to be December 1, 2015.

Section 3. Authorized Principal Amount of Notes; Interest Rate. It is necessary to issue and this Board determines that notes in the aggregate principal amount of $85,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall bear interest at a rate not to exceed 4% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity and until the principal amount is paid or payment is provided for and, in the event the County does not pay or make provision for payment at maturity of the debt charges on the Notes, from the maturity date until the County pays or makes provision to pay that principal amount. The rate of interest on the Notes shall be determined by the County Administrator in the certificate awarding the Notes in accordance with Section 6 (the Certificate of Award).

Section 4. Payment of Debt Charges; Paying Agent; Dating. The debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America if so requested by the Original Purchaser (as defined in Section 6) and shall be payable, without deduction for services of the County's paying agent, at the designated corporate trust office of U.S. Bank National Association or at the office of a bank or trust company requested by the Original Purchaser, provided that such bank or trust company shall be acceptable to the County Administrator and such request shall be

approved by the County Administrator only after determining that the payment at that bank or trust company will not endanger the funds or securities of the County and that proper procedures and safeguards are available for that purpose (the Paying Agent).

The Notes shall be dated the date of issuance and shall mature on May 29, 2014; provided that the County Administrator may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is any date up to one year from the date of issuance by setting forth that maturity date in the Certificate of Award. The Notes shall not be prepayable prior to maturity.

Section 5. Execution of Notes; Book Entry System. The Notes shall be signed by at least two members of the Board of County Commissioners and by the County Auditor, in the name of the County and in their official capacities, provided that all but one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the County Administrator, provided that the entire principal amount may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Administrator and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Resolution. As used in this section and this Resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the County and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. The book entry maintained by others than the County is the record that identifies the owners of beneficial interests in the Notes and that principal and interest.

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

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

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

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

The County Administrator is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 6. Award and Sale of the Notes. The Notes shall be sold at not less than par at private sale to the original purchaser designated by the County Administrator in the Certificate of Award (the Original Purchaser) in accordance with law and the provisions of this Resolution. The County Administrator shall sign the Certificate of Award evidencing that sale, cause the Notes to be prepared and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. Any member of this Board, the County Administrator, the Clerk of this Board, the County Auditor, the County Treasurer, the County Prosecuting Attorney and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution. The County Administrator is authorized, if it is determined to be in the best interest of the County, to combine the issue of Notes with one or more other note issues of the County into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

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

Section 8. Application and Pledge of Bond or Renewal Note Proceeds or Excess Funds. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes and the Bonds and are pledged for that purpose.

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

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

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

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation of the Notes as "qualified tax-exempt obligations), choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. Certification and Delivery of Resolution. The Clerk of this Board is directed to deliver or cause to be delivered a certified copy of this Resolution to the County Auditor.

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

Section 13. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 14. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 15. Effective Date. This Resolution shall be in full force and effect immediately upon its adoption.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk
copy: County Auditor, County Administrator, FINP file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0344

Authorize Issuance and Sale of $55,000 of Notes

Commissioner ____ moved the adoption of the following:

A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF $55,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING VEHICLES FOR USE BY THE COUNTY SHERIFF'S DEPARTMENT.

WHEREAS, the County Auditor, as fiscal officer of the County, has certified to this Board that the estimated life or period of usefulness of the improvements described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is five years, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds described in Section 1 is 10 years from their date of issuance;

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

Section 1. Authorized Principal Amount of Anticipated Bonds and Purpose. It is necessary to issue bonds of the County in the aggregate principal amount of $55,000 (the Bonds) for the purpose of paying costs of acquiring vehicles for use by the County Sheriff's Department.

Section 2. Estimated Bond Terms. The Bonds shall be dated approximately May 1, 2014, shall bear interest at the now estimated rate of 6% per year, payable semiannually until the principal amount is paid, and are estimated to mature in five annual principal installments that are substantially equal. The first principal installment is estimated to be December 1, 2015.

Section 3. Authorized Principal Amount of Notes; Interest Rate. It is necessary to issue and this Board determines that notes in the aggregate principal amount of $55,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall bear interest at a rate not to exceed 4% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity and until the principal amount is paid or payment is provided for and, in the event the County does not pay or make provision for payment at maturity of the debt charges on the Notes, from the maturity date until the County pays or makes provision to pay that principal amount. The rate of interest on the Notes shall be determined by the County Administrator in the certificate awarding the Notes in accordance with Section 6 (the Certificate of Award).

Section 4. Payment of Debt Charges; Paying Agent; Dating. The debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America if so requested by the Original Purchaser (as defined in Section 6) and shall be payable, without deduction for services of the County's paying agent, at the designated corporate trust office of U.S. Bank National Association or at the office of a bank or trust company requested by the Original Purchaser, provided that such bank or trust company shall be acceptable to the County Administrator and such request shall be approved by the County Administrator only after determining that the payment at that bank or trust company

will not endanger the funds or securities of the County and that proper procedures and safeguards are available for that purpose (the Paying Agent).

The Notes shall be dated the date of issuance and shall mature on May 29, 2014; provided that the County Administrator may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is any date up to one year from the date of issuance by setting forth that maturity date in the Certificate of Award. The Notes shall not be prepayable prior to maturity.

Section 5. Execution of Notes; Book Entry System. The Notes shall be signed by at least two members of the Board of County Commissioners and by the County Auditor, in the name of the County and in their official capacities, provided that all but one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the County Administrator, provided that the entire principal amount may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Administrator and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Resolution. As used in this section and this Resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the County and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. The book entry maintained by others than the County is the record that identifies the owners of beneficial interests in the Notes and that principal and interest.

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

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

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

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

The County Administrator is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 6. Award and Sale of the Notes. The Notes shall be sold at not less than par at private sale to the original purchaser designated by the County Administrator in the Certificate of Award (the Original Purchaser) in accordance with law and the provisions of this Resolution. The County Administrator shall sign the Certificate of Award evidencing that sale, cause the Notes to be prepared and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. Any member of this Board, the County Administrator, the Clerk of this Board, the County Auditor, the County Treasurer, the County Prosecuting Attorney and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution. The County Administrator is authorized, if it is determined to be in the best interest of the County, to combine the issue of Notes with one or more other note issues of the County into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

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

Section 8. Application and Pledge of Bond or Renewal Note Proceeds or Excess Funds. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes and the Bonds and are pledged for that purpose.

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

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

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

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation of the Notes as "qualified tax-exempt obligations), choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. Certification and Delivery of Resolution. The Clerk of this Board is directed to deliver or cause to be delivered a certified copy of this Resolution to the County Auditor.

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

Section 13. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 14. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 15. Effective Date. This Resolution shall be in full force and effect immediately upon its adoption.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk
Copy: County Auditor, County Administrator, FINN File

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0345

Authorize Intra-Fund Transfer(s)

Commissioner ____ moved, upon the recommendation of the County Administrator, to authorize the following Intra-Fund Transfer(s):

From Department	**Expense Acct.**	**Amount**	**To Department**	**Expense Acct.**	**Amount**
Fund: Contract Services Other					
Coroner	Operating Exp	$270.00	IS Dept.	Operating Exp	$270.00
Reason: Transfer for payment of T1 annual services.					
Fund: General					
EMA	Operating Exp	$270.00	IS Dept.	Operating Exp	$270.00
Reason: FY13 T1 Service					

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor, County Administrator, Requesting Department(s), FINF file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0346

Approve Supplemental Appropriation(s)

Commissioner ____ moved, upon the recommendation of the County Administrator, to authorize the following supplemental appropriation(s) from unappropriated funds:

Fund:	**Department:**	**Account:**	**Amount:**
Dept Rehab & Corrections	Comm Pleas Ct	Operating Exp	$ 10,202.69

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
FINS file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0347

Change Date of Commission Meeting

Commissioner ____ moved to change the date of the previously scheduled Tuesday, May 7, 2013 Commission meeting to 8:30 a.m. Thursday, May 9, 2013. The informal session will begin at 8:30 a.m. with the formal session beginning at 10:00 a.m. The meeting will be held in the Commission Office Conference Room, 5th Floor, 50 E. Columbia Street, Springfield, Ohio.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Springfield News Sun
Posted
COMO file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0348

Acknowledge Engineer's 2013 Ditch Reports and
Approve 2014 Recommendations for Assessments

Commissioner ____ moved, per the request of the Drainage Maintenance Supervisor, to acknowledge the 2013 Ditch Reports and approve the Recommendations for 2014 Assessments which are to be forwarded for Certification by the Clark County Auditor.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
County Engineer
ENGO file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0349

Authorize Legal Load Reduction Revision for
Selma Pike Bridge No. 1647 - Green Township

Commissioner ____ moved, per the request of the County Engineer, to authorize a legal load reduction of 65% for Selma Pike Bridge No. 1647, located 0.10 miles north of South River Road in Green Township.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
County Engineer
Township Trustees
ENGO file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0350

Authorize Transfer of Ownership
Utility Trailer

Commissioner ____ moved, per the request of the Solid Waste Director, to transfer ownership of the 5x7 Utility Trailer to the Utilities Department at no cost. The trailer is a homebuilt trailer with expanded steel sides, tag number 519YHE.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Commission Budget Analyst
INVS file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0351

Authorize Disposal of Obsolete Equipment

Commissioner ____ moved, per the request of the Clark County Sheriff's Office, to dispose of the following:

(21) Whelan light bars w/ controllers.
(14) Whelan light bar strobe power packs
(17) Whelan diagnostic boards
(11) Whelan controller boards
(1) Impulse 2000 mini red light bar
(1) Whelan amber arrow stick
(8) SVP Siren packs
(13) Federal Siren packs
(7) Bearcat scanners
(9) Tufloc cage mount gun racks
(1) Computer stand
(11) 16" Crown Victoria hubcaps
(4) 17" Crown Victoria hubcaps
(21) Metal consoles and 4 plastic consoles

This equipment will be placed on GovDeals for auction, as the equipment is obsolete and no longer needed for County use, pursuant to Ohio Revised Code Section 307-12 (I).

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Commission Budget Analyst
INVS file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of, April 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0352

Authorize Placement on Tax Duplicate for Uncollected Water and Sewer Use Charges

Commissioner ____ moved, per the request of the Customer Service Collection Supervisor, to certify to the Auditor, as required by Sections 6117.02 and 6103.02 O.R.C. for placement on the 2013 real property tax list and duplicate against the following property:

Property Owner:	Barbara S Fry
Address:	2840 ½ Clifton Ave, Springfield, OH 45505
	30-7-32-207-2
	Springfield Twp
Amount:	$667.75
Comments:	Sewer only, Uncollected charges, Place on tax duplicate

Property Owner:	Joshua S Shaw
Address:	315 Larchmont Rd, Springfield, OH 45503
	30-7-17-401-11
	Springfield Twp
Amount:	$402.21
Comments:	Sewer only, Uncollected charges, Place on tax duplicate

Property Owner:	Alicia Skaggs
Address:	219 Birch Rd, Springfield, OH 45503
	30-7-17-402-35
	Springfield Twp
Amount:	$662.36
Comments:	Sewer only, Uncollected charges, Place on tax duplicate

Property Owner:	Kristy M Corwin
Address:	316 Hickory Dr, Springfield, OH 45503
	30-7-17-404-10
	Springfield Twp
Amount:	$402.21
Comments:	Sewer only, Uncollected charges, Place on tax duplicate

Property Owner:	Shaila S White
Address:	39 Walnut Rd, Medway, OH 45341
	10-5-26-305-11
	Bethel Twp
Amount:	$92.89
Comments:	Sewer only, Place on tax duplicate prior to Sheriff Sale on May 3, 2013

Property Owner: Chris E Witte

Address:	12 Maple Rd, Medway, OH 45341
	10-5-25-113-10
	Bethel Twp
Amount:	$45.31
Comments:	Sewer only, Place on tax duplicate prior to Sheriff Sale on May 3, 2013

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk
copy: County Auditor, County Administrator, Requesting Department, Treasurer, UTLO file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0353

Approve Travel/Expense Allowance

Commissioner ____ moved, per request of the following Department Director(s) or Elected Official(s) to approve the following travel allowances.

Dept.	Name	Purpose	Place	Date	Cost
Auditor	J. Federer	Legislative Meeting	Columbus, OH	5/8/13	$ 45.00
IS	A. Kelly	SpecTECHular! Event	Dayton, OH	5/17/13	$ 0.00
JFSCC	JFS Staff	OJFSDA 2013 Conference	Columbus, OH	5/15-16/13	$8,819.80
JFSCC	R. Southward, D. Howard and J. McKee	SpecTECHular Extravaganza	Fairborn, OH	5/17/13	$ 22.60
Utilities	C. Bauer N. Brentlinger	PE Cont. Education Series	Kettering, OH	5/8/13	$ 0.00
CCWMD	S. Schlather	OALPRP Bd. Mtg.	Knox County	5/16/13	$ 0.00
CCWMD	A. Godsey	OSWDO Mtg.	Columbus, OH	5/2/13	$ 10.00
CCWMD	S. Schlather	Composting Systems	Richmond, IN	5/6/13	$ 80.00

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department(s)
TRAV file

The Board of County Commissioners, in and for Clark County, Ohio, met this 30th day of April, 2013 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2013-0354

Authorize Inter-fund Transfer(s)

Commissioner ____ moved, upon the recommendation of the County Administrator, to authorize the following Inter-Fund Transfer(s):

Transfer From	**Amount**	**Transfer To**	**Amount**
BDD General Fund		Capital Improvement Fund	
0208-220-75901-00	$ 450,000.00	0404-220-64100-00	$ 450,000.00

Reason: To cover cost of principal and interest payments and other ongoing capital improvements.

Commissioner ____ seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

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I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 30, 2013.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department(s)
FINI file