

**THE BOARD OF COUNTY COMMISSIONERS**

50 East Columbia Street, 5<sup>th</sup> Floor  
Springfield, Ohio 45501

CLARK COUNTY, OHIO  
AGENDA



Source: google images

March 18, 2020

8:30 A.M.

Informal Session

10:00 A.M.

Formal Session

Call to Order

President of County Commission  
Resolution 2020-0194

Pledge to the flag

Approve minutes of the last meeting and  
Dispense with reading of same:

Commissioner Lohnes

*Review/Action:*

Matters before the Board and Departmental Requests: See attached motions

Staff Notes:

8:30

Review Agenda  
County Administrator Updates  
Strategic Plan Updates  
Calendar/Event Updates

8:45

Executive Session to Discuss Pending Litigation

10:00

Public Hearing – Mercy Bond Issue  
Formal Session

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0195**  
**JFSC file**

**Authorize Contract with  
Clark County Sheriff**

Commissioner \_\_\_\_ moved, per the request of the Department of Job and Family Services Director, to authorize a contract with:

**Organization Name:** Clark County Sheriff  
**Organization Address:** 120 North Fountain Avenue, Springfield, Ohio 45502  
**In the amount of:** \$281,444.24  
**Funding Source(s):** IV-D Federal Child Support/State Match  
**Purpose:** IV-D Service of Process  
**Effective Dates:** January 1, 2020 through December 31, 2020

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 Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0196**  
**JFSC file**

**Authorize Contract with  
Clark County Common Pleas Court, Domestic Relations Division**

Commissioner \_\_\_\_ moved, per the request of the Department of Job and Family Services Director, to authorize a contract with:

**Organization Name:** Clark County Common Pleas Court, Domestic Relations Division  
**Organization Address:** 101 North Limestone Street, Springfield, Ohio 45502  
**In the amount of:** \$112,513.66  
**Funding Source(s):** IV-D Federal Child Support/State Match  
**Purpose:** IV-D work by the Magistrate and staff, including Child Support Orders, Medical Orders, adoption of administrative findings, and other related work.  
**Effective Dates:** January 1, 2020 through December 31, 2020

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 Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0197**  
**JFSC file**

**Authorize Contract with  
Clark County Common Pleas Court, Juvenile Division**

Commissioner \_\_\_\_ moved, per the request of the Department of Job and Family Services Director, to authorize a contract with:

**Organization Name:** Clark County Common Pleas Court, Juvenile Division  
**Organization Address:** 101 East Columbia Street, Springfield, Ohio 45502  
**In the amount of:** \$232,704.69  
**Funding Source(s):** IV-D Federal Child Support/State Match  
**Purpose:** Services that provide for the implementation and adjudication of IV-D child support cases.  
**Effective Dates:** January 1, 2020 through December 31, 2020

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 Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0198**  
**CDDG file**

**Authorize Grant Amendment #1 with  
Ohio Development Services Agency**

Commissioner \_\_\_\_ moved, per the request of the Development Director, to authorize grant amendment #1 with:

**Organization Name:** Ohio Development Service Agency  
**Organization Address:** 77 South High Street, Columbus, Ohio 43215  
**Amendment Amount:** \$0  
**New Contract Amount:** \$0  
**Funding Source(s):** Community Development Block Grant  
**Purpose of Amendment:** To transfer the remaining \$21,700.00 from the Iroquois Street project to the Beach Drive Draining Improvement project.  
**Purpose of Grant:** Drainage and street improvements at Iroquois Street and Beach Drive  
**Amendment Effective Date:** June 18, 2020

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

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0199**  
**BRDW file**

**Appoint Member(s) to the  
OhioMeansJobs Clark County Advisory Board**

Commissioner \_\_\_\_ moved to appoint the following member(s) to the OhioMeansJobs Clark County Advisory Board:

**Name:**

Dale Briggs, Imperial Freight Management  
Ed Hasecke, Wittenberg University  
Annette Turner, Oakwood Village

**New Expiration Date:**

December 31, 2022  
December 31, 2022  
December 31, 2022

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)  
Appointee(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0200**  
**ENGB/C file**

**Acknowledge and Award Bid Opening for the  
2020 Herbicidal Spraying**

Commissioner \_\_\_\_ moved, per request of the Deputy Engineer, to acknowledge the bid opening for the 2020 Herbicidal Spraying on Thursday, March 12, 2020. The following bids were read:

<u><i>Bidder</i></u>	<u><i>Amount</i></u>
FDC Enterprises	\$99,300.00

**Estimate: \$90,800.00**

Further move to award the bid to FDC Enterprises for their low bid of \$99,300.00 for the 2020 Herbicidal Spraying.

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0201**  
**ENGB file**

**Acknowledge Bid Opening for  
Clark County Multi Township Resurfacing OPWC Project**

Commissioner \_\_\_\_ moved, per request of the Deputy Engineer, to acknowledge receipt of the bids below, subject to the Board's right to reject any bid pursuant to the notice of competitive bidding and any other applicable bid requirements. The bid opening for the Clark County Multi Township Resurfacing OPWC Project was held on Thursday, March 12, 2020. The following bids were read:

<b><u>Bidder</u></b>	<b><u>Base Bid</u></b>
A & B Asphalt Corporation	\$2,304,596.00
The Shelly Company	\$2,434,771.90

**Estimate: Base Bid \$2,627,160.00**

Further move to refer the bids to staff for further evaluation.

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)



The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothin

Richard L. Lohnes

---

**Resolution 2020-0202**  
**ENGB file**

**PULLED**

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothin

Richard L. Lohnes

---

**Resolution 2020-0203**  
**ENGB file**

**PULLED**

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothin

Richard L. Lohnes

---

**Resolution 2020-0204**  
**UTLO file**

**Modification to Clark County Water and Sewer Regulations**  
**Suspension of Section 420 Service Termination Policy during COVID-19 Pandemic**

Commissioner \_\_\_\_ moved, per request of the Utilities Director, to suspend disconnection of water and sewer service for non-payment as outlined in Section 420 of the Service Termination Policy and related sections of the Clark County Water and Sewer Regulations while the State of Ohio is in a state of emergency for the COVID-19 Pandemic. Restore service to accounts currently disconnected for non-payment waiving the requirements of Section 425.02. Further move to direct staff to implement this change and amend the Clark County Water and Sewer Regulations.

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

Commissioner Lohnes, Commissioner McGlothin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothin

Richard L. Lohnes

---

**Resolution 2020-0205**  
**UTLO file**

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

Commissioner \_\_\_\_ moved, per the request of the Director of Utilities, to certify to the Auditor, as required by Sections 6117.02 and 6103.02 O.R.C. for placement on the 2020 real property tax list and duplicate against the following property:

Property Owner: Thomas L Shunk  
Address: 703 Cliffside Dr, New Carlisle, OH 45344  
0100500031109036  
Bethel Twp  
Amount: \$309.51 water is off  
Comments: Water & Sewer, Uncollected charges, Place on Tax Duplicate

Property Owner: Isaac Owen Masters III  
Address: 614 Hyer St, New Carlisle, OH 45344  
0100500031210017  
Bethel Twp  
Amount: \$309.51 water is off  
Comments: Water & Sewer, Uncollected charges, Place on Tax Duplicate

Property Owner: Alvis B Carden Jr  
Address: 1264 Frayne Dr, New Carlisle, OH 45344  
0100500031402003  
Bethel Twp  
Amount: \$278.97 water is off  
Comments: Water & Sewer, Uncollected charges, Place on Tax Duplicate

Property Owner: Jessica R Rosales  
Address: 5227 Wakefield Dr, Fairborn, OH 45324  
1801000011118023  
Mad River Twp  
Amount: \$358.05 water is off  
Comments: Water & Sewer, Uncollected charges, Place on Tax Duplicate

Property Owner: Russell D Miller  
Address: 15 E Aspen Rd, Medway, OH 45341  
0100500025408005  
Bethel Twp  
Amount: \$232.27  
Comments: Sewer Only, Place on tax duplicate prior to Sheriff Sale on March 20, 2020

Property Owner: Kayla M Fleenor  
Address: 4005 New York Dr, Enon, OH 45323  
180100006210014  
Mad River Twp  
Amount: \$458.29  
Comments: Water & Sewer, Place on tax duplicate prior to Sheriff Sale on March 20, 2020

Property Owner: Shelby J Woody  
Address: 974 Weinland Dr, New Carlisle, OH 45344  
0100500031204020  
Bethel Twp  
Amount: \$275.05 water is off  
Comments: Water & Sewer, Place on tax duplicate prior to Sheriff Sale on March 20, 2020

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)  
Treasurer

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0206**  
**UTLO file**

**Authorize Removal of Sewer Use Charges from Tax Duplicate**

Commissioner \_\_\_\_ moved, per the request of the Director of Utilities, to certify to the Auditor, for removal of sewer use charges on the 2020 real property tax list and duplicate for the following property:

Property Owner: Crystal Lakes Property Owners  
Address: 1016 Beach Dr, Medway, OH 45341  
0100500025130030  
Bethel Twp  
Amount: \$374.17  
Comments: Collected past due charges

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)  
Treasurer

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0207**  
**FINT file**

**Approve Issuance of Warrants for Then and Now(s)**

Commissioner \_\_\_\_ moved, to approve the issuance of warrants for then and now(s) are as follows:

<b>P.O. Number</b>	<b>Fund</b>	<b>Vendor</b>	<b>Date Purchase</b>	<b>Amount</b>
200017152	DJFS	OJFSDA	1/3/2020	\$9,560.36

Reason: Invoice was received before PO was approved.

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)

The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothlin

Richard L. Lohnes

---

**Resolution 2020-0208**  
**TRAV file**

**Approve Travel/Expense Allowance**

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

<b>Dept.</b>	<b>Name</b>	<b>Purpose</b>	<b>Place</b>	<b>Date</b>	<b>Cost</b>
JFS/CAC	6 Staff Members	2 Days in May	Columbus, OH	5/21-22/20	\$1,606.00
JFS/CAC	A. Pierce, A. Campbell	Forensic Interviewing	Akron, OH	5/19-22/20	\$ 986.00

Further move reimbursements shall comply with all requirements of the Travel Policy as adopted in the Personnel Manual.

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

Commissioner Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)



The Board of County Commissioners, in and for Clark County, Ohio, met this 18<sup>th</sup> day of March, 2020 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Melanie F. Wilt

Lowell R. McGlothin

Richard L. Lohnes

---

**Resolution 2020-0209**  
**FINB file**

**Authorize the Issuance of Hospital Facilities Revenue Bonds of  
The County of Allen, Ohio**

**WHEREAS**, Bon Secours Mercy Health, Inc., successor by merger to Mercy Health, is a nonprofit Maryland corporation (the "Corporation") that, through its subordinate and affiliated nonprofit entities (the "Affiliates"), owns and operates healthcare facilities at various locations in Ohio, including Hospital Facilities, as defined in Section 140.01 of the Ohio Revised Code, in Clark County, Ohio (the "County") and the Corporation has determined to acquire, construct and equip certain additional Hospital Facilities located in the County (collectively, the "Local Facilities"), and has requested the County of Allen, Ohio (the "Issuer") to issue its bonds therefor; and,

**WHEREAS**, Chapter 140 of the Ohio Revised Code provides a procedure by which "Public Hospital Agencies," as defined therein and including counties and municipal corporations, may enter into an agreement pursuant to which a Public Hospital Agency may issue its revenue bonds to fund the capital needs of Hospital Facilities located in the jurisdictions of each of the Public Hospital Agencies which are parties to such agreement, for the public purpose of better providing for the health and welfare of the people of the State of Ohio by enhancing the availability, efficiency and economy of Hospital Facilities and the services rendered thereby; and,

**WHEREAS**, the Corporation has represented to the County that it has organized under a master trust indenture the financing of certain debt of the Corporation and the Affiliates, including debt incurred to fund the capital needs of the Local Facilities, and from time to time will undertake the financing and refinancing of Hospital Facilities, including the Local Facilities, thereby enhancing the availability, efficiency and economy of Hospital Facilities and the services rendered thereby in the County; and,

**WHEREAS**, the County entered into the Participating Public Hospital Agencies Agreement with the Issuer and certain additional political subdivisions (collectively with the County, the "Participating Public Hospital Agencies") pursuant to Section 140.03, Ohio Revised Code, on May 1, 2008 for the purposes of (a) financing and refinancing through the Issuer certain capital equipment and construction needs of the Corporation and its Affiliates, including the Local Facilities, located within the jurisdiction of the County, including the reimbursement of costs advanced for those purposes, and (b) refunding and retiring outstanding prior indebtedness incurred for such purpose; and,

**WHEREAS**, the Corporation anticipates that the Issuer will issue its Hospital Facilities Revenue Bonds, Series 2020 (Bon Secours Mercy Health, Inc.), in one or more series (the "Series 2020 Bonds"), in an amount not to exceed \$525,000,000 to (a) finance and refinance the acquisition, construction and equipping of Hospital Facilities located in the jurisdiction of the Participating Public Hospital Agencies and (b) refund and retire certain outstanding prior indebtedness, and the Issuer may, from time to time, determine to issue additional revenue bonds, in order to finance and refinance the costs of Hospital Facilities, in cooperation with the Participating Public Hospital Agencies; and,

**WHEREAS**, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that prior to their issuance, the Series 2020 Bonds must be approved by the "applicable elected representative" (as defined in such Section 147(f) of the Code) of the Issuer and of certain political subdivisions in which Hospital Facilities will be financed, including the County; and,

**WHEREAS**, this Board of County Commissioners is the applicable elected representative of the County; and,

**WHEREAS**, a public hearing was held with respect to the issuance of the Series 2020 Bonds prior to the consideration of this resolution.

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

SECTION 1. That any revenue bonds issued under the authority of the Participating Public Hospital Agencies Agreement shall not be, and are not, general obligations, debt or bonded indebtedness of the County or any Participating Public Hospital Agency and the holders or owners of such revenue bonds shall not have the right to have excises or taxes levied by the County or any Participating Public Hospital Agency for the payment of principal of, or interest or premium, if any, on such revenue bonds. Such payment shall be made only from funds provided by the Corporation or its Affiliates.

SECTION 2. That this Board, as the "applicable elected representative" of the County for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, hereby approves the issuance of the Series 2020 Bonds by the County of Allen, Ohio, in the maximum principal amount of \$525,000,000. It is anticipated, based on information provided by the Corporation, that the proceeds of the Series 2020 Bonds will be used to (i) finance, refinance, or reimburse the costs of, the acquisition, construction and equipping of equipment, real property and improvements to Hospital Facilities, at some or all of the following locations in the County: (A) 240 Enon Road North, Enon, known as Enon MOB, (B) 1343 North Fountain Boulevard, Springfield, known as Springfield Regional Imaging Center and Hospice, (C) 25 West Harding Road, Springfield, (D) 2501-2503 East High Street, Springfield, known as Community Mercy Center for Occupational Health and Medicine, (E) 1702 North Limestone Street, Springfield, known as Community Mercy Home Medical Equipment, (F) 2600 and 2610 North Limestone Street, Springfield, known as Community Mercy Rehab Center and Springfield Regional Outpatient Center, (G) 2055 South Limestone Street, Springfield, known as South Springfield Family Medicine, (H) 2105 East High Street, Springfield, known as East Springfield Internal Medicine, (I) 2253 Olympic Street, Springfield, known as Medical Condo unit, (J) 30 West McCreight Avenue, Springfield, known as Mercy Crest Medical Arts Building, North Family Medicine, (K) 100 West McCreight Ave, Springfield, known as Mitchell Thomas Center fka Mercy St. John's Center, (L) 211 Northparke Road, Springfield known as Clark County Gastroenterology and Northparke Internal Medicine, (M) 218 Northparke Road, Springfield, (N) 148 West North Street, Springfield, known as Springfield Regional Cancer Center, (O) 200, 206, 216, 218, 296 O'Connor Lane, Springfield, (P) 1310, 1316, 1320 Pythian Avenue, Springfield, (Q) 1500 Villa Road, Springfield, known as Oakwood Village Nursing Home, (R) 100 Medical Center Drive, Springfield, Ohio, (S) 200 Medical Center Drive Suite 100, Springfield, known as Community Hospital Health Services Foundation, (T) 200 West Ward Street Springfield, known as North Family Medicine Wittenberg Clinic, (U) 247 South Burnett Road, Springfield, Ohio known as Medical Office Building, (V) 346 South Burnett Road, known as CMHP lab, (W) 362 South Burnett Road, known as CMHP Wound Care Center, (X) 2655 West National Road, Springfield, known as MHP Resident Clinic, (Y) 2665 Derr Road, Springfield, known as Springfield Family Practice, Inc., (Z) 524 N. Dayton Lakeview Road, New Carlisle, Ohio known as Excel Sports Medicine Carlisle, (AA) 250 Bill Edwards Drive, Springfield, Ohio known as Excel Sports Medicine, (BB) 160 South Tuttle Road, Springfield, Ohio known as East Springfield Internal Medicine, (CC) 1911 E. High Street, Springfield, Ohio known as Cardiologists of Clark & Champaign County, (DD) 234 Hubert Avenue,

Springfield, Ohio known as Cardiologists of Clark & Champaign County, (EE) 1768 West Park Square, Xenia, known as Xenia Family Medicine, and (FF) 1840 Springfield Road, also referred to as 1840 Dayton Springfield Road, Fairborn, Ohio, known as Mercy Health – Dayton Springfield Emergency Center (each, a "project" and collectively, the "projects"), the initial legal owner or principal user of each project being Community Mercy Health Partners, or Mercy Health Physicians LLC, each an Ohio non-profit corporation or limited liability company, or the Corporation, or a related party thereof; (ii) refund all or a portion of the following bonds whose proceeds were utilized to finance or refinance Hospital Facilities at the projects: (A) County of Allen, Ohio Adjustable Rate Hospital Facilities Revenue Bonds, Series 2008 (Catholic Healthcare Partners), which are made up of multiple series of bonds, and (B) County of Allen, Ohio Adjustable Rate Hospital Facilities Revenue Bonds, Series 2015B (Mercy Health); and (iii) finance certain costs associated with the issuance of the Series 2020 Bonds. The Corporation and its non-profit affiliates operate a healthcare system on several campus sites. The projects are and will be used by the Corporation in an integrated operation for the delivery of healthcare, education, scientific research and administrative activities supporting those activities on several campuses. Not more than \$60,000,000 of the stated principal amount of the Series 2020 Bonds will be spent at the projects in the aggregate, and not more than \$20,000,000 of the stated principal amount of the Series 2020 Bonds will be spent at any one project listed above. A portion of the proceeds of the Series 2020 Bonds will also be used to finance and refinance Hospital Facilities at locations outside the County, in the State of Ohio.

This approval is intended to comply with the provisions of Section 147(f) of the Code, and does not constitute a finding of the Board as to the compliance or noncompliance by the Corporation or the County of Allen, Ohio with any legal requirements imposed upon them in connection with the issuance of the Series 2020 Bonds.

SECTION 3. That the Clerk of this Board and any member of this Board be and they hereby are authorized to execute and deliver on behalf of the County such certificates, documents and instruments in connection with the issuance and public sale of the Series 2020 Bonds and of revenue bonds issued from time to time under authority of the Participating Public Hospital Agencies Agreement, and the delivery of the Participating Public Hospital Agencies Agreement, as may be required, necessary or appropriate, including, without limitation, applicable elected representative approvals, conveyances of title to real and personal property, terminations of financing statements and other releases of security interests in property. Such documents, including the ones specifically authorized hereby, shall be subject to such changes, insertions and omissions as may be approved by this Board, which approval shall be conclusively evidenced by the execution thereof by the proper officers of this Board.

SECTION 4. That the provisions of this Resolution are hereby declared to be severable and, if any section, phrase or provision shall, for any reason, be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this Resolution.

SECTION 5. That all resolutions, orders or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

SECTION 6. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and 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, and the rules of this Board in accordance therewith.

SECTION 14. 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. 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 Lohnes, Commissioner McGlothlin, Commissioner Wilt,

---

I, Emily Carter, Acting 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 March 18, 2020.

Emily Carter, Acting Clerk

copy: County Auditor  
County Administrator  
Requesting Department(s)