

The Board of Adams County Commissioners met in regular session on September 29, 2014, with the following members present: Brian Baldrige, Stephen Caraway, and Paul Worley. Clerk Diane Ward was also present.

The meeting was opened with prayer and the pledge of allegiance led by Pastor Cliff Stevens.

It was moved by Paul Worley and seconded by Brian Baldrige to approve the minutes of the previous regular and emergency meetings.

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea Caraway, yea Worley, yea

CLEMANS NELSON & ASSOCIATES PHONE CONFERENCE

The board conducted a phone conference with Clemans Nelson & Associates Regional Manager Brett Geary at 9:00 a.m. to discuss a retainer agreement for union negotiations. The Olive Group, LLC representative Mark Brooker was also present.

CROSS MANAGEMENT CONSULTING SERVICES AGREEMENT TERMINATION

APPROVED:

RESOLUTION 2014-389

It was moved by Paul Worley and seconded by Brian Baldrige to terminate the service agreement with Cross Management Consulting Services, Inc. effective November 1, 2014.

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea Caraway, yea Worley, yea

DIRECTOR'S MEETING

The board conducted a Directors' meeting at 9:30 a.m. to review the current projects and status of each department under the jurisdiction of the Adams County Board of Commissioners. Those in attendance were as follows: EMS Director Etta Sparks, 9-1-1 Dispatch Director Donnie Swayne, ECD Director Holly Johnson, Flood & Building Director David Lynch, GIS Director Angelena Newman, and Facility Director Sally Hayslip.

DOMESTIC VIOLENCE AWARENESS MONTH DESIGNATION APPROVED:

RESOLUTION 2014-390

It was moved by Brian Baldrige and seconded by Paul Worley to proclaim the month of October as Domestic Violence Awareness Month in Adams County. Those present were as follows: JFS Eligibility Supervisor Rita Purcell, JFS Social Service Worker Malisa Gorman, Children Services Board Ongoing Case Worker Sonya Evans, YWCA Rural Advocate Lisa Beckman, ACRMC S.A.N.E. Nurse Joyce A Porter, Victim Advocate Kimberly Newman, Adams County Prosecutor David Kelley, and Adams County Prosecutor's office representatives Attorney Kris Blanton, Attorney Michele Harris, Attorney Kenneth Armstrong, and Diana Young.

Designation of Domestic Violence Awareness Month

Whereas, The Adams County Board of Commissioners, are honored to join with Prosecutor David Kelley and the Adams County Victim Assistance Program directed by Kim Newman along with other Adams County agencies to thank advocacy groups, volunteers, law enforcement officials and other individuals who have devoted their lives to preventing, punishing, and ultimately putting an end to domestic violence in Adams County and around the Nation; and,

Whereas, domestic violence is an unspeakable offense against human dignity that shatters lives and families; and,

Whereas, across America, an estimated 4.8 million cases of domestic violence occur each year, and, at its most tragic level kills more than three human beings each day; and,

Therefore be it resolved, we join the 28,500 residents of Adams County in bringing light the viciousness and lifelong devastation caused by domestic violence and in recognizing the committed and caring individuals who defend and support innocent victims; and in grateful recognition thereof, we do hereby declare October 2014 to be "Domestic Violence Awareness Month."

In Witness Whereof, we have hereunto set our hand on this 29th day of September, in the year of our Lord, Two-Thousand Fourteen.

/s/ Brian Baldrige

/s/ Stephen Caraway

/s/ Paul Worley

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea

Caraway, yea

Worley, yea

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CEBCO/EMPLOYEE HEALTH INSURANCE

CEBCO representatives Director Doug Foust, Wellness Coordinator Tori Sinclair, Benefit Specialist Mike Kindell, Anthem representative Joyce O’Daniel, and Olive Group, LLC Mark Brooker met with the board to review employee health insurance quotes for 2015. Mike Hughes of the Engineer’s office was also present.

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**BILLS APPROVED:
 RESOLUTION 2014-391**

It was moved by Brian Baldrige and seconded by Stephen Caraway to approve the bills.

Airport			
Jet Fire Equipment	Extinguishers inspection / tag	001-124-5400	\$ 65.00
QT Petroleum on Demand	Replacement of keypad and LED screen	001-124-5400	\$ 809.89
	Total		\$ 874.89
Auditor			
Frontier	Phone/internet services	001-104-5450	\$ 61.84
Frontier CAUV	Phone/internet services	190-160-5450	\$ 6.87
	Total		\$ 68.71
Board of Elections			
Frontier	Phone/internet service	001-121-5450	\$ 27.48
	Total		\$ 27.48
Building and Grounds			
Carrot Top Industries	Flags/P.O.W., flag rope, etc.	001-123-5300	\$ 233.11
Frontier	Phone/internet services	001-123-5450	\$ 20.61
Grainger	Wire nuts/ push in connectors	001-123-5400	\$ 101.72
Jet Fire	Range hood jail inspection/tag	001-123-5400	\$ 80.00
	Total		\$ 435.44
Clerk of Courts			
Frontier	Phone/internet services	001-118-5450	\$ 34.35
Leaf	Charge/ copier	001-118-5400	\$ 39.75
Van Dyke, Inc.	Copier	001-118-5400	\$ 38.14
	Total		\$ 112.24
Commissioners			
Adams County Treasurer	Flex Save admin fees	001-143-5900	\$ 261.00
Frontier	Phone/internet services	001-100-5450	\$ 41.23
Modern Leasing	Copier lease/ Commissioners	001-100-5420	\$ 169.08
Office Depot	Paper, monthly/weekly appt. books	001-100-5300	\$ 73.97
The Olive Group, LLC	Human resources & budgetary services	001-140-5420	\$ 3,155.15
	Total		\$ 3,700.43
Common Pleas			
Adams Co. Children Services	Placement/ detention Aug. 14	055-322-5435	\$ 870.61
Adams Co. Children Services	Placement/ detention Aug. 14	001-116-5680	\$ 360.00
Crowne Plaza Columbus North	Hotel, Schlueter, 10/14	001-113-5500	\$ 300.00
Frontier	Phone/internet services	001-113-5450	\$ 178.62
Henschen and Associates	Replacement PC's payment #5 Oct.14	025-164-5350	\$ 1,650.00
Manchester Local School Dist.	Lap top cabinet	060-208-5350	\$ 200.00
Redwood Toxicology Lab	Drug test	137-364-5300	\$ 548.94
Residence Inn Marriott	Hotel, Judge Spencer, 10-14	001-113-5500	\$ 202.27
Southern State Com. College	GED Class instruction Aug.14	005-356-5900	\$ 1,600.00

The Ohio Assoc. of Probate	Court Investigators continuing ed.	001-117-5300	\$ 200.00
Verizon Wireless	Cell Service/ Recovery/ 8/11-9/10-14	060-437-5420	\$ 153.12
	Total		\$ 6,263.56

Communications

Pitney Bowes	Postage meter	001-102-5350	\$ 424.00
	Total		\$ 424.00

County Court

Frontier	Phone/internet services	001-120-5450	\$ 48.09
Leaf	Charge/ copier	001-120-5400	\$ 39.75
Van Dyke, Inc.	Copier	001-120-5400	\$ 30.70
	Total		\$ 118.54

Economic & Community Development

Cornerstone Remodeling Const.	Draw #3 4603 Wheat Ridge Rd.	097-184-5450	\$12,698.00
Frontier	Phone/internet services	001-101-5450	\$ 13.75
Mosier's Furniture & Appliance	Appliances 1171 Parker Ridge Rd.	097-184-5450	\$ 781.00
Mosier's Furniture & Appliance	Appliances 1171 Parker Ridge Rd.	097-184-5450	\$ 17.00
Office Depot	Hanging folders, pens, sharpies, etc.	097-184-5410	\$ 227.86
	Total		\$13,737.61

EMS

Frontier	Phone/internet services	010-170-5450	\$ 6.87
Life Squad	Coverage at Brush Creek Motorsports	010-170-5460	\$ 220.00
Peebles Life Squad	Rental/housing agreement	010-170-5765	\$ 2,500.00
Seaman Volunteer Life Squad	Rental/housing agreement	010-170-5765	\$ 2,500.00
Treasurer of Manchester Village	EMS contract services	010-170-5425	\$10,000.00
Treasurer of West Union Village	EMS contract services	010-170-5425	\$ 7,151.71
Winchester Wayne Life Squad	Rental/housing agreement	010-170-5765	\$ 2,500.00
	Total		\$24,878.58

Flood & Building

Frontier	Phone/internet services	001-130-5450	\$ 6.87
	Total		\$ 6.87

G.I.S.

Frontier	Phone/internet services	001-135-5420	\$ 6.87
	Total		\$ 6.87

Insurance

Corsa	Deductible claims	001-142-5940	\$ 290.00
	Total		\$ 290.00

Prosecutor

Frontier	Phone/internet services	001-108-5450	\$ 68.70
Quill	Envelopes	001-108-5300	\$ 34.79
Quill	Binder clips	001-108-5300	\$ 39.53
	Total		\$ 143.02

Recorder

Frontier	Phone/internet services	001-126-5450	\$ 20.61
	Total		\$ 20.61

Sheriff

Best, Larry	Jail Physicians 9/14	001-125-5660	\$ 2,250.00
Best, Larry	Reim. Meds for inmates	001-125-5670	\$ 473.63
Frontier	Phone/internet services	001-125-5450	\$ 82.44
Frontier	Phone/internet services	001-125-5690	\$ 27.48
Harless, Anthony	Dentist visits for inmates	001-125-5670	\$ 149.00
Office Depot	File folders, ink cartridges etc.	001-125-5300	\$ 315.31
OPC Cleaning	Bleach, laundry det., brooms etc.	001-125-5675	\$ 324.18
Prather's IGA	Food for jail	001-125-5676	\$ 1,645.26
Verizon Wireless	Cellphones bill	001-125-5420	\$ 401.07
Walmart	Camera, camera case, ink cartridge	001-125-5300	\$ 297.85

West Union Electric/ Plumbing	Plumbing jail metal craft valve	001-125-5685	\$ 472.00
Xerox	Meter usage	001-125-5420	\$ 40.73
		Total	\$ 6,478.95

Soil & Water

Frontier	Phone/internet services	505-250-5420	\$ 20.61
		Total	\$ 20.61

Tax Map

Frontier	Phone/internet services	001-139-5450	\$ 20.61
		Total	\$ 20.61

Treasurer

Frontier	Phone/internet services	001-107-5450	\$ 27.48
		Total	\$ 27.48

9-1-1 Dispatch

Frontier	Phone/internet services	010-413-5450	\$ 13.74
Frontier	Re-occurring fees/ 9-1-1 system	198-372-5420	\$ 230.85
Frontier	EMS 9-1-1 M.S.A.G.	010-413-5450	\$ 13.10
Modern Leasing	Copier maintenance	010-413-5400	\$ 101.45
		Total	\$ 359.14
		Grand Total	\$58,015.64

Engineer

Barry's Chevrolet, Inc.	Door panel #6	165-162-5350	\$ 305.95
Baxla Tractor Sales	Repaired tractor #60	165-162-5400	\$ 451.60
Cintas	Clean towel, uniform, rug service	165-162-5420	\$ 231.88
Cleaning Supplies Company	1 case toilet paper	165-162-5300	\$ 92.30
Geeks on Demand	Maint. & repair/ Engineer/garage computers	165-116-5400	\$ 914.00
Grooms, Joyce	Cleaning Engineer's office	165-161-5420	\$ 75.00
Hanson Aggregates	13.26 Tons crusher run	165-162-5340	\$ 116.03
Hanson Aggregates	183.43 Tons stone	165-162-5420	\$ 2,302.08
Huntley Auto Supply	HYD hose fittings, hose, fluid, etc.	165-162-5340	\$ 521.74
James B. Harsha	Hydraulic hose, links, etc.	165-162-5340	\$ 71.00
Kaffenbarger Truck Company	Augers, couplings, and inserts	165-162-5340	\$ 6,105.07
Kaffenbarger Truck Company	Augers, couplings, and inserts	165-162-5900	\$ 100.00
Lykins Oil Company	Unleaded gasoline and diesel	165-162-53470	\$ 2,756.97
Power Train	Brake drums, PT ADV kits, etc.	165-162-5340	\$ 437.62
Tow Path	7.91 tons cold patch	165-162-5340	\$ 870.10
Valley Materials	Cold mix	165-162-5340	\$ 702.15
Walmart	Tissue, lysol spray, etc.	165-161-5300	\$ 131.38
West Mowing	Mowing engineers and garage lawns x5	165-162-5900	\$ 400.00
West Union Mower Service	Cut off wheel	165-162-5340	\$ 17.00
West Union Mower Service	Files and wrenches	165-162-5340	\$ 29.50
		Total	\$ 16,631.37

Job and Family

Adams Rural Electric	Electric service	180-156-5450	\$ 1,723.75
American Electric Power	PRC electric	180-156-5530	\$ 466.00
American Electric Power	PRC electric	180-156-5530	\$ 499.52
Village of Winchester	PRC water disconnect	180-156-5530	\$ 302.56
Walmart	Paint, brushes, key, paint roller	180-156-5730	\$ 43.74
Walmart	Paint, brushes, key, paint roller	180-156-5900	\$ 52.20
Walmart	Paint, brushes, key, paint roller	180-156-5530	\$ 105.82
Walmart Community	Ipad, otterbox, screen protector	331-339-5420	\$ 588.61
		Total	\$ 3,782.20

*** Signifies "Then & Now" in excess of \$100.00

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldridge, yea

Caraway, nay

Worley, yea

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EXECUTIVE SESSION APPROVED:
RESOLUTION 2014-392

It was moved by Stephen Caraway and seconded by Paul Worley to enter into Executive Session at 11:16 a.m. with The Olive Group, LLC representative Mark Brooker to discuss personnel.

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea Caraway, yea Worley, yea

SESSION RECONVENED

Chairman Caraway reconvened regular session at 11:59 a.m.

TRANSFERS APPROVED:
RESOLUTION 2014-393

It was moved by Brian Baldrige and seconded by Paul Worley to approve the following transfers and additional appropriations:

Supplemental Transfers

- \$887.00 from 001-107-5400, Repairs, to 001-107-5350, Equipment, County General
\$82.00 from 001-107-5500, Travel, to 001-107-5350, Equipment, County General
\$160.00 from 001-118-5300, Supplies, to 001-118-5400, Repairs, County General
\$23,241.34 from 165-163-5340, Bridge Materials, to 165-162-5410, Paving, MVGT
\$1,597.79 from 264-328-5170, Workers' Comp, to 264-328-5160, PERS, Sheriff Rotary COPS
\$5,085.00 from 165-162-5350, Equipment, to 165-161-5420, Contract Services, MVGT
\$935.14 from 001-121-5155, Part-time salaries, to 001-121-5150, Employee salaries, County General
\$3,000.00 from 001-121-5155, Part-time salaries, to 001-121-5350, Equipment, County General

Additional Appropriations

- \$9,075.41 to 199-376-5420, Contract Services, Senior Citizens
\$140,000.00 to 165-162-5415, Contract/Project, MVGT
\$500,000.00 to 165-162-5350, Equipment, MVGT
\$10,500.00 to 264-328-5190, Insurance, Sheriff Rotary COPS
\$13,000.00 to 264-328-5150, Salaries, Sheriff Rotary COPS
\$2,707.34 to 107-198-5420, Contract Services, HUD/Seaman Village Waterline
\$115.76 to 093-312-5420, Contract Services, HUD-Revolving Load

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea Caraway, yea Worley, yea

MARRIAGE LICENSE ALLOCATION OF FUNDS/REACH OUT, INC APPROVED:
RESOLUTION 2014-394

It was moved by Paul Worley and seconded by Brian Baldrige to approve the allocation of funds collected in 2015 through Marriage License Fees special account for shelter of victims of domestic violence to Reach Out, Inc.

See Contract Journal 67, Page 36

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea Caraway, yea Worley, yea

ENGINEER'S OFFICE VEHICLE ACQUISITION BONDS APPROVED:
RESOLUTION 2014-395

It was moved by Brian Baldrige and seconded by Stephen Caraway to approve the Engineer's Office Vehicle Acquisition Bonds not to exceed \$500,000.00 upon the request of Engineer David Hook.

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$500,000 OF ENGINEER'S OFFICE VEHICLE ACQUISITION BONDS.

WHEREAS, the County Engineer of the County of Adams, Ohio (the "County") has informed the Board of County Commissioners (the "Board") that it was necessary to purchase vehicles for use by the County Engineer (the "Project"); and

WHEREAS, the county auditor has heretofore estimated that the life of the Project is at least five (5) years, and has certified that the maximum maturity of the bonds issued therefor is ten (10) years, and of the notes to be issued in anticipation thereof is ten (10) years;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Adams (herein the "County"), Ohio:

SECTION 1. That it is necessary to issue and sell bonds of the County of Adams, Ohio, in the principal sum not to exceed \$500,000 for the purpose of (1) acquiring the Project and (2) paying certain costs related to the issuance of bonds, together with other permissible costs under the Uniform Public Securities Law, including financing costs, the costs of printing the bonds or other evidences of indebtedness, expense of delivery of bonds, service charges of the paying agent, legal services and obtaining an approving legal opinion and other permissible costs. Said bonds shall be issued and sold pursuant to Section 133 of the Ohio Revised Code and this resolution; the bond issue shall be designated "Engineer's Office Vehicle Acquisition Bonds" (the "Bonds"). The proceeds from the sale of the Bonds shall be deposited and credited in accordance with the direction of the County Auditor in furtherance of the purposes set forth in the preambles hereto.

SECTION 2. That bonds of the County of Adams, Ohio shall be issued in said principal sum not to exceed \$500,000 for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly the Uniform Public Securities Law of the Revised Code. Said Bonds shall be dated their date of issuance (such date in future years is hereby the "Payment Date"), shall be issued as fully registered bonds in such denominations as requested by First State Bank, the purchaser of the Bonds (the "Purchaser"). The Bonds may be issued in certificate form registered in the name of the purchasers thereof or in book-entry only form registered in the name or street name of the depository. The Bonds shall bear interest at the rate of 2.60% payable annually on each Payment Date, until maturity, commencing with the Payment Date in 2015, and shall mature annually on each Payment Date in the years as follows:

<u>Year</u> <u>(Payment Date)</u>	<u>Amount</u>
2015	\$100,000
2016	100,000
2017	100,000
2018	100,000
2019	100,000

Interest shall be calculated on a 30-day month, 360 day year basis and the Bonds shall be subject to optional redemption upon any date at the price of the outstanding principal amount plus accrued interest upon fifteen days notice to the Purchaser. The County Treasurer shall be the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Bonds.

SECTION 3. The Bonds shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this resolution. The Bonds shall be in fully registered form. The Bonds shall bear the signatures of the members of this Board of County Commissioners and of the County Auditor, which may be facsimile signatures, and may, but shall not be required to, have the County Auditor's seal or facsimile thereof affixed, provided that the Bonds shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar for the Bonds. The principal amount of each Bond shall be payable at the principal office of the Paying Agent and Registrar and interest thereon shall be payable on each Payment Date to the person whose name appears on the record date (the fifteenth day prior to each Payment Date) on the bond registration records as the registered owner thereof, by check or draft mailed to such registered owner's address as it appears on such registration records.

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

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

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

Pursuant to the preceding paragraph, bond service charges on the Bonds shall be payable in the next day or federal funds delivered or transmitted (i) in the case of interest, on each Payment Date, and (ii) in all other cases, upon presentation and surrender of Bonds as provided in this resolution.

SECTION 4. That for the payment of said Bonds and the interest thereon, the full faith, credit and revenues of the County are hereby irrevocably pledged and for the purpose of providing the necessary funds to pay the interest on the foregoing issue of Bonds promptly when and as the same falls due, and also to provide a fund sufficient to discharge the Bonds at maturity, there shall be and is hereby levied on all the taxable property in said County, in addition to all other taxes, a direct tax annually during the period said Bonds are to run, inside of the limitations of Section 2 of Article XII of the Constitution of Ohio, which tax shall be sufficient in amount to provide for the payment of the interest upon said Bonds when and as the same falls due and to provide for the retirement and discharge of the principal of said Bonds at maturity.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the interest and the principal of said Bonds when and as the same fall due; provided, however, to the extent that in each year other available funds, including water system revenues and special assessments, are appropriated and applied to the payment of the principal and interest of said Bonds, the amount of such tax shall be reduced by the amount of said funds so appropriated and applied to such payment.

SECTION 5. That said Bonds shall be sold to the Purchaser at the price of par. The proceeds from the sale of said Bonds, except accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose and the accrued interest and premium received from such sale shall be transferred to the bond retirement fund to be applied to the payment of the principal and interest of said Bonds in the manner provided by law.

The County Commissioners, County Auditor, Treasurer, Clerk and other officials of the County are authorized to execute and deliver any agreements, certificates or other instruments necessary in the opinion of bond counsel in connection with the issuance of the Bonds.

SECTION 6. The County covenants that it will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on the Bonds under Section 103(a) of the Code. The County will not directly or indirectly use or permit the use of any proceeds of the Bonds or any other funds of the County, or take or omit to take any action that would cause the Bonds to be "arbitrage bonds" within the meaning of Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code"). To that end, the County will comply with all requirements of Sections 103(b)(2) and 148 of the Code to the extent applicable to the Bonds. In the event that at any time the County is of the opinion that for purposes of this Section 6 it is necessary to restrict or limit the yield on the investment of any moneys the County shall take such action as may be necessary. The Board of County Commissioners of the County or, any other officer having responsibility with respect to the issuance of the Bonds, is authorized and directed to give an appropriate certificate on behalf of the County, on the date of delivery of said Bonds for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations thereunder, and to execute and deliver on behalf of the County an IRS Form 8038-G in connection with the issuance of the Bonds.

These Bonds are hereby designated "qualified tax-exempt obligations" for the purposes set forth in Section 265(b)(3) of the Code.

SECTION 7. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board; and that all deliberations of this Board of County Commissioners and of any of its

committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SECTION 8. The Clerk of this Board is hereby directed to forward a copy of this resolution to the County Auditor.

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea

Caraway, yea

Worley, yea

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**WEST FORK ROAD IMPROVEMENT BONDS APPROVED:
RESOLUTION 2014-396**

It was moved by Paul Worley and seconded by Stephen Caraway to approve the West Fork Road Improvement Bonds not to exceed \$140,000.00 upon the request of Engineer David Hook.

**RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO
EXCEED \$140,000 OF WEST FORK ROAD IMPROVEMENT
BONDS.**

WHEREAS, the Board of County Commissioners (the "Board") of the County of Adams, Ohio (the "County") has heretofore determined that it was necessary to make improvements to West Fork Road in the County (the "Project"); and

WHEREAS, the county auditor has heretofore estimated that the life of the Project is at least five (5) years, and has certified that the maximum maturity of the bonds issued therefor is twenty (20) years, and of the notes to be issued in anticipation thereof is twenty (20) years;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Adams (herein the "County"), Ohio:

SECTION 1. That it is necessary to issue and sell bonds of the County of Adams, Ohio, in the principal sum not to exceed \$140,000 for the purpose of (1) constructing the Project and (2) paying certain costs related to the issuance of bonds, together with other permissible costs under the Uniform Public Securities Law, including financing costs, the costs of printing the bonds or other evidences of indebtedness, expense of delivery of bonds, service charges of the paying agent, legal services and obtaining an approving legal opinion and other permissible costs. Said bonds shall be issued and sold pursuant to Section 133 of the Ohio Revised Code and this resolution; the bond issue shall be designated "West Fork Road Improvement Bonds" (the "Bonds"). The proceeds from the sale of the Bonds shall be deposited and credited in accordance with the direction of the County Auditor in furtherance of the purposes set forth in the preambles hereto.

SECTION 2. That bonds of the County of Adams, Ohio shall be issued in said principal sum not to exceed \$140,000 for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly the Uniform Public Securities Law of the Revised Code. Said Bonds shall be dated their date of issuance (such date in future years is hereby the "Payment Date"), shall be issued as fully registered bonds in such denominations as requested by First State Bank, the purchaser of the Bonds (the "Purchaser"). The Bonds may be issued in certificate form registered in the name of the purchasers thereof or in book-entry only form registered in the name or street name of the depository. The Bonds shall bear interest at the rate of 3.50% payable annually on each Payment Date, until maturity, commencing with the Payment Date in 2015, and shall mature annually on each Payment Date in the years as follows:

<u>Year</u> <u>(Payment Date)</u>	<u>Amount</u>
2015	\$14,000
2016	14,000
2017	14,000
2018	14,000
2019	14,000

<u>Year</u> <u>(Payment Date)</u>	<u>Amount</u>
2020	14,000
2021	14,000
2022	14,000
2023	14,000
2024	14,000

Interest shall be calculated on a 30-day month, 360 day year basis and the Bonds shall be subject to optional redemption upon any date at the price of the outstanding principal amount plus accrued interest upon fifteen days notice to the Purchaser. The County Treasurer shall be the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Bonds.

SECTION 3. The Bonds shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this resolution. The Bonds shall be in fully registered form. The Bonds shall bear the signatures of the members of this Board of County Commissioners and of the County Auditor, which may be facsimile signatures, and may, but shall not be required to, have the County Auditor's seal or facsimile thereof affixed, provided that the Bonds shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar for the Bonds. The principal amount of each Bond shall be payable at the principal office of the Paying Agent and Registrar and interest thereon shall be payable on each Payment Date to the person whose name appears on the record date (the fifteenth day prior to each Payment Date) on the bond registration records as the registered owner thereof, by check or draft mailed to such registered owner's address as it appears on such registration records.

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

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

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

Pursuant to the preceding paragraph, bond service charges on the Bonds shall be payable in the next day or federal funds delivered or transmitted (i) in the case of interest, on each Payment Date, and (ii) in all other cases, upon presentation and surrender of Bonds as provided in this resolution.

SECTION 4. That for the payment of said Bonds and the interest thereon, the full faith, credit and revenues of the County are hereby irrevocably pledged and for the purpose of providing the necessary funds to pay the interest on the foregoing issue of Bonds promptly when and as the same falls due, and also to provide a fund sufficient to discharge the Bonds at maturity, there shall be and is hereby levied on all the taxable property in said County, in addition to all other taxes, a direct tax annually during the period said Bonds are to run, inside of the limitations of Section 2 of Article XII of the Constitution of Ohio, which tax shall be sufficient in amount to provide for the payment of the interest upon said Bonds when and as the same falls due and to provide for the retirement and discharge of the principal of said Bonds at maturity.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the interest and the principal of said Bonds when and as the same fall due; provided, however, to the extent that in each year other available funds, including water system revenues and special assessments, are appropriated and applied to the payment of the principal and interest of said Bonds, the amount of such tax shall be reduced by the amount of said funds so appropriated and applied to such payment.

SECTION 5. That said Bonds shall be sold to the Purchaser at the price of par. The proceeds from the sale of said Bonds, except accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose and the accrued interest and premium received from such sale shall be

transferred to the bond retirement fund to be applied to the payment of the principal and interest of said Bonds in the manner provided by law.

The County Commissioners, County Auditor, Treasurer, Clerk and other officials of the County are authorized to execute and deliver any agreements, certificates or other instruments necessary in the opinion of bond counsel in connection with the issuance of the Bonds.

SECTION 6. The County covenants that it will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on the Bonds under Section 103(a) of the Code. The County will not directly or indirectly use or permit the use of any proceeds of the Bonds or any other funds of the County, or take or omit to take any action that would cause the Bonds to be “arbitrage bonds” within the meaning of Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the “Code”). To that end, the County will comply with all requirements of Sections 103(b)(2) and 148 of the Code to the extent applicable to the Bonds. In the event that at any time the County is of the opinion that for purposes of this Section 6 it is necessary to restrict or limit the yield on the investment of any moneys the County shall take such action as may be necessary. The Board of County Commissioners of the County or, any other officer having responsibility with respect to the issuance of the Bonds, is authorized and directed to give an appropriate certificate on behalf of the County, on the date of delivery of said Bonds for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations thereunder, and to execute and deliver on behalf of the County an IRS Form 8038-G in connection with the issuance of the Bonds.

These Bonds are hereby designated “qualified tax-exempt obligations” for the purposes set forth in Section 265(b)(3) of the Code.

SECTION 7. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board; and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SECTION 8. The Clerk of this Board is hereby directed to forward a copy of this resolution to the County Auditor.

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea **Caraway, yea** **Worley, yea**

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**WORK SESSION APPROVED:
RESOLUTION 2014-397**

It was moved by Paul Worley and seconded by Brian Baldrige to establish October 8, 2014 at 11:00 a.m. as a work session at the G.E. Peebles Test Site.

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea **Caraway, yea** **Worley, yea**

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**AMERICAN FINANCIAL NETWORK, INC. LEASE PURCHASE PROPOSAL APPROVED:
RESOLUTION 2014-398**

It was moved by Brian Baldrige and seconded by Paul Worley to approve the American Financial Network, Inc. lease purchase proposal for the 9-1-1 Dispatch C.A.D. equipment upon the request of 9-1-1 Dispatch Director Donnie Swayne.

See Contract Journal 67, Page 37

There was no further discussion and upon the call of the roll the vote resulted as follows:

VOTE: Baldrige, yea **Caraway, yea** **Worley, yea**

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DLZ/COURTHOUSE SECURITY PROJECT PHONE CONFERENCE

The board conducted a phone conference with DLZ Eric Ratts to discuss the Courthouse Security Improvements. Facility Director Sally Hayslip was also present. Mr. Ratts reviewed the outside and inside security improvements for the courthouse.

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DOG KENNEL PERSONNEL & IMPROVEMENTS/HAYSLIP & HUGHES

Facility Director Sally Hayslip and Dog Warden Paul Hughes met with the board to discuss personnel and dog kennel facility improvements. Ms. Hayslip was granted authority to commence on making the necessary repairs to the dog pound.

SENIOR CITIZENS DIRECTOR DISCUSSES OPEN HOUSE

Senior Citizens Director Melody Stapleton met with the board to discuss the upcoming open house for the new Senior Citizens Center on October 24, 2014, 10:00 a.m. until 2:00 p.m.

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MOTION TO ADJOURN

It was moved by Brian Baldrige and seconded by Stephen Caraway to adjourn.

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Board of Commissioners

Of

Adams County, Ohio

Stephen P. Caraway
Chairman

Paul Worley
Vice Chairman

Brian Baldrige
Member

Teresa Diane Ward, Clerk