

RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO AN AGREEMENT OF SUBLEASE WITH RESPECT TO THE ASHTABULA COUNTY JUVENILE DETENTION CENTER

WHEREAS, the Board of County Commissioners of the County of Ashtabula (the "Board") has previously entered into an Agreement of Sublease (the "Original Sublease", and as supplemented and amended from time to time, the "Sublease"), with the Ohio Department of Youth Services (the "Department") concerning the Ashtabula County Juvenile Detention Center (the "Project"); and

WHEREAS, in view of an additional appropriation for the Project for improvements of the facility, the Board and the Department wish to enter into an Amendment No. 1 to Agreement of Sublease (the "1st Amendment"), in order to amend the description of the Project contained in Exhibit A to the Sublease.

NOW, THEREFORE, BE IT RESOLVED, that two or more members of the Board are authorized and directed to execute and deliver, in the name and on behalf of County, the 1st Amendment between the Board and the Department, in substantially the form submitted to and now on file with the Board which is hereby approved, with such changes therein not inconsistent with this resolution as may be approved by such members of the Board. The approval of such changes by said members of the Board shall be conclusively evidenced by the execution of the 1st Amendment by such members of the Board; and

BE IT FURTHER RESOLVED, that each member of the Board is each separately authorized to take any and all actions and to execute such certificates and other instruments as may be necessary or appropriate in order to effect the intent of these resolutions; and

BE IT FURTHER RESOLVED, that it is found and determined 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 and of any of its committees that resulted in those formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code; and

BE IT FURTHER RESOLVED, that this resolution shall take effect and be in force immediately upon its adoption and, to the extent inconsistent therewith, supersedes any prior resolution of this Board.

**ASHTABULA COUNTY COMMISSIONERS
CERTIFICATION PAGE**

Resolution No. 2021-383

October 05, 2021

**RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO AN
AGREEMENT OF SUBLEASE WITH RESPECT TO THE ASHTABULA COUNTY
JUVENILE DETENTION CENTER**

Upon the motion of Casey R. Kozlowski, seconded by J.P. Ducro IV.

VOTE:

**Kathryn L. Whittington
J.P. Ducro IV
Casey R. Kozlowski**

**Aye
Aye
Aye**

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon and duly passed by the Board of County Commissioners of Ashtabula County, Ohio, on the date noted above.



Lisa Hawkins, Clerk of the Board
Board of County Commissioners
Ashtabula County, Ohio

**AMENDMENT NO. 1 TO
AGREEMENT OF SUBLEASE**

between

OHIO DEPARTMENT OF YOUTH SERVICES

and the

COUNTY OF ASHTABULA, OHIO

This AMENDMENT NO. 1 TO AGREEMENT OF SUBLEASE ("Amendment"), dated as of October 5, 2021 between the DEPARTMENT OF YOUTH SERVICES (the "Department") and the COUNTY OF ASHTABULA, OHIO (the "Board");

WITNESSETH:

WHEREAS the Department and the Board previously entered into an Agreement of Sublease (as the same has been amended previously, the "Original Sublease") with respect to the Amendment 1 (the "Project"); and

WHEREAS the parties hereto desire to amend the description of the Project set forth in Exhibit A to the Original Sublease to describe the Project more accurately;

NOW, THEREFORE, in consideration of the premises and the mutual covenants herein set forth, the parties hereto agree as follows:

Section 1. Amendment and Restatement of Exhibit A. Exhibit A to the Original Sublease is hereby amended and restated in its entirety in the form of the FIRST Amended and Restated Exhibit A attached hereto and made a part hereof.

Section 2. Original Sublease Unaltered. Except as expressly modified hereby, the Original Sublease remains unaltered and in full force and effect. This Amendment shall be considered an

integral part of the Original Sublease and all references to the Sublease in the Original Sublease or any document referring thereto shall, on and after the date of this Amendment, be deemed to be references to the Original Sublease, as amended, including as amended by this Amendment.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by their duly authorized officers or representatives as of the day and year first hereinabove set forth, but on the dates of their respective acknowledgements.

[The remainder of this page is intentionally left blank; the signature page follows.]

DEPARTMENT OF YOUTH SERVICES

By: _____

Ryan Gies, Director

COUNTY OF ASHTABULA, OHIO

By:  _____
Commissioner

By:  _____
Commissioner

By:  _____
Commissioner

10/15/21

Exhibit A –First Amended

Ashtabula County Youth Detention Center

- A. Legislative Authority: Am. Sub. H.B. 482; CAP LINE - C47007
- B. Project Purpose: General Improvements.
- C. Location: County owned property located at the Ashtabula County Youth Detention Center, (3816 Donahoe Drive, Ashtabula, Ohio 44004)
- D. Cost: \$120,000.00
- E. Description: The 20-bed facility provides secure placement for juvenile felony offenders from the Ashtabula County. The project will replace the existing door control system, camera surveillance system and control room station.

Amendment #1 – Facility Addition

- A. Legislative Authority: H.B. 529 132nd General Assembly, Line Item - C47027
- B. Project Purpose: New Facility
- C. Location: 4717 Main Avenue, Ashtabula, Ohio 44004)
- D. Cost: \$500,000.00
- E. Description: The funding is a portion of the total cost of purchasing or renovating a new county facility for the secure placement for juvenile felony offenders from the Ashtabula County.