

August 2, 2012

**LAKE COUNTY COMMISSIONERS' MEETING MINUTES**

RAYMOND E. SINES, PRESIDENT  
DANIEL P. TROY, COMMISSIONER  
ROBERT E. AUFULDISH, COMMISSIONER  
AMY ELSZASZ, CLERK

LEGAL COUNSEL  
JOEL DIMARE, BUDGET DIRECTOR  
NEWS MEDIA

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(Tape 2012-0802)

CALL TO ORDER: Commissioner Sines called the meeting to order at 10:05 am, Thursday, August 2, 2012.

ROLL CALL: Upon the roll being called all were present.

APPROVAL OF MINUTES: Upon a motion by Commissioner Troy, seconded by Commissioner Aufuldish, the minutes of the meeting of July 26, 2012 were approved as follows:

"AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

OPEN TO THE PUBLIC: Commissioner Sines asked if anyone in the audience wished to address the Board. No one present addressed the Board.

RESOLUTIONS:

1. RESOLUTION AWARDING A BID CONTRACT TO OGLESBY CONSTRUCTION, INC. FOR LAKE COUNTY ROADS PAVEMENT MARKINGS – 2012 AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$112,954.98 (20120802\E01) (E-3)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

2. RESOLUTION ACCEPTING AN EASEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY ENGINEER AND HALLMARK EXCAVATING, INC. (20120802\E02) (E-11)

**On a motion** of Commissioner Troy, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

3. RESOLUTION APPROVING THE REVISED ESTIMATE IN THE AMOUNT OF \$65,000 AND AUTHORIZING RE-ADVERTISING FOR BIDS FOR STIRLING ROAD PAVING REPAIR PROJECT NO. 337-S FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: August 29, 2012) (20120802\U01) (UT-8)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

4. RESOLUTION CONFIRMING AND LEVYING THE REVISED ASSESSMENTS FOR MCMACKIN ROAD WATER IMPROVEMENT PROJECT NO. 261-W IN MADISON TOWNSHIP (20120802\U02) (UT-13)

**On a motion** of Commissioner Troy, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

5. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20120802\U03) (UT-7)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

August 2, 2012

6. RESOLUTION INCREASING APPROPRIATIONS FOR CUSTOMER SERVICE/ENGINEERING FACILITY 335W PROFESSIONAL SERVICES CONSULTANTS (20120802\U04) (UT-2)

**On a motion** of Commissioner Troy, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

7. RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH CT CONSULTANTS, INC. FOR KIRTLAND ROAD TO KING EDWARD COURT WATER LINE REPLACEMENT PROJECT 343W (20120802\U05) (UT-4)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

8. RESOLUTION AUTHORIZING THE PRESIDENT OF THE BOARD OF LAKE COUNTY COMMISSIONERS TO EXECUTE A RATIFICATION AGREEMENT WITH MAROUS HILLTOP, LLC, HILLTOP INVESTMENT, LLC, AND MAROUS HEADQUARTERS, LLC, RELATIVE TO MAROUS HILLTOP LLC V. LAKE COUNTY BOARD OF COMMISSIONERS CASE NO 08CV0103 IN THE LAKE COUNTY COURT OF COMMON PLEAS (20120802\U06) (UT-4)

**On a motion** of Commissioner Troy, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

9. RESOLUTION RE-APPOINTING TIMOTHY C. BROTZMAN, VANESSA T. PESEC, AND RANDALL H. ZONDAG TO THE LAKE COUNTY PLANNING COMMISSION FOR TERMS EXPIRING AUGUST 14, 2015 (20120802\C01) (B-34)

Commissioner Aufuldish: We feel that these three folks have done a real nice job representing the Planning Commission.

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

10. RESOLUTION AMENDING THE RULES AND REGULATIONS GOVERNING THE IMPOSITION, COLLECTION, AND DISTRIBUTION OF THE LAKE COUNTY EXCISE TAX ON HOTEL LODGING FEES (20120802\C02) (209-G)

Commissioner Sines: Per a request from the Prosecutor's Office this is a minor modification of the interest that can be charged to anyone for not paying the hotel/motel tax.

Commissioner Troy: There is also a feeling that by changing the wording on this resolution regarding the penalty that it might also be useful in collecting taxes from remote sellers. This is money that is owed under the county's 3% bed tax.

**On a motion** of Commissioner Troy, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

11. RESOLUTION INCREASING AND DECREASING APPROPRIATIONS FOR VARIOUS NON GENERAL FUND ACCOUNTS (20120802\BC01) (C-111)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

12. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20120802\BC02) (C-111)

**On a motion** of Commissioner Troy, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

13. RESOLUTION PROCLAIMING AUGUST 2012 CHILD SUPPORT MONTH IN LAKE

August 2, 2012

COUNTY (20120802\F01) (C-126)

Debbie Wernick of the Child Support Division announced that August is Child Support month in the State of Ohio and the theme this year is "Support Your Children, Support Their Dreams." Ms. Wernick gave an overview of the Child Support Division accomplishments over the last year as follows:

- Over \$35 million was collected in child support in 2011.
- \$1,800,000 in cash collections with the Treasurer's Office.
- Over \$345,000 collected in the license suspension program.
- Over \$137,000 seized from bank accounts.
- Over \$1 million collected in federal and state tax intercepts.
- \$17,000 collected for the release of passports.
- Ms. Wernick indicated that their department is so fortunate to have a great working relationship with the Treasurer's Office, Prosecutor's Office, Juvenile Court, and Domestic Relations.
- For the 8<sup>th</sup> year in a row the department has received awards for both collection on current support and support in arrears.
- The Intake Department has obtained over 90% in both paternity and support order categories.
- The department is teaming with the Legal Aid Society to offer a free legal clinic on August 16, 2012.
- The department has a new child support web portal available for clients to access their child support cases from home.

Matt Battiato, Job and Family Services Director: When we are able to assist people with their entitled child support it is much less likely that they will have to rely on other public assistance such as food stamps.

Commissioner Afuldish: You and your staff do a tremendous job considering that out of the 88 counties in Ohio, Lake County has the 16<sup>th</sup> largest caseload, and yet you are the 13<sup>th</sup> largest in total collections. Congratulations!

Commissioner Troy: The good news is that Lake County is 16<sup>th</sup> in terms of support caseload, but 11<sup>th</sup> in population. It appears that our population is behaving a little bit better than the average in terms of paying their child support! And, your agency is doing such a wonderful job in trying to divert the taxpayers from having to pick up additional expenses for public assistance. I would like to point out that in 2011 our Child Support Enforcement Department received the award for best overall performance in the large caseload division in the State of Ohio. Congratulations!

- Brief discussion took place that federal incentive funding that was taken away a few years ago will probably not be restored.

Commissioner Sines: In 1994, I introduced a bill to allow the suspension of drivers and professional licenses. This is the first time that I have seen results in numbers, and \$340,000 is a lot of collected money! I am very proud that we did that.

Commissioner Sines read the last paragraph of the resolution encouraging all citizens to join the Lake County Job and Family Services to promote partnerships that ensure each child receives the financial support deserved and reminds all members of our community how important it is to support your children, and support their dreams.

**On a motion** of Commissioner Afuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Afuldish, Sines and Troy  
"NAYS": None

UTILITIES: None

STORMWATER: None

JOB AND FAMILY SERVICES: None

ADMINISTRATIVE SERVICES: None

FINANCE: None

CLERK: None

LEGAL: None

OLD BUSINESS: There was no old business.

August 2, 2012

NEW BUSINESS: There was no new business.

PUBLIC COMMENT: John Muzik of Painesville Township, Matt Battiato and Commissioner Troy briefly discussed an article in the newspaper regarding a proposal to consider Medicaid becoming a stand alone state agency effective January 2014. Medicaid is a subdivision of Job and Family Services and currently this department is responsible for determining Medicaid eligibility.

EXECUTIVE SESSION: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 10:28 am to discuss personnel matters, with the vote as follows:

"AYES": Commissioners: Aufuldish, Sines and Troy      "NAYS": None

The Lake County Board of Commissioners recessed Executive Session at 10:28 am.  
The Lake County Board of Commissioners reconvened Executive Session at 10:40 am.

On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board terminated the Executive Session at 11:37 am, with the vote as follows:

"AYES": Commissioners: Aufuldish, Sines and Troy      "NAYS": None

ADJOURN: On a motion of Commissioner Aufuldish, seconded by Commissioner Troy, the Board adjourned the meeting at 11:37 am, with the vote as follows:

"AYES": Commissioners: Aufuldish, Sines and Troy      "NAYS": None

Minutes approved this 23rd day of August, 2012.

**BOARD OF LAKE COUNTY COMMISSIONERS**

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RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

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ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK