

September 13, 2012

**LAKE COUNTY COMMISSIONERS' MEETING MINUTES**

RAYMOND E. SINES, PRESIDENT

JASON W. BOYD, COUNTY ADMINISTRATOR

DANIEL P. TROY, COMMISSIONER

LEGAL COUNSEL

ROBERT E. AUFULDISH, COMMISSIONER

JOEL DIMARE, BUDGET DIRECTOR

AMY ELSZASZ, CLERK

NEWS MEDIA

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(Tape 2012-0913)

CALL TO ORDER: Commissioner Sines called the meeting to order at 10 am, Thursday, September 13, 2012.

ROLL CALL: Upon the roll being called Commissioner Sines and Commissioner Aufuldish were present.

Commissioner Sines: Commissioner Troy will not be here, he is having some minor eye surgery. And, we wish him the best.

APPROVAL OF MINUTES: Upon a motion by Commissioner Aufuldish, seconded by Commissioner Sines, the minutes of the meeting of September 6, 2012 were approved as follows:

"AYES": Commissioners: Aufuldish and Sines "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 TERRACE CONSTRUCTION COMPANY, INC. FOR LOST NATION ROAD AND RT 2 TRANSMISSION MAIN IMPROVEMENTS PROJECT 321-W IN THE AMOUNT OF \$1,729,698.74 (20120913\U01) (UT-4)

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

- 2. RESOLUTION ACCEPTING THE RETIREMENT RESIGNATION OF BARRY CVETKO FROM HIS POSITION OF SUPERVISOR II WITH THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE SEPTEMBER 28, 2012 (20120913\U02) (UT-3)

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

- 3. RESOLUTION ESTABLISHING CHRISTMAS EVE, 2012 AS A PAID HOLIDAY FOR ALL EMPLOYEES UNDER THE HIRING AUTHORITY OF THE LAKE COUNTY BOARD OF COMMISSIONERS (20120913\C01) (C-107)

Jason Boyd, County Administrator: Due to the fact that Christmas Eve this year is a Monday the Commissioners have decided that for 2012 folks under their authority will have this day as a paid holiday. And, for all other elected officials and department heads to notify the Commissioners of their intent moving forward.

Commissioner Sines: We only have control over the departments that fall under the Commissioners. It is the elected officials' option to consider a paid holiday on Christmas Eve. I am pretty sure that everyone will follow along and grant this paid holiday.

Commissioner Aufuldish: It was essentially our feeling that everyone would probably want to take that Monday off. So, we decided to take this unusual step.

Commissioner Sines: And, we do not know of any other local government office that will be open that day.

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

- 4. RESOLUTION AMENDING THE COUNTY POLICY FOR LAKE COUNTY EMPLOYEES

September 13, 2012

FOR ACCRUED UNUSED SICK HOURS LEAVE PAYMENTS UPON DEATH,  
RETIREMENT OR RESIGNATION FROM A COUNTY DEPARTMENT (20120913\C02)  
(612-E)

Jason Boyd, County Administrator: The Commissioners have been examining our policies over the past couple of years, along with Mr. Margalis, Director of Administration. This is a change in the accrued unused sick time buyout for employees in the county. Folks who have less than 10 years of service in the county will not be eligible to have their sick time bought out. Those folks who have over 10 years of service with the county are entitled to a buyout of 50% of their unused sick time up to 480 hours. This is the most significant change in the policy. As a comparison, Geauga County is up to 240 hours at 25%. We are still above some of our surrounding counties.

Commissioner Sines: State law says that we are required to give a percentage of hourly time to sick leave. An average 40 hour worker's sick leave accumulates to about 15 days per year, and those days accumulate over the years of service. We had a policy that said you would get up to 960 hours as you are leaving, as a thank you. This is a double-edged sword with this policy change, I think we do encourage in some respect for people to use those sick days. This is a decision that we looked at very hard, and thought that this is the right direction to go to basically cut to 50% the amount of sick time an employee with at least 10 years' of service is eligible for as a buyout. We do feel that the state needs to look at this policy, as far as sick day accumulation is concerned.

Commissioner Aufuldish: The Ohio Revised Code does give us the option to make this change. And, in the future I am sure we will be speaking with our union folks to try and get everybody on the same page.

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

5. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,654,299.47 (20120913\BC01) (C-4)

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

6. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$397,942.49 (20120913\BC02) (C-17)

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

7. RESOLUTION INCREASING AND DECREASING APPROPRIATIONS FOR VARIOUS NON GENERAL FUND ACCOUNTS (20120913\BC03) (C-111)

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

8. RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN VARIOUS GENERAL FUND ACCOUNTS (20120913\BC04) (C-111)

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

9. RESOLUTION ESTABLISHING A FUND TO BE KNOWN AS THE ECONOMIC DEVELOPMENT FUND WITH VARIOUS REVENUE AND APPROPRIATION LINES (20120913\BC05) (C-111)

Commissioner Aufuldish: Five years ago, we formed our Lake County Port Authority, and one of their key jobs is economic development. We felt, with the new casino revenue stream, that we would in fact set up a special economic development line item. In the near future, we will probably be transferring some of the casino money, if not all, into this line item. This will give the port authority a better handle on and more opportunity for economic development. Commissioner Sines: This was a decision that we talked about and are now finally receiving some funds from the casino gambling dollars. We are going to put it into an economic development fund, and this will be outside of the

September 13, 2012

general funds. This will give flexibility to use in any direction that we feel is important to the county, whether it be providing loans for small businesses or to help communities with some of their distressed properties. It is a good approach, it is not confused with general fund dollars, it is set aside to look at economic development issues in the county. This is just another tool for the county, and it will be money well spent.

Commissioner Aufuldish: I think it is probably unusual for a county to set up a separate economic development line item.

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

UTILITIES: None

STORMWATER: None

JOB AND FAMILY SERVICES: None

COUNTY ADMINISTRATOR: Jason Boyd, County Administrator: On the sick time buyout, it will be effective April 1, 2013.

FINANCE: None

CLERK: None

LEGAL: None

OLD BUSINESS: There was no old business.

NEW BUSINESS: There was no new business.

PUBLIC COMMENT: Commissioner Aufuldish answered a question from Thomas Brothers of 36 Nebraska Street regarding resolution 3 for the Christmas Eve paid holiday, and that it will be just for 2012.

Commissioner Sines answered a question from John Muzik of Painesville Township regarding resolution 3 and that it will be an additional holiday for 2012. The Commissioners expect to negotiate in the future the same language into union contracts regarding resolution 4 in terms of unused sick time.

Bill Margalis, Administrative Director: This will apply to any employee that is in a non-bargaining position hourly or salary effective April 1, 2013.

EXECUTIVE SESSION: On a motion of Commissioner Aufuldish, seconded by Commissioner Sines, the Board convened an Executive Session at 10:11 am to discuss pending litigation, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:11 am.

The Lake County Board of Commissioners reconvened Executive Session at 10:15 am.

On a motion of Commissioner Aufuldish, seconded by Commissioner Sines, the Board terminated the Executive Session at 10:42 am, with the vote as follows:

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

The Lake County Board of Commissioners went into Open Session to review the county's 2013 options regarding dental, life, and vision coverage with Jim Dustin and Dan Finlin of EBI, Inc.

ADJOURN: On a motion of Commissioner Aufuldish, seconded by Commissioner Sines, the Board adjourned the meeting at 11:42 am, with the vote as follows:

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

September 13, 2012

Minutes approved this 18<sup>th</sup> day of September, 2012.

**BOARD OF LAKE COUNTY COMMISSIONERS**

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