

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

ROBERT E. AUFULDISH, PRESIDENT
JUDY MORAN, COMMISSIONER
DANIEL P. TROY, COMMISSIONER
AMY ELSZASZ, CLERK

JASON W. BOYD, ADMINISTRATOR
LEGAL COUNSEL
JOEL DIMARE, BUDGET DIRECTOR
NEWS MEDIA

(Tape 2013-1121)

CALL TO ORDER: Commissioner Aufuldish called the meeting to order at 10:03 a.m., November 21, 2013. He requested a moment of silence in memory of President John F. Kennedy, Jr., who was assassinated fifty years ago.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Troy, seconded by Commissioner Moran, the minutes of the regular meeting of November 7, 2013 were approved as follows:
"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

OPEN TO THE PUBLIC: Commissioner Aufuldish asked if anyone in the audience wished to address the Board. The Commissioners presented an award of recognition and watch to Utility employees who have 25 years of service with the County. Commissioner Troy presented the award to Mr. Richard Soden, Commissioner Aufuldish presented to Mr. Kenneth Stoneman and Commissioner Moran presented to Ms. Vicki Thorsen.

Mr. Ron Filson of Leroy Township, commented on the proposed Vrooman Road Bridge project and the public hearing held on October 24, 2013 hosted by ODOT. He spoke about the history of this project and he thought that at this time it was unnecessary.

Mr. Dan Phillips, 12898 Painesville-Warren Road, Leroy Township, addressed the Commissioners with a Powerpoint presentation that he distributed that was entitled Comments Supporting Consideration for Rescinding of Resolution Approved at November 7, 2013 Commissioners Meeting.

Ms. Patricia Greene, 5560 Vrooman Road, stated that she has been investigating Scenic Rivers, Metroparks and Grand River Partners for the past six years regarding their input on the proposed project. She reported on her concerns with the Vrooman Road Bridge project. She would like to continue this dialog in the future with the Lake County Engineer, Commissioners and Prosecuting Attorney to get the issue resolved.

Commissioner Aufuldish replied that he understands the concerns mentioned and reported that there are good working relationships among elected County Officials.

Commissioner Troy reported that the resolution that was adopted on November 7, 2013 was for authorizing an application to the Ohio Public Works Commission. He further explained, that by law, the County Commissioners, are the contracting authority of the County. The Commissioners do not spend money unnecessarily even if there are non-County sources of that revenue. These projects have a long and meticulous process and he encouraged everyone to meet to address their concerns and solve them.

Mr. Jason Boyd, County Administrator replied that he attended the October 24, 2013 ODOT meeting and he understood that ODOT would be taking another look at the project.

RESOLUTIONS:

1. **RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR LAKE COUNTY ROADS PAVEMENT MARKINGS - 2013 PROJECT WITH AERO-MARK INC. IN THE AMOUNT OF \$1,427.10 (20131121E01)(E-3)**

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

2. **RESOLUTION ESTABLISHING AN APPROPRIATION LINE ITEM TO BE KNOWN AS OAKRIDGE DRIVE SANITARY RELIEF SEWER 348S CONTRACT PROJECTS AND INCREASING APPROPRIATIONS AND TRANSFERRING CASH (20131121U01)(UT-2)**

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

3. **RESOLUTION TRANSFERRING CASH FROM LCDU SEWER DISTRICT TRANSFER OUT TO VARIOUS GENERAL OBLIGATION BOND RETIREMENT FUNDS TRANSFER IN (20131121U02)(UT-2)**

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

4. **RESOLUTION INCREASING APPROPRIATIONS FOR BACON ROAD RAW WATER PUMP STATION STUDY 318W PROFESSIONAL SERVICES-CONSULTANTS AND TRANSFERRING CASH (20131121U03)(UT-2)**

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

5. **RESOLUTION REJECTING THE BID RECEIVED ON JULY 17, 2013, APPROVING REVISED PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$708,500 AND AUTHORIZING RE-ADVERTISING FOR BIDS FOR KIRTLAND ROAD TO KING EDWARD COURT WATERLINE REPLACEMENT PROJECT NO. 343-W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: December 18, 2013) (20131121U04)(UT-8)**

On a motion of Commissioner Moran, seconded by Commissioner Troy.
Mr. Al Saari, Sanitary Engineer, explained there was an issue the first time around because there were issues with the low bidder on previous projects. They were the lowest but not the best bidder so the project had to be rebid. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and

Troy "NAYS": None

6. **RESOLUTION HIRING MARK BURCHETT FOR THE POSITION OF OPERATOR TRAINEE IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE DECEMBER 2, 2013 (20131121\U05)(UT-3)**

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Commissioner Aufuldish stated that this is a replacement hire due to a retirement.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

7. **RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20131121\U06)(UT-7)**

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

8. **RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT NOVEMBER 25, 2013, IN THE AMOUNT OF \$471,355.64 (20131121\JFS01)(JFS-14)**

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

9. **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND THE COMMUNICATIONS WORKERS OF AMERICA, AFL-CIO, LOCAL 4340 (20131121\JFS02)(JFS-2)**

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Mr. Matt Batiatto, Job & Family Services Director, explained that this is a three year contract with a 3% increase the first year and 2 1/2% increase the second and third years, some cleanup language, and incorporating the County's sick leave buyout policy.

Commissioner Troy asked if there was an agreement to enter into reduced sick time and vacation time payout schedule that the Board has instituted.

Mr. Batiatto replied that they will be following the current County policy for non-bargaining employees.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

10. **RESOLUTION AUTHORIZING PAYMENT TO VARIOUS LAKE COUNTY POLICE PROSECUTORS FOR THE SECOND HALF OF 2013 (20131121\C01)(CT-8)**

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

11. **RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,826,238.04 (20131121\BC01)(C-4)**

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

12. **RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$788,669.06 (20131121\BC02)(C-17)**

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

13. **RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20131121\BC03)(C-111)**

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

14. **RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20131121\BC04)(C-111)**

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

DEPARTMENTAL REPORTS:

UTILITIES - Commissioner Aufuldish asked if there were any changes to the Kirtland Road specifications to ensure more bids? This project will be conducted in Willoughby.

Mr. Saari replied that the engineer's estimate was increased a little since July.

Commissioner Troy stated after the July 20, 2013 weather event that caused flooding, Lake County waived the tipping fee at the Landfill for debris from the storm. There were a few communities who brought items before the fee was waived and he asked that this be looked into further for potential reimbursement.

STORMWATER - none

JOB AND FAMILY SERVICES - none

COUNTY ADMINISTRATOR - none

DIRECTOR OF ADMINISTRATIVE SERVICES - none

FINANCE - none

CLERK - none

LEGAL - none

OLD BUSINESS: - none

November 21, 2013

NEW BUSINESS: - Commissioner Troy reported that the CCAO Board of Directors Nominating Committee met last week and recommended Mr. Nick Kostandaras of Summit County to serve as its President in 2014. Commissioner Troy reported that there is an anticipated budget revenue increase because of Medicaid expansion and it was suggested that this savings may be passed along to local governments as a one-time payment and CCAO would like the first priority to be the OPWC funding allowing two additional rounds for local governments. There will be further discussion. This is projected savings of Medicaid expansion, which is currently before the Ohio Supreme Court because of an appeal.

Commissioner Moran reported that the Forbes House is looking for people to adopt families this holiday season. Please contact her office for more information.

Commissioner Aufuldish wished everyone a Happy Thanksgiving.

PUBLIC COMMENT: Commissioner Aufuldish asked if anyone in the audience wished to address the Board. No one present addressed the Board.

EXECUTIVE SESSION:

- Imminent Litigation, Utilities

EXECUTIVE SESSION: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board convened an Executive Session at 10:54 am to discuss legal matters pertaining to imminent litigation, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:54 am.

The Lake County Board of Commissioners reconvened Executive Session at 11:52 am.

On a motion of Commissioner Moran seconded by Commissioner Troy, the Board terminated the Executive Session at 11:53 am, with the vote as follows:

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

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board adjourned the meeting at 11:53 am, with the vote as follows:

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

Minutes approved this twenty-sixth day of November, 2013.

BOARD OF LAKE COUNTY COMMISSIONERS

ROBERT E. AUFULDISH, PRESIDENT

JUDY MORAN, COMMISSIONER

DANIEL P. TROY, COMMISSIONER

AMY ELSZASZ, CLERK