

May 10, 2012

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

RAYMOND E. SINES, PRESIDENT	
DANIEL P. TROY, COMMISSIONER	LEGAL COUNSEL
ROBERT E. AUFULDISH, COMMISSIONER	JOEL DIMARE, BUDGET DIRECTOR
AMY ELSZASZ, CLERK	NEWS MEDIA

(Tape 2012-0510)

CALL TO ORDER: Commissioner Sines called the meeting to order at 10:06 am, Thursday, May 10, 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 May 1, 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 APPROVING CONTRACT MODIFICATION NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH DLZ OHIO, INC. FOR THE VROOMAN ROAD ROUNDABOUT LOCATED IN LEROY TOWNSHIP (20120510\E01) (E-3)

Commissioner Sines briefly discussed this request with Alan Exley of the County Engineer's to make modifications to the original agreement of \$121,000. Since the original design, a gas station on the north side has gone out of business and is now being looked at to be used allowing less impact on the remaining business owners to the south and to the property owners to the east.

- Commissioner Sines asked if there is a contract with the gas station property owner regarding sale of the property before going forward?
- Mr. Exley indicated that there has only been discussion and that it will have to go through a federal process.
- Commissioner Sines indicated that \$76,000 more dollars will be spent for a project that may or may not go forward depending on the property owners wishes that could change.
- Mr. Exley indicated that there is every intention of moving forward.

Commissioner Troy: Obviously, with this new configuration it changes the scope design of the project causing additional fees. Do we normally design something that includes a piece of property that may or may not be part of the final configuration?

Mr. Exley: Unfortunately, something changed that was not anticipated.

Commissioner Troy: The money that is being spent here is an OPWC Project. Does that grant include the engineering design?

Mr. Exley: I am not aware that it does. I believe this OPWC grant allows for the construction.

Commissioner Troy: Is the money for the design of this particular proposed intersection coming from the County Engineer's normal revenue sources?

Mr. Exley: That is correct.

On a motion of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish and Troy "NAYS": Commissioner Sines

2. RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$101,500.00 TO R.W. SIDLEY, INC. FOR A 2013 TRUCK CAB AND CHASSIS AS REQUIRED BY THE LAKE COUNTY ENGINEER (20120510\E02) (E-3)

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

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“NAYS”: None

3. RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT BY AND BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND U.S. BRIDGE OF CAMBRIDGE, OHIO FOR GALVANIZING FAILURES ON THE EAGLE ROAD BRIDGE IN WAITE HILL, OHIO (20120510\E03) (E-3)

Commissioner Aufuldish and Mr. Exley of the County Engineer’s briefly discussed that the Engineer feels that this \$30,000 settlement will be acceptable and more than adequate to handle the issue.

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 AUTHORIZING EXECUTION OF AGREEMENTS WITH MANNIK & SMITH GROUP, INC. FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20120510\U01) (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

5. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20120510\U02) (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

6. RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO AN AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND CUYAHOGA COUNTY FOR THE FY2009 PORT SECURITY GRANT, EFFECTIVE THROUGH MAY 31, 2013 (20120510\U03) (UT-21)

Commissioner Troy: This is an extension of an existing agreement for the close circuit video camera and water quality monitor equipment at our 15 locations in Lake County that is in place to protect public utilities.

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 APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT MAY 14, 2012, IN THE AMOUNT OF \$262,204.36 (20120510\JFS01) (JFS-14)

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 APPOINTING MELISSA B. FAULHAMMER TO THE POSITION OF INCOME MAINTENANCE WORKER 3 IN THE INCOME MAINTENANCE DIVISION OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, EFFECTIVE MAY 14, 2012 (20120510\JFS02) (JFS-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 ACCEPTING A PROPOSAL FROM DENK ASSOCIATES, INC. FOR PUBLIC RESTROOM IMPROVEMENTS TO ADA SPECIFICATIONS AT THE ADMINISTRATIVE BUILDING IN AN AMOUNT NOT TO EXCEED \$11,000.00 (20120510\C01) (C-46)

Commissioner Aufuldish: CDBG funds will be used for this improvement.

On a motion of Commissioner Aufuldish, seconded by Commissioner Troy, the foregoing resolution

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was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy
"NAYS": None

10. RESOLUTION PURSUANT TO SECTION 1724.10(A)(2) OF THE OHIO REVISED CODE DESIGNATING THE LAKE COUNTY LAND REUTILIZATION CORPORATION AS THE AGENCY FOR THE RECLAMATION, REHABILITATION, AND REUTILIZATION OF VACANT, ABANDONED, TAX-FORECLOSED AND OTHER REAL PROPERTY IN THE COUNTY, DIRECTING THE CORPORATION TO ACT ON BEHALF OF AND IN COOPERATION WITH THE COUNTY IN EXERCISING THE POWERS AND PERFORMING THE DUTIES OF THE COUNTY UNDER CHAPTER 5722 OF THE OHIO REVISED CODE; DIRECTING THE PREPARATION OF AN AGREEMENT AND PLAN IN FURTHERANCE OF THESE MATTERS; AND AUTHORIZING RELATED MATTERS (20120510\C02) (C-40B)

- John O'Donnell, Legal Counsel and Commissioner Troy briefly discussed this is the next step per the law for the creation of the land reutilization corporation.

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 AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND CUYAHOGA COUNTY FOR THE FY11 PORT SECURITY GRANT PROGRAM, EFFECTIVE THROUGH AUGUST 31, 2014 (20120510\C03) (504)

Larry Greene, EMA Director: This is a homeland security grant award for the acquisition of a special response vehicle for the regional bomb squad that serves Lake, Geauga and Ashtabula County.

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

12. RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$155,000,000 HOSPITAL FACILITIES REVENUE BONDS, SERIES 2012 (LAKE HOSPITAL SYSTEM, INC.) IN ONE OR MORE SERIES; AUTHORIZING THE EXECUTION AND DELIVERY OF AGREEMENTS TO PROVIDE FOR THE SALE OF THESE BONDS AND THE PAYMENT OF BOND SERVICE CHARGES; AND AUTHORIZING AND APPROVING OTHER DOCUMENTS AND RELATED MATTERS (20120510\C04) (C-181)

Commissioner Troy: This is a re-issuance of bonds and is issued through a certain provision of the Ohio Revised Code, and has to go before the Board of Lake County Commissioners. For future issuances we certainly would like Lake Health to coordinate with the Lake County Port Authority. The Lake County Port Authority is for purposes of economic development and healthcare these days is an intricate part of economic development.

Commissioner Sines: I want to make it clear that this resolution does not affect the county's credit or bond rating in any way.

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

13. RESOLUTION AUTHORIZING EXECUTION OF QUIT CLAIM DEEDS TO TRANSFER PROPERTY TO PAINESVILLE TOWNSHIP (20120510\C05) (C-93)

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

14. RESOLUTION AUTHORIZING EXECUTION OF MEMORANDA OF UNDERSTANDING BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE BOARD OF HEALTH OF THE LAKE COUNTY GENERAL HEALTH DISTRICT FOR PROVISION OF PUBLIC HEALTH EMERGENCY PREPAREDNESS DELIVERABLES (20120510\C06) (C-30B)

Commissioner Aufuldish: This is similar to the scenario we went through a few years ago when we were stacking the flu virus special vaccine. In the event of an emergency this resolution indicates the county departments that will be involved should some type of medicine or care be needed to

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provide for the safety of Lake County residents.

Commissioner Troy: Yes, Larry Greene, Lake County EMA Director is strongly recommending this as part of the county's overall plan.

Larry Greene, EMA Director: Yes, this is part of the strategic national plan that in the event of an emergency proper medical needs can be distributed within a reasonable amount of time.

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

15. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,455,866.84 (20120510\BC01) (C-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

16. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$720,135.96 (20120510\BC02) (C-17)

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

17. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON GENERAL FUND ACCOUNTS (20120510\BC03) (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

18. RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20120510\BC04) (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

19. RESOLUTION CONGRATULATING ANDREW LEFTY ON ATTAINING THE PRESTIGIOUS RANK OF EAGLE SCOUT AWARDED BY THE NATIONAL BOY SCOUTS OF AMERICA (20120510\F01) ©-126)

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

20. RESOLUTION CELEBRATING THE BICENTENNIAL OF FAIRPORT HARBOR, OHIO (20120510\F02) (C-126)

Commissioner Troy: The Village of Fairport Harbor is celebrating its 200th year of a very rich history with a significant immigrant population that settled here through the port facilities and various other industrial undertakings that took place there. On behalf of all of the citizens of Lake County, we would like to congratulate the Village of Fairport Harbor, Ohio on their 200th birthday to be celebrated on May 16th.

Commissioner Sines: Fairport Harbor has done a lot of work in their park! The park looks beautiful, I think that they are ready for the party that they have planned. Again, we would like to recognize their 200th year!

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

UTILITIES: Rick Martin, Director gave an update from the recent tire collection: 648 vehicles took part in the collection, which was 200 more vehicles from the previous year, with 37 tons of tires being collected.

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- Commissioner Troy, Commissioner Sines, Al Saari, Sanitary Engineer and Rick Martin, Utilities Director briefly discussed that the bids for the Madison Wastewater Treatment Plant have been rejected because they were more than 10% above the engineer's estimate.
- Mr. Saari heard from the consultant that the equipment manufacturers would not give the general contractors and electrical people their number until the morning of the bid. Therefore, the general contractors were conservatively padding their bid.
- When this project goes out for bid again, the new bid will have different alternatives, and an addendum to help the process to move faster.

STORMWATER: None

JOB AND FAMILY SERVICES: None

ADMINISTRATIVE SERVICES: None

FINANCE: None

CLERK: Amy Elszasz, Clerk: I was just advised by the Budget Director that the caption for resolution 17 needs to be amended to include General and Non General Fund Accounts.

John O'Donnell, Legal Counsel: The body of the resolution is correct.

Commissioner Sines: We will approve the Clerk's amendment, and without any objection that will be handled.

Commissioner Troy: Without objection the Clerk can change the title.

LEGAL: None

OLD BUSINESS: There was no old business.

NEW BUSINESS: Commissioner Troy: In regards to the land bank, the Attorney General's Office has received a settlement of \$75 million from mortgage lenders and the proposed distribution for Lake County is approximately \$1.5 million. We have to formally apply for these monies, and part may be subject to a match where we would have to look at using delinquent tax dollars. These monies would primarily be available for demolition of structures on foreclosed and abandoned properties in order to create available land that might be used for a better purpose to stimulate economic development and increase property values.

Commissioner Sines: And, we can work with communities if there is a match needed.

PUBLIC COMMENT: None

EXECUTIVE SESSION: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 10:36 am to discuss real estate and 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 10:36 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 11:30 am, with the vote as follows:

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

ADJOURN: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board adjourned the meeting at 11:30 am, with the vote as follows:

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

Minutes approved this 24th day of May, 2012.

BOARD OF LAKE COUNTY COMMISSIONERS

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RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK