

August 30, 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

(Tape 2012-0830)

CALL TO ORDER: Commissioner Sines called the meeting to order at 10:00 am, Thursday, August 30, 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 August 23, 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.

- The Commissioners presented a special certificate with appreciation to Barry Feathers for 34 years of service to the county.

RESOLUTIONS:

1. RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$454,200.00 TO MORTON SALT FOR UNTREATED BULK ROCK SALT AS REQUIRED BY THE LAKE COUNTY ENGINEER (20120830\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 INCREASING APPROPRIATIONS FOR MADISON WWTP EXPANSION 289S ADVERTISING & PRINTING (20120830\U01) (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

3. RESOLUTION ACCEPTING THE RETIREMENT RESIGNATION OF LEONARD O'DELL FROM HIS POSITION OF SYSTEMS MAINTENANCE III WITH THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE SEPTEMBER 30, 2012 (20120830\U02) (UT-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

4. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20120830\U03) (UT-7)

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 AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE AGREEMENT BETWEEN CROSSROADS: LAKE COUNTY ADOLESCENT COUNSELING SERVICE AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES FOR A SPECIALIZED ASSESSMENT AND TREATMENT SERVICES PROGRAM IN AN AMOUNT NOT TO EXCEED \$10,000.00, EFFECTIVE SEPTEMBER 1, 2012 THROUGH

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JUNE 30, 2013 (20120830\JFS01) (JFS-2)

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 APPOINTING ROSIE S. LARREA TO THE POSITION OF SOCIAL SERVICES WORKER 3 IN THE CHILDREN SERVICES DIVISION OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, EFFECTIVE SEPTEMBER 4, 2012 (20120830\JFS02) (JFS-4)

Commissioner Troy: This is filling a vacancy.

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 A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE LAKE COUNTY PLANNING COMMISSION THEREBY ESTABLISHING THE OFFICE OF PLANNING AND COMMUNITY DEVELOPMENT (20120830\C01) (C-34)

Jason Boyd, County Administrator: Over the past 10-12 months in an effort to consolidate county offices there was an initiative put forth by the Commissioners and the Planning Commission to consolidate the Federal Grants Department and the Planning Operation into this new Office of Planning and Community Development. The Lake County Planning Commission by the Ohio Revised Code will continue to review subdivisions in the unincorporated areas of the county and zoning amendments.

In the next resolution, the staff will report directly to the Board of County Commissioners as opposed to the 11 member Planning Commission Board. We are going to take some of the proactive planning initiatives that we have always done and try to coordinate these with some of the federal, state, and local grant monies that we receive throughout the county. And, we can begin to focus more on our western end as far as redevelopment. I think this is a good move. Dave Radachy is the Interim Director and he will be handling the day-to-day management and Marian Norman will continue on the grants side. There is a resolution for a CDBG Manager today as well.

Commissioner Aufuldish: I would like to thank Jason because this has taken a long time to materialize. It was part of our effort to try and combine departments and run more efficiently. The 11 member Planning Commission Board actually started up in 1956. This board will continue to look at and review any subdivisions and requests from the townships as required under the Ohio Revised Code. The actual employees will now fall under the direction of the Board of Lake County Commissioners. I feel that this is another great initiative on the part of this board to make this county run more efficiently.

Commissioner Troy: This move makes sense at this time. Traditionally and historically the Planning Commission had been very busy during the large growth spurts of this county, especially in the unincorporated areas. This has slowed down, not only in Lake County, but just about everywhere. This county has some aging communities and there are challenges in those communities in terms of empty retail and industrial sites, foreclosures, and abandoned housing. Converting this from just a Planning Commission that looks for future new development into the Office of Planning and Community Development and redevelopment makes sense at this time. Combining our Federal Grants Office and Community Development Block Grant Programs into this particular office makes more sense. As indicated, the Planning Commission will continue to serve in its statutory role of reviewing subdivisions and making recommendations on zoning changes to the unincorporated areas within the county. This department will focus more on what Lake County really looks like, and what we need to do from this point on in terms of not only planning new development, but how to redevelop some of our older communities. I think this is a good move and we look forward to this being very successful from this point forward.

Commissioner Sines: Actually, this has been in the works for about five years now. We have been looking at how government is changing, how the communities are changing, and how the economy is changing. We need to be more flexible, more aggressive, and more able to meet the demands going forward. It is not the same environment that we have had for the last 30 years. It's changing and it's changing rapidly. I think this will put the county in a great position to move forward, not only with economic development, but to make sure that we have the right people in place to handle these challenges. I think that we are on the cutting edge on a lot of different ideas that you will see

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in the years to come. I thank the efforts not only from my fellow Commissioners, but Jason and all of the other folks in the county that are involved in this positive transition. And, I look forward to what we will see out of this group in the years to come.

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 TRANSFERRING EMPLOYMENT OF THE OFFICE OF PLANNING AND COMMUNITY DEVELOPMENT STAFF TO THE HIRING AUTHORITY OF THE LAKE COUNTY BOARD OF COMMISSIONERS, PURSUANT TO THE MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE BOARD OF COMMISSIONERS AND THE LAKE COUNTY PLANNING COMMISSION (20120830\C02) (C-34)

Commissioner Troy: This will formalize the staff component of this particular change.

Commissioner Sines: Yes, a lot of the same faces, which is good thing. These have been great employees and we look forward to their challenges and what they bring forward to their new positions.

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

9. RESOLUTION APPOINTING RHEA BENTON TO THE POSITION OF CDBG MANAGER FOR THE LAKE COUNTY COMMISSIONERS’ OFFICE OF PLANNING AND COMMUNITY DEVELOPMENT, EFFECTIVE SEPTEMBER 4, 2012 (20120830\C03) (P-105)

Commissioner Sines: This will be a new face that we will see in this operation.

Jason Boyd, County Administrator: The grants operation was shifted in the summer of 2010, due to an employee taking another opportunity. Myself, Marian Norman and Dave Radachy have been tackling the CDBG Program and NSP Program, which has federal administrative funds since this time. It got to the point where it was realized that we were going to need a dedicated staff person as in the past to administer this program. Mr. Margalis and myself put a job description together and received approximately 45 resumes. And, this is the one that we hoped would work out. This person will start on Tuesday, will work under Mr. Radachy, and will be responsible for the Community Development Block Grant Program.

Commissioner Sines: We do not look at this as a new hire, but as a replacement for Jason who has had to wear so many hats.

Commissioner Troy: This position is paid entirely out of the Community Development Block Grant Funds, which allows for up to 20% of those funds to be used for administrative purposes. And, we have never approached using even half of that amount. This will not come out of the General Fund. There is quite a bit of activity out there in terms of Neighborhood Stabilization Programs. This person brings experience from serving in a similar type position in Geauga County, and is thrilled about the opportunity to come work here in Lake County. We look forward to working with her.

Commissioner Aufuldish: I believe that we were very fortunate to find a young lady with these qualifications to take this very demanding position.

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 AUTHORIZING EXECUTION OF A REVOLVING LOAN FUND AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND AIR TOOL SERVICE COMPANY, INC. FOR \$100,000 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (20120830\C04) (C-46)

Commissioner Troy: One of things that we have done with our CDBG Funds is working with our Port Authority establishing a revolving loan fund program to help our Lake County small businesses bridge gaps that may be there in terms of securing financing for expansion. I don’t think that there is anything better for community development, than creating additional jobs in this county.

Jason Boyd, County Administrator: This is a \$100,000 revolving loan for acquisition of a vertical

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machining center, which will create up to five new jobs. This is consistent with the Lake County Port Authority's efforts.

Martin Gareau, Lake County Port Authority, Director of the Small Business Development Center and Counseling: We are here again this morning to present a request for the utilization of revolving loan funds. Air Tool was started in Eastlake, Ohio in 1956, and currently its manufacturing company is in Mentor. They manufacture pneumatic tools, which are used in the automotive industry, aerospace industry, petrochemicals, and many other industries as well. Air Tool weathered the economic downturn and are in position to do some expansion and create new jobs. They have 15 current employees and look to create another five jobs and possibly more in the future.

James Becker, VP Operations of Air Tool Service Company, Inc.: I was hired onto ATSCO in 2002. We are catering our design work toward companies that have large marketing arms where we can be in the background manufacturing. Currently, due to our efforts, we have a nine month backlog and are growing. We are looking to purchase two to three machines and we are currently advertising for five positions. We hired one Willoughby resident on Monday, we have another person starting tomorrow from Willoughby Hills, and we are looking to fill the other three positions in the next month. We have been working 12 hours a day for a year. It is an exciting time for us right now.

Commissioner Sines: Obviously, this is a great time for being a Commissioner when you can encourage business industry in the county to expand and create jobs. We look forward to doing more of that in the county to encourage that entrepreneurship, encourage people to start businesses, and encourage people to add new jobs. Our job is to provide the opportunities for people to be successful. And, with this check of \$100,000, I hope this is that opportunity for you to be successful beyond your wildest dreams.

Commissioner Aufuldish: I would like to point out that Marty Gareau who is the new director of the SBA Program has done a super job. We certainly think that the Port Authority has been doing a great job for us.

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 SETTING THE DATE, TIME, AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED VACATION OF A SOUTH LINDA LANE IN MADISON TOWNSHIP (Hearing: Thursday, September 27, 2012 at 1:00 p.m. in the Commissioners' Chambers, 105 Main Street, Painesville, OH 44077) (20120830\C06) (C-66)

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 AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY SHERIFF'S - CENTRAL COMMUNICATIONS DEPARTMENT AND THE VILLAGE OF PERRY FOR CENTRAL DISPATCH AND COMMUNICATION SERVICES (20120830\C07) (501-c)

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 ACCEPTING A PERPETUAL EASEMENT FOR DRAINAGE AND STORM SEWER MAINTENANCE PURPOSES FOR THE QUAIL HOLLOW FOREBAY IMPROVEMENT PROJECT IN CONCORD TOWNSHIP (20120830\C08) (UT-46)

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

14. RESOLUTION APPROVING CHANGE ORDER 5 FOR OHIO PAVING & CONSTRUCTION CO., INC. FOR THE LAKE COUNTY CRIME LABORATORY ADA COMPLIANCE AND RENOVATION PROJECT FOR THE LAKE COUNTY PROSECUTOR'S OFFICE, INCREASING THE NET AMOUNT BY \$45,000.00 (20120830\C09) (CT-18)

Commissioner Aufuldish: This whole project is paid for out of the Crime Lab levy dollars.

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

15. RESOLUTION APPOINTING VARIOUS MEMBERS TO THE LAKE COUNTY SENIOR CITIZEN ADVISORY PANEL ESTABLISHED BY THE LAKE COUNTY BOARD OF COMMISSIONERS, EFFECTIVE OCTOBER 1, 2012 (20120830\C10) (B-20)

Commissioner Troy: A few months ago, we passed a resolution creating a five member Senior Citizen Advisory Panel. The purpose of the panel is to basically serve in an advisory capacity to the Lake County Board of Commissioners in terms of the proceeds of the Senior Citizens Levy, which is in its last year of a .4 mills collection. And, starting next year based on the voters action in March will be collected at a renewal of the .4 mills and an additional .1 mills. In order to recognize changing needs in terms of our senior population, the Board felt that it would be wise to set up an advisory panel to work with what was traditionally the three groups that have been receiving this money, which is the Senior Citizen Centers, Lake County Council on Aging, and the R.S.V.P. Program, and then to advise the Board on the appropriation of these levy funds.

In recent years, it has been kind of an earmark configuration where 53% was going to Council on Aging, 42% to the Senior Centers, and 5% to R.S.V.P. This Board felt there may need to be more flexibility because there may be increasing needs and decreasing needs from year to year between those components. This resolution will appoint five members on staggered terms through 2017 who are Mr. Spence Kline, Director of the Neighboring Program, Frank Doberdruk, retired Director of the Eastlake Senior Center, Ellen Cantor, former Interim Head of the Lake County Council on Aging, former Jobs and Family Services Director, and former Director of Leadership Lake County, Kenneth G. Gauntner, former Lake County Administrator, and Thomas Dreher of Wickliffe, former Mayor of Willowick. These terms will commence on October 1, 2012. The resolution also directs Jason Boyd, County Administrator to serve as Secretary of this panel. This panel is not directly involved on the spending side, are not recipients of these dollars, and will advise the Commissioners how to best be accountable for the levy proceeds that the voters have approved. This Board of Commissioners is responsible for making sure that those dollars are spent wisely.

Commissioner Aufuldish: I feel that this is an extremely innovative and proactive move to ensure that the three organizations that receive these dollars, receive them in an amount that will help them run in a very efficient way.

Commissioner Sines: This is an important next step in accountability. Not long ago, Lake County had the highest percentage of elderly growth in the State of Ohio. It is important that we look at these needs and how they are changing. We are very fortunate to get these five quality folks involved and spend their time and efforts by being part of this advisory panel to look at the needs in this county and make recommendations back to the Commissioners. We have not given this panel any marching orders.

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

16. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,177,003.86 (20120830\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

17. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$603,603.81 (20120830\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

18. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON GENERAL FUND ACCOUNTS (20120830\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

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19. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20120830\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

UTILITIES: Al Saari, Sanitary Engineer gave the rebid results for the Stirling Road Pavement Repair as follows:

- Engineer's Estimate was \$65,000
- (5) Bids
- High Bid was \$47,025
- Low Bid was \$38,825, 40% below the engineers estimate by Infinity Paving of Willoughby.

Madison Treatment Plant Upgrade and Expansion rebid results as follows:

- A recommendation letter has been received from Burgess & Niple the consultant and we are going to be awarding four contracts.
- Total engineer's estimate \$18,168,000
- Low general contractor was A.P. O'Horo, Youngstown, OH at \$12,599,900
- Low electrical contractor was Penn-Ohio, Youngstown, OH at \$3,555,000
- Low HVAC contractor was York Mahoning Mechanical Contract Inc., Pennsylvania/Ohio line at \$611,500
- Low plumbing contractor was Northbay Construction, Westlake, OH who did the Bacon Road Water Treatment Plant Upgrade at \$197,408
- Total of all (4) bids is \$16,963,808, which is close to 7% below the engineer's estimate.

STORMWATER: None - Tim Miller was not present.

JOB AND FAMILY SERVICES: None - Shawn Douglas was present on behalf of Matt Battiatto.

COUNTY ADMINISTRATOR: None

FINANCE: None

CLERK: None

LEGAL: None - Commissioner Sines said to John O'Donnell, Legal Counsel that the Commissioners appreciate his efforts and that he has done a great job.

OLD BUSINESS: There was no old business.

NEW BUSINESS: There was no new business.

PUBLIC COMMENT: Brief discussion took place when John Muzik of Painesville Township inquired if Lake County has some type of emergency program in place to be prepared for the possibility of Hurricane Isaac remnants that may potentially come through the Ohio area.

Commissioner Sines: We have been very proactive. We have a nuclear power plant in our area, therefore we train on a consistent basis to react to any kind of emergency that may happen at the plant. That same planning falls under any type of disaster that we could have in this county, whether it be flooding, snow, ice, outages, we are prepared.

Commissioner Troy: In 2006 when we had the flooding, I happened to be at the EOC when President Bush stopped by and he basically said that we really have done it right in Lake County! You are prepared, he said, I wish you would have been in charge a year earlier in New Orleans in dealing with Katrina. We are scored very well on the power plant drills by the Nuclear Regulatory Commission in terms of our ability to marshal forces, to evacuate if necessary, and to properly communicate to the media. I think that we are in good shape!

Commissioner Aufuldish: We were able to respond very quickly to the sudden derailment that happened in our county, which of course no one could have forecasted.

- Jim Gills, County Engineer indicated that his office is tracking and keeping an eye on the storm.

EXECUTIVE SESSION: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish,

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the Board convened an Executive Session at 10:46 am to discuss real estate matters, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:46 am.

The Lake County Board of Commissioners reconvened Executive Session at 10:51 am.

On a motion of Commissioner Aufuldish, seconded by Commissioner Sines, the Board terminated the Executive Session at 11:10 am, with the vote as follows:

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

ADJOURN: On a motion of Commissioner Aufuldish, seconded by Commissioner Sines, the Board adjourned the meeting at 11:10 am, with the vote as follows:

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

Minutes approved this 6th day of September, 2012.

BOARD OF LAKE COUNTY COMMISSIONERS

RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK