

December 27, 2012

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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

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

(Tape 2012-1227)

CALL TO ORDER: Commissioner Sines called the meeting to order at 10:08 am, Thursday, December 27, 2012.

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

APPROVAL OF MINUTES: 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 DECREASING APPROPRIATIONS FOR LCDU REGIONAL WATER DISTRICT VARIOUS ACCOUNTS (20121227\U01) (UT-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

2. RESOLUTION DECREASING APPROPRIATIONS FOR LCDU REGIONAL SEWER DISTRICT VARIOUS ACCOUNTS (20121227\U02) (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 DECREASING APPROPRIATIONS FOR LCDU SOLID WASTE AND RECYCLING DISTRICT VARIOUS ACCOUNTS (20121227\U03) (UT-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

4. RESOLUTION DECREASING APPROPRIATIONS FOR LCDU CAPITAL PROJECT FUNDS VARIOUS ACCOUNTS (20121227\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

5. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH MANNIK & SMITH GROUP, INC. FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20121227\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

6. RESOLUTION HIRING THOMAS HANES FOR THE POSITION OF SUPERVISOR IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE JANUARY 1, 2013 (20121227\U06) (UT-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 "NAYS": None

7. RESOLUTION RECLASSIFYING WILLIAM MCGONNELL TO THE POSITION OF DISTRIBUTION MAINTENANCE SUPERVISOR IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE DECEMBER 30, 2012 (20121227\U07) (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

8. RESOLUTION AUTHORIZING THE APPOINTMENT OF SPECIAL LEGAL COUNSEL UNDER SECTION 305.14 © OF THE OHIO REVISED CODE TO REPRESENT THE LAKE COUNTY BOARD OF COMMISSIONERS IN LEGAL MATTERS (20121227\U08) (C-107)

Commissioner Troy: When there is a dispute between county office holders, the County Prosecutor, who normally is the Commissioners attorney, can not represent us. We do not feel that the action that has been placed upon us is justified, but we have to represent ourselves. Therefore, we are being forced to spend taxpayer dollars to hire legal counsel.

Commissioner Sines: I agree, this is a complete waste of taxpayers money for reasons unknown. This is in regards to Judge Klammer and flooding problems at his courts. The taxpayer should certainly be concerned about spending money foolishly on attorneys in this situation. I will vote yes. But, if we could get our money back by charging the judge, I think that would be appropriate.

Commissioner Troy: I agree with Commissioner Sines. This particular attorney is not a waste of money, it's the fact that we have to hire outside counsel.

Commissioner Sines: I am saying it is unfortunate that we have to hire an attorney. I am comfortable with our attorney.

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 APPOINTING RITA MCMAHON TO THE LAKE COUNTY PORT AUTHORITY BOARD OF DIRECTORS FOR A FOUR-YEAR TERM COMMENCING JANUARY 1, 2013 AND ENDING DECEMBER 31, 2016 (20121227\C02) (B-192)

Commissioner Aufuldish: Rita is going to take the place of Lisa Habe who was one of our original appointments. Lisa has done a very nice job for us. And, we all know that Rita did a super job leading the City of Painesville. So, we think that she will be a great addition to the Lake County Port Authority.

Commissioner Troy: We are fortunate that Rita is interested in serving. She will be a great addition to the Port Authority. Obviously, the City of Painesville over the years has been heavily involved in economic development, which is the Port Authority's primary mission. I think that Rita sets a nice precedent here of people retiring from office and coming back and volunteering to serve on an unpaid board or 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 APPOINTING JOAN SPRING TO THE LAKE COUNTY BOARD OF DEVELOPMENTAL DISABILITIES FOR A FOUR YEAR TERM COMMENCING WITH THE ANNUAL ORGANIZATIONAL MEETING IN JANUARY, 2013 (20121227\C03) (B-49)

Commissioner Troy: We do have two expirations at the end of the year on this board. The two individuals going off this board can not serve by law for at least the next two years. We are filling one of these vacancies with Joan Spring who is a resident of the City of Eastlake. She has been involved with the Deepwood Industries Board and certainly will make a good addition to this board. We will address the other vacancy fairly soon.

Commissioner Aufuldish: We interviewed Joan last week, and she has great credentials coming onto the board. We certainly appreciate her stepping forward.

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 ON BEHALF OF THE LAKE COUNTY SHERIFF AND BEACON HEALTH [FORMERLY KNOWN AS NEIGHBORING MENTAL HEALTH SERVICES, INC.] TO PROVIDE PSYCHIATRIC AND MEDICAL SERVICES TO INMATES OF THE LAKE COUNTY JAIL, EFFECTIVE JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 (20121227\C04) (CT-10a)

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 AND DR. NEAL FORBES TO PROVIDE REGULAR AND ROUTINE DENTAL SERVICES, EXAMINATIONS AND TREATMENT TO INMATES IN THE LAKE COUNTY JAIL, EFFECTIVE JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 (20121227\C05) (CT-10a)

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 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 TIMBERLAKE FOR CENTRAL DISPATCH AND COMMUNICATION SERVICES (20121227\C06) (501-c)

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 PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$820,045.46 (20121227\BC01) (C-4)

Commissioner Troy: This is why we primarily have a meeting between Christmas and New Year's to pay bills and approve purchase orders before the end of the 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

15. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$195,291.01 (20121227\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

16. RESOLUTION INCREASING AND DECREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20121227\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

17. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20121227\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

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18. RESOLUTION APPROVING THE 2013 TEMPORARY APPROPRIATION MEASURE FOR FUNDS OUTSIDE THE GENERAL FUND (20121227\BC05.TOGF) (C-111)

Commissioner Troy: These are the non-general fund appropriations. The Commissioners have to give spending authority allowing the county to continue to operate until we pass a final budget. This will allow temporary spending authority up until April 1, 2013. We are extremely confident that we will pass a final budget in both the general fund and outside the general fund long before the April 1st date. This includes all of the various public assistance funds under Job and Family Services, and the Board of Developmental Disabilities, ADAMHS Board, Utilities Department, Senior Citizens Levy, Crime Lab, etc... By law the spending of these funds must be authorized by the Board of Commissioners.

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: None

STORMWATER: None - No one present

JOB AND FAMILY SERVICES: None

COUNTY ADMINISTRATOR: None

FINANCE: None

CLERK: None - Katarina Rodgers was present on behalf of the clerk.

LEGAL: None

OLD BUSINESS: There was no old business.

NEW BUSINESS: Commissioner Troy read a resolution honoring Lake County Commissioner Raymond E. Sines upon his retirement.

- Commissioner Troy and Commissioner Aufuldish wished Commissioner Sines well.

Commissioner Sines: It has been an honor to serve Lake County over these 10 years. It has gone quickly. We are fortunate that we have some great elected officials and employees in Lake County that make it all work. I thank you for all of your support, you have made this job easy for me. And, employees of the past such as Ken Gauntner, County Administrator with over 30 years with the county. I think that we have done the right things as Commissioners over the ten years to move the county forward and to meet the challenges that we have had to face. The bottom line in government today is in the end come out with answers, solutions and ideas that continue to move the county forward and that is what we have done. I think this county will continue to move forward where other counties won't. We are in good shape. It has been a pleasure having worked with both Commissioner Aufuldish and Commissioner Troy. Commissioner Troy, you have been like a brother. "Sometimes you argue, sometimes you agree, but you always love each other. 30 years is a long time to work with someone in an political arena." I know that you have Dan, the county is fortunate, his knowledge is bar none more than any political figure I have known in this state. Dan has more knowledge of state and county government than anyone I know. I thank my family who have always been supportive. If you could write a script and say how you would want your life to be, I wrote that script. And, it is everything that I ever wanted. Abraham Lincoln said, "the future is the next day." And, that is what I look forward to. Thank you to all of you.

Commissioner Aufuldish: I would like to say to Ray that I have certainly appreciated all of his dedication and differences of opinion that he has expressed to us. And, like he said, we all came together as a team and did not let politics interfere with the way that we ran this county. And, I thank him very much.

Commissioner Troy: I appreciate your kind comments. You and I have served for eight years together in the Ohio House of Representatives in a different arena. We were on the same page more often than not. I think that the great joy that I have had serving with Ray over the last 10 years is that it has not been about Republicans or Democrats at this table. It has been about what is right for the county. I know that I am really going to miss your presence here. And, I certainly wish you the best. God bless you, my friend.

PUBLIC COMMENT: Geri Hausch, Chair person of the Lake County Planning & Community Development Commission, read a note on behalf of the commission thanking Commissioner Sines for all of his support and service to the county and congratulated him on his retirement, wishing him well.

John Muzik, Painesville Township: Personally, I would like to thank Commissioner Sines for what he has done for this county and state. And, I wish you and your family the best.

- Mr. Muzik inquired if one of the resolutions was a replacement.

EXECUTIVE SESSION: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 10:39 am to discuss legal 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 10:39 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 11:35 am, with the vote as follows:

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

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ADJOURN: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board adjourned the meeting at 11:36 am, with the vote as follows:

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

Minutes approved this 10th day of January, 2013.

BOARD OF LAKE COUNTY COMMISSIONERS

RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

KATARINA RODGERS, ASSISTANT CLERK