

April 5, 2012

## LAKE COUNTY COMMISSIONERS' MEETING MINUTES

RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK

LEGAL COUNSEL

JOEL DIMARE, BUDGET DIRECTOR

NEWS MEDIA

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(Tape 2012-0405)

CALL TO ORDER: Commissioner Sines called the meeting to order at 10:04 am, Thursday, April 5, 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 March 29, 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 CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20120405\U01) (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

2. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT APRIL 9, 2012, IN THE AMOUNT OF \$77,830.56 (20120405\JFS01) (JFS-14)

**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 HIRING JAMES T. GEORGE AS A PART-TIME CERTIFIED INSPECTOR IN THE LAKE COUNTY BUILDING DEPARTMENT, EFFECTIVE APRIL 9, 2012 (20120405\C01) (P-6)

Commissioner Aufuldish: When we had our budget hearing with the Building Department it was stated that they felt the possibility of increased activity in the department this year called for the need to hire a part-time person. And, this year's first three months revenue is way off the charts. The Building Department stands on its own merit and essentially there are no dollars coming out of the general fund account.

Commissioner Troy: We had downsized the Building Department when there was just not enough work. Work has picked up and there is a need for an additional person. There are a couple of major projects in the works such as the Madison Wastewater Treatment Plant and Madison School. This position will certainly be covered by the increased revenue.

**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 ACCEPTING A STATE HOMELAND SECURITY PROGRAM GRANT IN THE AMOUNT OF \$110,510.00, EFFECTIVE THROUGH APRIL 30, 2014 (20120405\C02) (695)

**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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5. RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$6,455,000 OF BONDS OF THE MORLEY LIBRARY (LAKE COUNTY DISTRICT LIBRARY) TO ADVANCE REFUND ITS OUTSTANDING BONDS AND AUTHORIZING RELATED MATTERS (20120405\C03) (C-52)

Peggy Norman, Morley Library: We think that we can save the taxpayers about \$900,000 over the lifetime of this issuance with the interest rates at this time. This issuance will extend out to 2020-2021 and we are looking at other scenarios that would take one year off of that.

Commissioner Troy: This will refinance the existing bonds to get a better interest rate. This was approved by the voters about ten years ago for the reconstruction of the library.

**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 APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,560,701.37 (20120405\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

7. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$637,162.27 (20120405\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

8. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20120405\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

9. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20120405\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

10. RESOLUTION RECOGNIZING APRIL AS NATIONAL COUNTY GOVERNMENT MONTH AND CELEBRATING ITS 2012 THEME "HEALTHY COUNTIES, HEALTHY FAMILIES" (20120405\F01) (C-126)

Commissioner Troy: April is traditionally County Government Month and “Healthy Counties, Healthy Families” is the theme by this years National Association of Counties President, Lenny Eliason, County Commissioner of Athens County, Ohio. Obviously this is a big issue in trying to get our citizens more healthy, and county government throughout the nation is committed to this theme and is encouraging people to live a more healthy lifestyle.

**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

JOB AND FAMILY SERVICES: Matt Battiato, Director: A reminder that Wednesday, April 11, 2012 is “wear blue to work day” in recognition of April being national child abuse and prevention month.

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ADMINISTRATIVE SERVICES: None

FINANCE: None

CLERK: None

LEGAL: John O'Donnell, Legal Counsel: The resolution regarding the landbank will be ready to be put on the agenda for the next Commissioners' Meeting.

Commissioner Troy: The first step for a landbank is for the Commissioners' authorization by resolution, then the County Treasurer has to formally incorporate the landbank, and then a board will be set up. Attorney General DeWine has gotten \$75 million as a settlement from mortgage companies due to fraudulent lending practices causing the foreclosure crisis. DeWine has indicated those counties with landbanks in place probably have an advantage in securing some of this money to acquire abandoned property and for the demolition of structures. Thank you Mr. O'Donnell.

OLD BUSINESS: Commissioner Sines: We passed an increase in the sales tax recently and it was our understanding that the State of Ohio would inform the vendors in the county that the sales tax had increased from 6.50% to 6.75%. We have found out that they do not do that anymore and some of the business community in Lake County are not aware of this increase that became effective on April 1, 2012. Therefore, we need to get this message out!

Commissioner Troy: CCAO too was not aware that The Ohio Department of Taxation changed its policy a few years ago and does not notify the vendors anymore. The state has a list of the vendors, the county does not! Sales taxes are collected by The State of Ohio and they take an approximate 1% in collection fees. The state tax department's position is that they have a website that vendors can access and that it's their responsibility to know if there have been any changes in taxation. We are not happy about this and I believe that we are going to have more discussion with the Ohio Department of Taxation. It is certainly not our intention to put our merchants in a position where they may get dinged for late payments or penalties.

NEW BUSINESS: There was no new business.

PUBLIC COMMENT: John Muzik, Painesville Township asked for clarification of resolution 4.

Commissioner Troy: Our Homeland Security Advisory Committee held a meeting on February 29, 2012 and developed and approved a spending plan for this state homeland security grant in the amount of \$110,000.

- The spending plan list was made available for review.
- Commissioner Troy, Commissioner Sines and Mr. Muzik briefly discussed the State of Ohio 1% fee for the collection of sales tax.

Commissioner Troy: I will provide the media with this memo from Brad Cole of CCAO regarding his discussion with the State of Ohio Department of Taxation on the county sales tax issue.

EXECUTIVE SESSION: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 10:25 am to discuss collective bargaining matters, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:25 am.

The Lake County Board of Commissioners reconvened Executive Session at 10:38 am.

On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board terminated the Executive Session at 11:16 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 11:17 am, with the vote as follows:

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

April 5, 2012

Minutes approved this 12<sup>th</sup> day of April, 2012.

**BOARD OF LAKE COUNTY COMMISSIONERS**

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RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

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ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK