

May 24, 2012

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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

(Tape 2012-0524)

CALL TO ORDER: Commissioner Sines called the meeting to order at 10:05 am, Thursday, May 24, 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 10, 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.

Commissioner Sines: We have a special resolution today to recognize the Gilsons.
Maureen Orndorff, Soil & Water Conservation District: The Commissioners are honoring Mark and Chris Gilson today because they have put an agricultural conservation easement on their nursery in North Perry Village. It is the first nursery land agricultural easement with the Federal Farm and Ranch Land Protection Program, which the Commissioners have supported. The Gilsons have been very active in conservation, protecting and preserving the nursery industry. I am very pleased to have been working with them on this project over the last year and a half.

- Commissioner Sines read the special resolution on behalf of the Commissioners recognizing the Gilson Family. Commissioner Sines said it's great to see a family business that has been in business for over 60 years and that they are having such a great year. This is the first nursery easement in the United States, which is unique in itself. Congratulations!

- Mr. Gilson thanked the Commissioners for their recognition and support in terms of the nursery industry, Maureen and the Soil & Water Conservation staff who has worked tirelessly on this effort, and the people of North Perry.

Commissioner Aufuldish: We thank you for your leadership that you have had in the nursery industry.

Commissioner Troy: We certainly appreciate the efforts of your nursery and all of the nurseries in Lake County. We are proud that Lake County has the number one producing farmland generating more dollars and income per acre than any other agricultural area in the State of Ohio. Agricultural is an important part of Lake County's history and its future. Thank you and we are honored to recognize your achievement today.

25. RESOLUTION COMMENDING the GILSON GARDENS FAMILY FOR THEIR PARTNERSHIP WITH NORTH PERRY VILLAGE AND THE LAKE COUNTY SOIL & WATER CONSERVATION DISTRICT TO PRESERVE VITAL AGRICULTURAL LAND IN LAKE COUNTY, OHIO (20120524\F01) (C-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

RESOLUTIONS:

1. RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR THE HOOSE ROAD RESURFACING PROJECT IN CONCORD TOWNSHIP, OHIO (BID OPENING: June 13, 2012) (20120524\E01) (E-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

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“NAYS”: None

2. RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$215,683.88 TO WINTERS & LEWIS EXCAVATING, INC. FOR THE NEWELL STREET CULVERT REPLACEMENT PROJECT (OPWC NO. CGW03) IN THE CITY OF PAINESVILLE AND PAINESVILLE TOWNSHIP, OHIO (20120524\C02) (UT-46a)

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 AUTHORIZING ADVERTISING FOR BIDS FOR CHEMICALS FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: June 13, 2012) (20120524\U01) (UT-8)

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 ADVERTISING FOR BIDS FOR ORGANIC POLYELECTROLYTES (POLYMER) FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: June 13, 2012) (20120524\U02) (UT-8)

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 APPROVING CHANGE ORDER NO. 1 WITH KARVO PAVING CO. FOR HARDY ROAD WATERLINE IMPROVEMENT PROJECT NO. 323W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES, INCREASING THE TOTAL CONTRACT AMOUNT BY \$1,800 (20120524\U03) (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 REJECTING ALL BIDS RECEIVED ON MARCH 28, 2012 FOR MADISON WASTEWATER TREATMENT PLANT UPGRADE AND EXPANSION PROJECT NO. 289-S FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20120524\U04) (UT-8)

Commissioner Troy: As the Sanitary Engineer and Executive Director had explained at our last meeting these bids all came in 10% over the project estimate and by law, we cannot accept them. So, we are going to reject these bids and try again. **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 INCREASING APPROPRIATIONS FOR HUBBARD ROAD PHASE II CONTRACT PROJECTS (20120524\U05) (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

8. RESOLUTION TRANSFERRING AND INCREASING APPROPRIATIONS FOR LAKE RD. WATERLINE PHASE 2 319W AND TRANSFERRING CASH FROM LCDU WATER DISTRICT (20120524\U06) (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

9. RESOLUTION TRANSFERRING AND INCREASING APPROPRIATIONS FOR BELLFLOWER AREA OUTLET SEWER REPLACEMENT 329S AND TRANSFERRING

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CASH FROM LCDU SEWER DISTRICT (20120524\U07) (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

10. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20120524\U08) (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

11. RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS NOT TO EXCEED \$4,162,171.93 TO PAY THE PROPERTY OWNERS’ PORTION OF THE COST OF CONSTRUCTING KIRTLAND SANITARY SEWER PROJECT 284S (20120524\U09) (UT-12)

Commissioner Aufuldish and Al Saari, Sanitary Engineer briefly discussed that this will be issued for 30 years at the request of Kirtland City.

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 PROVIDING FOR THE ISSUANCE AND SALE OF BONDS NOT TO EXCEED \$1,998,335.98 TO PAY THE COUNTY PORTION OF THE COST OF CONSTRUCTING KIRTLAND SANITARY SEWER PROJECT 284S (20120524\U10) (UT-12)

Commissioner Troy: We are buying a portion of this project for future excess capacity and the remaining amount of the project is being paid by assessments against the property owners who will benefit from the service.

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 APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT MAY 29, 2012, IN THE AMOUNT OF \$488,734.84 (20120524\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

14. RESOLUTION AUTHORIZING THE BOARD OF LAKE COUNTY COMMISSIONERS PURSUANT TO 307.10 OF THE OHIO REVISED CODE, TO ENTER INTO AN AGREEMENT WITH DUTTON REAL ESTATE SERVICES FOR THE AUCTION OF TWO PARCELS OF REAL PROPERTY AND BUILDINGS LOCATED AT 153 EAST ERIE STREET, CITY OF PAINESVILLE, OHIO, AND 1250 MENTOR AVENUE, PAINESVILLE TOWNSHIP, OHIO, THAT ARE UNUSED AND NO LONGER NECESSARY FOR COUNTY PURPOSES, SAID AUCTION TO INCLUDE ADVERTISING AND MINIMUM BIDS (20120524\C01) (210)

Commissioner Sines: We are going to try a different route to sell these two properties and get a real estate service to promote the sale. The last process did not provide us with any real interest in these properties.

Bill Margalis, Administrative Director: We have selected a real estate auction service to promote this sale. The sale is tentatively scheduled for Thursday, July 12, 2012 at 1 pm for both parcels. Hopefully, we will get closer to the number that we are looking for!

Commissioner Troy: These are two prime pieces of real estate with one located at the intersection of Fairgrounds Road and Rt. 20 and the other is the “old” Dworken & Bernstein Building on E. Erie Street. I would encourage everyone to tell all of your friends and neighbors about this great opportunity.

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

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

15. RESOLUTION HIRING LINDA SWEENEY AS A PART-TIME SECRETARY III FOR THE LAKE COUNTY BUILDING DEPARTMENT, EFFECTIVE MAY 29, 2012 (20120524\C03) (P-6)

Commissioner Aufuldish: As we have stated before, the Building Department covers its own operation, therefore there will be no general funds used for this hiring.

Commissioner Sines: It is a good thing that the Building Department is busier and looking at more applications for permits.

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 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 CONCORD TOWNSHIP BOARD OF TRUSTEES FOR CENTRAL DISPATCH AND COMMUNICATION SERVICES FOR ITS FIRE DEPARTMENT (20120524\C04) (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

17. 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 PERRY JOINT FIRE DISTRICT FOR CENTRAL DISPATCH AND COMMUNICATION SERVICES (20120524\C05) (501-c)

Commissioner Aufuldish: The Joint Fire District consists of Perry Township, Perry Village and the North Perry Village. **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 REAPPOINTING DAVID H. SAIFMAN AS A MEMBER OF THE BOARD OF TRUSTEES OF THE LAKE COUNTY LIBRARY DISTRICT FOR A TERM EFFECTIVE JUNE 4, 2012 AND EXPIRING JUNE 3, 2019 (20120524\C06) (B-52)

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

19. RESOLUTION RE-APPOINTING EDWARD J. PODOJIL AND MATTHEW C. ARMAND TO THE LAKETRAN BOARD OF TRUSTEES FOR THREE YEAR TERMS EXPIRING MAY 15, 2015 (20120524\C07) (B-37)

Commissioner Aufuldish: Ed and Matt have again expressed willingness to serve on the Laketrans Board. They have done a very nice job for us!

Commissioner Troy: It is a nine member board, and every 15th of May, three of the nine terms expire. We are reappointing two of the members, and that will leave one seat open. Jason Boyd, who has been a member of the Laketrans Board of Trustees, has indicated that due to other commitments, he does not desire to be reappointed. We will deal with this seat in the near future.

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 AWARDING A BID CONTRACT IN THE AMOUNT OF \$545,700.00 TO CHI MARITIME SYSTEMS, INC. FOR A VESSEL TRACKING SYSTEM FOR THE LAKE COUNTY EMERGENCY MANAGEMENT AGENCY (20120524\C08) (504a)

Larry Greene, EMA Manager: This is the second component of a \$4 million Department of Homeland Security Grant written under the Border Interoperability Demonstration Project for the country. We are one of seven nationwide to enhance international border security. This will allow for the tracking of small craft vessels below what is available now and will also extend radio

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communications from the State of Michigan to the State of Pennsylvania.

- Commissioner Aufuldish and Larry Greene briefly discussed that this is the only company that bid on the project. **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

21. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,645,505.42 (20120524\BC01) (C-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

22. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$580,466.71 (20120524\BC02) (C-17)

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

23. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON GENERAL FUND ACCOUNTS (20120524\BC03) (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

24. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20120524\BC04) (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

- Liberty Schindel from Congressman LaTourette’s staff was present and introduced a student from Lake Catholic who is working on her senior project.

UTILITIES: None

STORMWATER: None

JOB AND FAMILY SERVICES: None - Mary Spencer was present on behalf of Matt Battiato.

ADMINISTRATIVE SERVICES: None

FINANCE: None

CLERK: None

LEGAL: None

OLD BUSINESS: There was no old business.

NEW BUSINESS: There was no new business.

Amy Elszasz, Clerk read the following announcement for the record:

Pursuant to the requirements of the grant, notice is hereby issued that the Lake County Sheriff's Office intends to apply for an Edward Byrne Memorial Justice Assistance Grant (FY 2012 Local Solicitation) in the amount of \$32,576 to purchase a 2013 Chevy Impala police vehicle. This vehicle will be fully marked and equipped for emergency service and will replace an older vehicle that is currently in use.

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PUBLIC COMMENT: None

EXECUTIVE SESSION: On a motion of Commissioner Aufuldish, seconded by Commissioner Troy, the Board convened an Executive Session at 10:28 am to discuss personnel and 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 10:28 am.
The Lake County Board of Commissioners reconvened Executive Session at 10:30 am.

On a motion of Commissioner Aufuldish, seconded by Commissioner Troy, the Board terminated the Executive Session at 12:25 pm, 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 12:25 pm, with the vote as follows:

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

Minutes approved this 31st day of May, 2012.

BOARD OF LAKE COUNTY COMMISSIONERS

RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK