

June 5, 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 2012-0605)

CALL TO ORDER: Commissioner Sines called the meeting to order at 2:01 pm, Tuesday, June 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 May 31, 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.

Dan Philipps, 12898 Painesville Warren Road a resident of Leroy Township addressed the Commissioners regarding the five points intersection and additional funding that has been approved for design changes to the intersection. The business owners and home owners that live at the intersection met with the Engineer's Office at the beginning of the year prompting these design changes because it would have had a significant impact on the egress and ingress. Mr. Philipps was told that six or seven years ago, Leroy Township requested this road improvement to address a non-standard intersection on behalf of the community due to complaints. Mr. Philipps has not been able to find documentation that the community requested this project or of any formal complaints made in writing. Mr. Philipps said it was stated at a meeting in 2009 that this was not a safety issue, which he documented. Mr. Philipps was told after two years that this intersection did not have adequate stacking distance coming from westbound on Rt. 86 toward Vrooman Road north. Mr. Philipps did research and did not find that this intersection met the standard of not having adequate stacking distance. OPWC funding has been approved, stating it is a shovel ready project, but there are still 14 homeowners roadway property that needs to be taken. There is another intersection down the road that has a higher accident rate. At Mr. Philipps request some design improvements have been made such as pedestrian walkways, improvement of the speed limit signs, and a commitment for improved lighting. A design approach curve of federal highways has not been addressed as of yet. Mr. Philipps could go on, and indicated that he just wanted the Commissioners to be aware of these issues. As a comment, Mr. Philipps was not pleased with the transparency. There are no minutes from the business owners and residents meeting in regards to these design changes. Mr. Philipps drafted minutes and was told his minutes were no good because he wasn't asked to take minutes and no other minutes were taken in regards to these design changes.

Commissioner Sines: Obviously, this proposal has the support of the trustees. But, like many projects that the Engineer does, it is poorly planned. The financing is not in place. I think it will be way over the estimated cost, again like many of his projects. Communication through the Engineer's Office has not been good on other project throughout this county. I think it is imperative that the Engineer start communicating better with everyone involved. Chuck Klco can speak for the Trustees. Jim Gills is the Engineer, this is his project, he controls the budget of the road and bridge funds, it is his responsibility. We are a steward, we try to convince the Engineer of projects that are worthwhile or not worthwhile. The discretion is his. I suggest to keep the communication going with the trustees, they are the voices of Leroy.

Mr. Philipps: I also talked with Sheriff Dunlap and their department does not really have a concern with this intersection. Commissioner Troy: Very honestly, when I drive through this intersection I am extremely uncomfortable and personally believe something needs to be done. Maybe studies show that it is relatively safe because people have to proceed with extreme caution. The responsibility falls under the County Engineer's Office in terms of questions regarding the proposed design being the most optimal or most satisfactory to citizens in the area. By statute, the Commissioners are involved only to approve final contracts. The tendency is not for non-engineering folks to second guess the decisions of the County Engineer. I am sure there will continue to be discussion on this issue and hope that the Engineer does what is best for the citizens of the county.

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Commissioner Aufuldish: I would like to add that we are not engineers. The good news is that you as a resident and as an engineer have attended meetings and have perhaps helped bring some issues to the County Engineer's attention. And, we thank you for that.

Chuck Klco, Leroy Township Trustee: We have supported this from the beginning and now have the support of the four business owners. This is a congested intersection and in my mind it is dangerous. Hopefully the Engineer will come up with a plan that is going to workout for everyone.

John Muzik, Painesville Township commented that in his view this is a dangerous intersection and that something needs to be done. And, hopefully there can be an agreement amongst everyone.

RESOLUTIONS:

1. RESOLUTION TRANSFERRING CASH FROM LCDU SEWER DISTRICT TRANSFER OUT TO 218-S O.W.D.A. BOND RETIREMENT FUND (20120605\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 ACCEPTING THE RESIGNATION OF BERT A. GUINN FROM HIS POSITION OF INSPECTOR-PART TIME IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE JUNE 8, 2012 (20120605\U02) (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

3. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20120605\U03) (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

4. RESOLUTION APPOINTING HEATHER J. EUBANK TO THE POSITION OF SUPPORT OFFICER 1 IN THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, EFFECTIVE JUNE 18, 2012 (20120605\JFS01) (JFS-4)

Commissioner Troy: This will fill 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

5. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT JUNE 11, 2012, IN THE AMOUNT OF \$59,348.60 (20120605\JFS02) (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

6. 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 LAKE METROPARKS FOR CENTRAL DISPATCH AND COMMUNICATION SERVICES (20120605\C01) (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

7. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE

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LAKE COUNTY BOARD OF COMMISSIONERS AND THE COMMUNICATIONS
WORKERS OF AMERICA, LOCAL 4340, EXPIRING MARCH 31, 2015 (20120605\C02)
(301A)

Commissioner Aufuldish: This is a three year contract. There will be no raises this year. We have agreed to a 2 ½% in 2013 and 2014. The longevity payments are being suspended.

Bill Margalis, Administrative Director: There is a floating holiday change and an alternative sick leave buyout plan has been agreed upon that will take effect when it is passed for the rest of the county. There are some step changes and grievance changes.

Commissioner Troy: This is a three year contract with certain employees within the county such as the Buildings & Grounds, Building Department, Telecommunications, Mailroom and Dog Shelter. There are no raises this year as indicated, but there will be a 2 ½% raise for 2013 and 2014. We appreciate the fact that this did receive overwhelming support by the bargaining unit. There was a floating holiday and this group has agreed to the day after Thanksgiving as that floating holiday and the county will not be open that day.

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 APPROVING PAYMENT OF BILLS AS LISTED ON THE
COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$408,009.23
(20120605\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

9. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE
COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF
\$125,354.41 (20120605\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

10. RESOLUTION INCREASING APPROPRIATIONS FOR A NON GENERAL FUND
ACCOUNT (20120605\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

11. RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN VARIOUS GENERAL
AND NON GENERAL FUND ACCOUNTS (20120605\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

12. RESOLUTION CONGRATULATING DEVIN JACOB BEEMILLER AND DANIEL JUSTIN
BEEMILLER ON ATTAINING THE PRESTIGIOUS RANK OF EAGLE SCOUT AWARDED
BY THE NATIONAL BOY SCOUTS OF AMERICA (20120605\F01-F02) (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

UTILITIES: Commissioner Troy: There is a household hazardous waste collection this Saturday from 9 am - 3 pm.

STORMWATER: None

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

ADMINISTRATIVE SERVICES: None

FINANCE: None

CLERK: Amy Elszasz, Clerk: The Lake County Tax Budget Public Hearing is scheduled for June 14th, prior to the Commissioners' Meeting at 10 am.

LEGAL: None

OLD BUSINESS: There was no old business.

NEW BUSINESS: There was no new business.

PUBLIC COMMENT: None

EXECUTIVE SESSION: On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 2:26 pm to discuss a pending litigation matter, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 2:26 pm.

The Lake County Board of Commissioners reconvened Executive Session at 2:40 pm.

On a motion of Commissioner Troy, seconded by Commissioner Aufuldish, the Board terminated the Executive Session at 3:02 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 3:03 pm, with the vote as follows:

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

Minutes approved this 14th day of June, 2012.

BOARD OF LAKE COUNTY COMMISSIONERS

RAYMOND E. SINES, PRESIDENT

DANIEL P. TROY, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK