

February 11, 2010

**LAKE COUNTY COMMISSIONERS' MEETING MINUTES**

DANIEL P. TROY, PRESIDENT

RAYMOND E. SINES, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

LEGAL COUNSEL

MIKE MATAS, BUDGET  
DIRECTOR

AMY ELSZASZ, CLERK

NEWS MEDIA

\*\*\*\*\*  
\*\*\*\*\*

(Tape 2010-0211)

CALL TO ORDER: Commissioner Troy called the meeting to order at 10:08 am, Thursday, February 11, 2010.

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

APPROVAL OF MINUTES: None

OPEN TO THE PUBLIC: Commissioner Troy asked if anyone in the audience wished to address the Board. No one present addressed the Board.

RESOLUTIONS:

1. RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$2,313,764.93 TO MR. EXCAVATOR, INC. FOR KIRTLAND SANITARY SEWER IMPROVEMENT PROJECT NO. 284-S, CONTRACT 1 FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20100211\U01) (UT-4)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

2. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20100211\U02) (UT-7)

**On a motion** of Commissioner Sines, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

3. RESOLUTION INCREASING APPROPRIATIONS FOR LCDU SEWER DISTRICT REFUNDS & REIMBURSEMENTS AND SOLID WASTE OTHER EXPENSES (20100211\U03) (UT-2)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

4. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT FEBRUARY 22, 2010, IN THE AMOUNT OF \$1,135,110.60 (20100211\JFS01) (JFS-14)

**On a motion** of Commissioner Sines, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

5. RESOLUTION APPOINTING CERTAIN INDIVIDUALS TO THE WORKFORCE INVESTMENT BOARD FOR TERMS COMMENCING FEBRUARY 15, 2010 AND ENDING FEBRUARY 14, 2013 (20100211\JFS02) (B-77)

- Brief discussion took place between Commissioner Aufuldish and Matt Battiato, Job and Family Services Director that nine members are being reappointed and two are new appointments.

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

February 11, 2010

6. RESOLUTION APPOINTING CERTAIN INDIVIDUALS TO THE YOUTH COUNCIL OF THE WORKFORCE INVESTMENT BOARD FOR TERMS COMMENCING FEBRUARY 15, 2010 AND ENDING FEBRUARY 14, 2013 (20100211\JFS03) (B-24)

Commissioner Troy: Resolution 5 & 6 deal with county compliance with the Department of Labor Workforce Investment Act. These boards do a great job in getting people prepared for work and we appreciate everything they do.

**On a motion** of Commissioner Sines, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

7. RESOLUTION PLACING ON THE BALLOT AT THE MAY 4, 2010 PRIMARY ELECTION, A REPLACEMENT TAX LEVY OF 3.4 MILLS FOR A CONTINUING PERIOD OF TIME ON REAL ESTATE WITHIN LAKE COUNTY FOR NECESSARY REQUIREMENTS OF THE LAKE COUNTY BOARD OF DEVELOPMENTAL DISABILITIES (Formerly MR/DD Board) PURSUANT TO SECTIONS 5705.192 AND 5705.222 OF THE OHIO REVISED CODE (20100211\C01) (C-5)

Commissioner Troy: This is the second resolution to accompany the one that was passed last week asking the Auditor to certify the millage. This resolution formally places this issue on the May 4, 2010 primary election ballot, which is a regularly scheduled election. This is being placed on the ballot by this Board at the request of the governing body of our developmentally disabled programs. This is a 3.4 mill levy that was last acted upon in 1993, and which they are asking to be replaced at current property values.

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

8. RESOLUTION AUTHORIZING EXECUTION OF A RECONFIGURATION IMPLEMENTATION PHASE AGREEMENT WITH MOTOROLA, INC. ASSOCIATED WITH 800 MHZ RECONFIGURATION (20100211\C02) (404g-1)

**On a motion** of Commissioner Sines, 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 ERIC R. SCHNUR TO THE LAKE COUNTY PORT AUTHORITY BOARD OF DIRECTORS TO COMPLETE AN UNEXPIRED TERM, EFFECTIVE THROUGH DECEMBER 31, 2011 (20100211\C03) (B-192)

Commissioner Sines: Eric is the president of Lubrizol Advanced Technologies and he will bring a lot of international flavor to the Port Authority. He is a young, up and coming star, and I think he will be an excellent appointment. Also, it was our goal to get one of the major employers in Lake County to participate on this board.

Commissioner Aufuldish: And, we agree with Commissioner Sines. Eric took time out of his very busy schedule to come and speak with us, and we were certainly impressed with his skills and background.

Commissioner Troy: Mr. Schnur is a resident of Kirtland Hills, and this is for the unexpired term that was last held by Jim Brown. This term will run through the end of 2011.

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy "NAYS": None

10. RESOLUTION ACCEPTING AND APPROVING THE RECOMMENDATION OF PLANNING COMMISSION MEMBER DANIEL P. TROY TO DESIGNATE BILL MARTIN AS HIS ALTERNATE, EFFECTIVE FEBRUARY 11, 2010 (20100211\C04) (B-34)

Commissioner Troy: Since this resolution was prepared, Mr. Martin has been appointed by the Governor as a member of the Ohio Housing Finance Agency.

**On a motion** of Commissioner Sines, 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'S - CENTRAL COMMUNICATIONS DIVISION AND THE VILLAGE OF

February 11, 2010

FAIRPORT HARBOR FOR CENTRAL DISPATCH AND COMMUNICATION SERVICES  
FOR FAIRPORT HARBOR VILLAGE AND ITS POLICE AND FIRE DEPARTMENT  
(20100211\C05) (501c)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

12. RESOLUTION AUTHORIZING PROGRESS PAYMENT NO. 2, CHANGE ORDER NO. 1 - FINAL IN THE AMOUNT OF \$94,346.81 AND ACCEPTING A ONE-YEAR MAINTENANCE BOND IN THE AMOUNT OF \$34,535.45 FOR THE KELLOGG CREEK STREAM RESTORATION PROJECT - 2008 (20100211\C06) (UT-46)

**On a motion** of Commissioner Sines, 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 THE EXECUTIVE DIRECTOR OF THE LAKE COUNTY STORMWATER MANAGEMENT DEPARTMENT TO PREPARE, SIGN AND SUBMIT THE NOTICE OF INTENT (NOI) TO MAKE APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (20100211\C07) (UT-46)

Tim Miller, Stormwater Director: This is an application that we submitted to Congressman LaTourette for funding on the Lamplight Lane Retention Basin Project in Willoughby Hills, and he was able to get the funding passed through the House. In order to receive the funding, we had to apply through FEMA's Pre-disaster Mitigation Program. The first step in that application process is to submit a notice of intent to determine if the project is eligible. The funding is up to \$725,000, which is the total estimated project amount, and the grant is a 75/25 match. Our 25% match can be in kind.

- Commissioner Sines and Mr. Miller briefly discussed that there have been no contributions from Willoughby Hills at this time.

Commissioner Troy: But, if a contribution had been required from the Stormwater Management Department, Willoughby Hills is a Level 2 participant in the program.

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, 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 \$972,592.57 (20100211\BC01) (C-4)

**On a motion** of Commissioner Sines, 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 \$315,469.92 (20100211\BC02) (C-17)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Sines and Troy  
"NAYS": None

16. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20100211\BC03) (C-111)

**On a motion** of Commissioner Sines, 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 (20100211\BC04) (C-111)

**On a motion** of Commissioner Aufuldish, seconded by Commissioner Sines, the foregoing

February 11, 2010

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

UTILITIES: None

STORMWATER: None

JOB AND FAMILY SERVICES: None

ADMINISTRATIVE SERVICES: None

FINANCE: Commissioner Troy: I believe we are down to two more budget hearings.

CLERK: None - Katarina Rodgers, Assistant Clerk was present on behalf of the Clerk.

LEGAL: None

OLD BUSINESS: There was no old business.

NEW BUSINESS: There was no new business.

PUBLIC COMMENT: None

Commissioner Troy: There will not be a Commissioners' Meeting next week. We met twice this week and acted on 34 resolutions. We will meet again on Tuesday, February 23, 2010 at 2 pm and Thursday, February 25, 2010 at 10 am.

EXECUTIVE SESSION: On a motion of Commissioner Sines, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 10:21 am to discuss a security matter, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:21 am.

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

On a motion of Commissioner Sines, seconded by Commissioner Aufuldish, the Board terminated the Executive Session at 11:02 am, with the vote as follows:

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

ADJOURN: On a motion of Commissioner Sines, seconded by Commissioner Aufuldish, the Board adjourned the meeting at 11:02 am, with the vote as follows:

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

Minutes approved this 23<sup>rd</sup> day of February, 2010.

**BOARD OF LAKE COUNTY COMMISSIONERS**

---

DANIEL P. TROY, PRESIDENT

RAYMOND E. SINES,  
COMMISSIONER

---

ROBERT E. AUFULDISH, COMMISSIONER

KATARINA RODGERS,  
ASSISTANT CLERK