

September 23, 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 2010-0923)

CALL TO ORDER: Commissioner Troy called the meeting to order at 10:05 am, Thursday, September 23, 2010.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Aufuldish, seconded by Commissioner Sines, the minutes of the meetings of September 2, September 9 & September 16, 2010 were approved as follows:

"AYES": Commissioners: Aufuldish, Sines and Troy

"NAYS": 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 AUTHORIZING ADVERTISING FOR BIDS FOR FITTINGS, REPAIR PARTS, SERVICE EQUIPMENT AND TOOLS FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (BID OPENING: October 13, 2010) (20100923\U01) (UT-8)

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 APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$106,050 FOR BALER BUILDING ELECTRICAL RENOVATION AND ADVERTISING FOR BIDS FOR SAME (Bid Opening: October 13, 2010) (20100923\U02) (UT-8)

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 CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20100923\U03) (UT-7)

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 SEPTEMBER 27, 2010, IN THE AMOUNT OF \$442,828.22 (20100923\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 ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE LAKE COUNTY AUDITOR (20100923\C01) (C-9)

Commissioner Troy: This is a follow up on the tax budget that was passed in July and this is to

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confirm the action of the Budget Commission. This is an entity under Ohio law, consisting of the Auditor, the Treasurer and the Prosecutor, and they officially have to sign off on the proposed property tax rates that will be levied in 2011. It reflects in most cases what has been authorized by the voters; and of interest to the county is within the 10 mill limitation under Ohio's Constitution are the 2.10 mills that goes to the county general fund, which based on current property valuations is approximately 10% less for 2010, 2011 and 2012.

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

6. RESOLUTION APPROVING THE DEDICATION PLAT FOR SOUTH DRIVE IN CONCORD TOWNSHIP (20100923\C02) (C-79)

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

7. RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$5,000.00 ON BEHALF OF LAKE COUNTY NARCOTICS AGENCY FROM THE NATIONAL ASSOCIATION OF DRUG DIVERSION INVESTIGATORS (NADDI) (20100923\C03) (CT-17)

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

8. RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AND RELEASE AGREEMENT BETWEEN THE BOARD OF LAKE COUNTY COMMISSIONERS AND DANIEL R. SCHMOLDT ENTERPRISES, INC. RELATIVE TO LAKE COUNTY COURT OF COMMON PLEAS CASE NO. 2008-CV-003886 (20100923\C04) (CT-8)

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

9. RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$3,000,000 AGGREGATE PRINCIPAL AMOUNT OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF ACQUIRING A BUILDING AND ITS SITE AND CONSTRUCTING IMPROVEMENTS THERETO, INCLUDING RENOVATING, EQUIPPING, FURNISHING AND OTHERWISE IMPROVING THE BUILDING FOR USE AS A COUNTY SERVICE GARAGE, AND INCLUDING ALL NECESSARY APPURTENANCES THERETO (20100923\C05) (C-21)

Commissioner Troy: This is a re-issuance of notes that were issued one year ago when the county purchased the old Crandall Ford property as our fleet vehicle service garage in lieu of building a new facility at about 3 times that amount. It is on the advice of the finance director based on current interest rates, and thus more prudent in terms of less expenditure of tax dollars, to issue these notes for another year.

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

10. RESOLUTION APPROVING, SOLELY FOR THE PURPOSE OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, THE ISSUANCE BY THE LAKE COUNTY PORT AUTHORITY OF NOT TO EXCEED \$4,000,000 LAKE COUNTY PORT AUTHORITY HOUSING REVENUE BONDS (MARY ROSE ESTATES APARTMENTS PROJECT) (20100923\C06) (C-192)

John Loftus, Executive Director of the Lake County Port Authority: This project involves construction of a 40-unit low income senior housing project in Willoughby Hills. The port authority will be doing the construction financing of \$4 million; the total project cost is an approximate \$7 million. When the occupancy grant is permitted in about two years, Housing and Urban Development (HUD) will provide

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the funds to pay off this debt. This is the interim measure required by the structure of this particular loan from HUD and because this is tax exempt financing it needs the signature of the highest elected official. This has been before the public and all obligations have been fulfilled with the resolution being introduced in August and a hearing that was held on September 2nd.

Commissioner Troy: With the Port Authority being involved in this project, it will actually generate some revenue, which, in turn slightly reduces the need for the county to make a contribution from the general fund for the Port Authority's operation.

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

11. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$853,757.04 (20100923\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

12. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$254,351.76 (20100923\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

13. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON GENERAL FUND ACCOUNTS (20100923\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

14. RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON GENERAL FUND ACCOUNTS (20100923\BC04) (C-111)

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

15. RESOLUTION CELEBRATING THE 100TH ANNIVERSARY OF ANDREWS OSBORNE ACADEMY IN WILLOUGHBY, OHIO (20100923\F01) (C-126)

Commissioner Troy: Andrew's School was created 100 years ago by act of the Ohio General Assembly. Their event is Saturday night and we congratulate them!

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

UTILITIES: Al Saari, Sanitary Engineer: A reminder that the phone book collection is ongoing through October 22, 2010 and there is a drop-off at Wickliffe City Hall, Mentor WalMart and Madison Giant Eagle.

STORMWATER: None

JOB AND FAMILY SERVICES: None

ADMINISTRATIVE SERVICES: Bill Margalis, Administrative Director: Jim Dustin the county's healthcare consultant will be coming in at 11 am to discuss our healthcare plan for 2011.

FINANCE: None

CLERK: None

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LEGAL: None

OLD BUSINESS: There was no old business.

NEW BUSINESS: Commissioner Troy: The CCAO Board of Trustees met last week and one of the biggest discussions taking place was on platform development for 2011 and 2012. We know that county government is very intertwined with the state in terms of its impact on our budget. CCAO will meet again in November when we know who is the Governor and the makeup of the General Assembly. Obviously, it will be a very difficult time with the structural deficit that the state is facing in terms of the next budget, and the interesting diversity amongst the contenders as to how they are going to address these issues.

PUBLIC COMMENT: None

Commissioner Troy: At 11 am the Commissioners will go back into Open Session for discussion of the healthcare insurance program for 2011.

Commissioner Troy: The next Commissioners' Meeting will be on Thursday, September 30, 2010 at 10 am.

EXECUTIVE SESSION: On a motion of Commissioner Sines, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 10:24 am to discuss pending litigation, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:24 am.

The Lake County Board of Commissioners reconvened Executive Session at 10:31am.

On a motion of Commissioner Sines, seconded by Commissioner Aufuldish, the Board terminated the Executive Session at 11:03 am, with the vote as follows:

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

OPEN: Jim Dustin, Employee Benefits International, Inc. discussed the final recommendation regarding the county's 2011 healthcare insurance plan.

ADJOURN: On a motion of Commissioner Sines, seconded by Commissioner Aufuldish, the Board adjourned the meeting at 12:22 pm, with the vote as follows:

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

Minutes approved this 30th day of September, 2010.

BOARD OF LAKE COUNTY COMMISSIONERS

DANIEL P. TROY, PRESIDENT

RAYMOND E. SINES,
COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK