

MARCH 28, 2019

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

JERRY C. CIRINO, COMMISSIONER	JASON W. BOYD, ADMINISTRATOR
JOHN R HAMERCHECK, COMMISSIONER	LEGAL COUNSEL
RON YOUNG, COMMISSIONER	MIKE MATAS, BUDGET DIRECTOR
JENNIFER BELL, CLERK	NEWS MEDIA

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(Tape 2019-0328)

CALL TO ORDER: Commissioner Cirino called the Meeting to order at 10:03 a.m. Thursday, March 28, 2019.

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

OPEN TO THE PUBLIC: Commissioner Cirino asked if anyone in the audience wished to address the Board. Mr. Roger Martin, Painesville-Warren Road in Leroy Township, stated that he is a retired police officer and currently a private investigator. He briefly discussed situations that he experienced in his work as a private investigator. Mr. Martin spoke of the budget discrepancies between the Prosecutor's and Public Defender's Offices. He pointed out several issues that he observed between the budgets of the two offices and asked that the Commissioners reconsider the budget of the Public Defender's Office. Commissioner Cirino responded that every department has the opportunity to request a budget hearing and the Public Defender's office did not request a budget hearing this year.

Mr. Brian Massie, 8196 Rainbow Drive, Concord, stated that he has not yet received a response to the email that was sent to the Commissioners regarding the "Better Flip" project. He stated that he is not pleased with the performance of the project. Mr. Massie asked the Commissioners for their opinions on the Project. Commissioner Cirino stated that he supports the Project. Commissioner Young stated that he supports the concept of the Project but would like to take a closer look at the money that has been spent. Commissioner Hamercheck responded that the project began with the involvement of the Auburn Career Center's Architecture and Project Management program. He stated that he is very supportive of all the programs that Auburn Career has to offer adding that the Architecture and Project Management program is quite exceptional and is an accredited class through Lakeland Community College. Commissioner Hamercheck explained that he has an issue with Mr. Rantala's statement of millennials not wanting to live in the Perry/Madison area of Lake County. He stated that he has always given the Project high scores regarding architecture but has questioned project management. He agrees with Commissioner Young's concern over the costs of this project however, he is remaining optimistic as to the outcome.

Commissioner Cirino added that everyone needs to take a look at the big picture like the large abundance of housing stock in the western end of Lake County as well as declining property values and the possibility of increasingly uncollectable property taxes. He feels that in the long run, this project will help with all of these issues, ultimately alleviating some of the financial tax burden on the seniors of the County.

Mr. John Muzik of 45 Coventry Drive in Painesville, expressed his concerns regarding 2 projects the LandBank has undertaken and lost money on and he believed that the Port Authority has now done same thing. He stressed that they need to be better stewards of the taxpayer's money.

Commissioner Cirino responded to Mr. Muzik stating he agrees that it is not the government's job to get involved in this type of projects but this may be the jump start necessary for the private sector to take over. He discussed several conversations he has had with the Mayors on the west side of the County and their fear of their communities becoming rental communities.

Ms. Connie Mismus from Eastlake, asked where the Better Flip project is located. Commissioner Cirino responded that it is on East 305th Street in Willowick.

Commissioner Cirino introduced Mr. Fahim Gemayel, President and Mr. Jose Casanova, Marketing & Development Director, from Lakeland Construction Group. Mr. Gemayel gave a brief background of his company, explaining that they have been in business since 1986 and that the company has been in Lake County since 1992 with 40 employees, most of which reside in Lake County. He explained that the company specializes in general construction, construction management, design/build and also metal building systems. Several projects the company has worked on include Lake Erie Bluffs in Perry, Lakeland Community College, the Lake County Courthouse Judge's chambers and courtrooms, and the Perry Community Center. Mr. Gemayel stated that they recently won a State award for their work on the Willoughby-Eastlake Public Library. He thanked the Board for the opportunity to speak about his company today.

RESOLUTIONS:

1. RESOLUTION AWARDDING A BID CONTRACT TO CHAGRIN VALLEY PAVING, INC. FOR THE GIRDLED ROAD AND MORLEY ROAD RESURFACING PROJECT AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$1,331,506.10(20190328\E01)(E-3)

On a motion by Commissioner Hamercheck, seconded by Commissioner Young. County Engineer, Mr. Jim Gills, was present and explained that this project is part of the 2019 Paving Program and will begin as soon as the asphalt plants open with a target completion date of June, 2019. He also explained that this project is possible due to the additional \$5.00 motor vehicle license tax. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

2. RESOLUTION AWARDDING A BID CONTRACT TO OSBORNE CONCRETE & STONE CO. FOR ROADWAY MATERIALS - 2019 AS REQUIRED BY THE LAKE COUNTY ENGINEER'S ROAD DEPARTMENT IN THE AMOUNT OF \$108,747.50 (LIMESTONE) AND \$119,500.00 (PLANT MIX PAVEMENTS)(20190328\E02)(E-3)

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

3. RESOLUTION AWARDING A BID CONTRACT TO KARVO COMPANIES, INC. FOR THE MIDDLE RIDGE, NARROWS AND RIVER ROADS RESURFACING PROJECT AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$1,853,636.25(20190328\E03)(E-3)

On a motion by Commissioner Young, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

4. RESOLUTION REJECTING THE BIDS RECEIVED ON FEBRUARY 20, 2019, APPROVING THE REVISED SPECIFICATIONS AND ESTIMATE OF COSTS, AND AUTHORIZING RE-ADVERTISING FOR BIDS FOR THE CARTER ROAD ARCH CULVERT REPAIR – 2019 PROJECT (Bid Opening April 17, 2019)(20190328\E04)(E-3)

On a motion by Commissioner Cirino, seconded by Commissioner Young. Mr. Gills explained that bids for this project came in higher than expected. He stated that they took another look at the project and decided to reduce the scope of the project. This resolution would permit the Engineers to re-bid this Project on April 17th. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

5. RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$659,194.54 TO MONTE CONSTRUCTION, INC. FOR GLYCO II FORCEMAIN REPLACEMENT (CONTRACT B) PROJECT 364-S(20190328\U01)(UT-4)

On a motion by Commissioner Cirino, seconded by Commissioner Young, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

6. RESOLUTION ACCEPTING A THREE YEAR MAINTENANCE BOND IN THE AMOUNT OF \$3,305.28 FOR CRILE ROAD SANITARY SEWER EXTENSION JOB NO. 18-07 IN PAINESVILLE TOWNSHIP(20190328\U02)(UT-4)

On a motion by Commissioner Young, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

7. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS AND ADMINISTRATIVE CHARGES TO THE LAKE COUNTY AUDITOR(20190328\U03)(UT-7)

On a motion by Commissioner Cirino, seconded by Commissioner Young, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

8. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT APRIL 5, 2019, IN THE AMOUNT OF \$47,113.65 (20190328\JFS01)(JFS-14)

On a motion by Commissioner Cirino, seconded by Commissioner Young, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

9. RESOLUTION REAPPOINTING PAUL R. MALCHESKY AS A MEMBER OF THE BOARD OF TRUSTEES OF THE LAKE COUNTY LIBRARY DISTRICT, FOR A SEVEN YEAR TERM COMMENCING MARCH 24, 2019 AND ENDING MARCH 23, 2026(20190328\C01)(B-52)

On a motion by Commissioner Cirino, seconded by Commissioner Young, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

10. RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN IAP GOVERNMENT SERVICES GROUP, K2M DESIGN AND THE LAKE COUNTY BOARD OF COMMISSIONERS IN AN AMOUNT NOT TO EXCEED \$99,626.64 FOR AN INTERIOR ASSESSMENT OF THE LAKE COUNTY JAIL FACILITY AND SHERIFF'S OFFICE(20190328\C02)(J-39)

On a motion by Commissioner Hamercheck, seconded by Commissioner Cirino. County Administrator, Mr. Jason Boyd, explained that the exterior façade and roof of the Sheriff's Department was assessed in 2018. This resolution will allow for a detailed assessment of the physical condition of the interior of the jail facility, provided an operational analysis, and look at inmate trends, long-term analysis, and staffing needs. He added that the contract has been reviewed and approved by the Prosecutor's Office. The contract amount was included in this year's capital budget. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

11. RESOLUTION AUTHORIZING THE PRESIDENT OF THE BOARD OF COMMISSIONERS TO EXECUTE A LEASE AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS AND DONALDSON PROPERTIES, LTD. FOR A THREE-YEAR PERIOD COMMENCING APRIL 1, 2019 AND EXPIRING MARCH 31, 2022 FOR THE LAKE COUNTY CLERK OF COURT WEST-END TITLE BUREAU(20190328\C03)(209-V)

On a motion by Commissioner Cirino, seconded by Commissioner Young. Mr. Boyd explained that Clerk of Courts, Ms. Maureen Kelly, has been negotiating this contract with Donaldson Properties and the resolution and contract have been reviewed by the Prosecutors Office. Mr. Boyd pointed out that this will not come out of the County's General Fund but will be paid out of Clerk of Courts operating revenues. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

Commissioner Cirino reported that late last evening a new County Auditor was appointed and he presented the following resolution as a consent agenda item. Assistant Prosecutor, Mr. David Hackman, explained that according to Ohio Revised Code, the Board of Commissioners are required to approve the bond of elected officials. Due to the late night appointment of Mr. Christopher Galloway, according to ORC 305.30-K this resolution allows the Board of Commissioners to assign certain duties to the County Administrator, Mr. Jason Boyd. Mr. Boyd will be permitted to approve the bond of Mr. Galloway.

11-A RESOLUTION GRANTING AUTHORITY THE COUNTY ADMINISTRATOR TO ACT ON BEHALF OF THE BOARD OF COUNTY COMMISSIONERS WITHIN CERTAIN LIMITS(20190328\C04)(C-2)

MARCH 28, 2019

On a motion by Commissioner Cirino, seconded by Commissioner Young. Commissioner Hamercheck stated that the wording in the resolution reads the "Clerk of the Board shall certify the resolution" and he explained that the Commissioners Clerk, Ms. Jennifer Bell, is absent from today's meeting. On a motion by Commissioner Hamercheck, seconded by Commissioner Cirino, to amend the resolution to replace "Clerk of the Board" with "Assistant Clerk" in the absence of Clerk, Ms. Jennifer Bell. Commissioner Cirino requested the Assistant Clerk call roll on the motion to amend the resolution. The foregoing resolution was amended with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None. Commissioner Cirino requested the Assistant Clerk call roll on the motion to adopt the amended resolution. The foregoing amended resolution adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

12. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$842,233.94 (20190328\BC01)(C-4)

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

13. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$865,732.43(20190328\BC02)(C-17)

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

14. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20190328\BC03)(C-111)

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

15. RESOLUTION TRANSFERRING AN APPROPRIATION WITHIN VARIOUS GENERAL FUND ACCOUNTS (20190328\BC04)(C-111)

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

16. RESOLUTION PROCLAIMING APRIL 2019 CHILD ABUSE PREVENTION MONTH IN LAKE COUNTY (20190328\F01)(C-126)

On a motion by Commissioner Hamercheck, seconded by Commissioner Cirino. Jobs and Family Services Director, Mr. Battiato, stated that, while child abuse prevention is important year-round, April is designated as the month to shine a special spotlight on the issue. Ms. Lori O'Brien invited everyone to wear blue to work and attend the April 10th ceremony for Child Abuse Prevention Month where the Child Advocate of the Year award will be presented. Blue Pinwheels will be placed in the green space of the Job and Family Services Department in honor of the children that Jobs and Family Services has served during the last year. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

DEPARTMENTAL REPORTS:

UTILITIES – Director of Technical Operations, Mr. Gary Fedak, gave an update on the professional development activities of the Department and reported that the Class IV treatment licensing is the highest in the industry. It is comparable to a Master's Degree and the applicant must submit a thesis. By size, Lake County is required to have one employee with a Class IV license. Mr. Fedak stated that Lake County is fortunate enough to have 3 Class IV licenses in our Wastewater Division and an additional two employees are working to obtain their licenses over the next year. He further stated that there are only 200 Class IV Wastewater licenses throughout the entire State of Ohio and this number includes those that are retired. In the water division, due to two employees retiring, there is currently only one employee with the Class IV licensing with two additional employees working toward obtaining them. The Department is still in compliance with the State.

JOB AND FAMILY SERVICES – none.

COUNTY ADMINISTRATOR –Mr. Jason Boyd thanked Sanitary Engineer, Mr. Randy Rothlisberger, for his professionalism while handling a customer issue and the prompt actions of the Utilities Department.

FINANCE – none.

CLERK –none.

LEGAL – none.

OLD BUSINESS: - none.

NEW BUSINESS: Commissioner Cirino explained that there was an opioid lawsuit settlement in Oklahoma with Purdue Pharmaceuticals. The settlement was in the amount of \$270 million to be used for the costs of this epidemic and for treatment and addiction services.

Commissioner Hamercheck stated that they will be touring the Davis-Besse Power Plant next Wednesday, April 3rd. He stressed the importance of getting the word out about the advantages of nuclear power.

Commissioner Cirino complimented News-Herald reporter, Chad Felton for his willingness to work so late into the evening covering the appointment of the new County Auditor.

PUBLIC COMMENT: Commissioner Cirino asked if anyone in the audience wished to address the Board. Mr. David Lima of Mentor, expressed his appreciation to Jobs and Family Services for their invaluable efforts in keeping the children of Lake County safe.

Commissioner Cirino stated that the next regular Commissioner’s Meeting is scheduled for Thursday, April 4, 2019 at 10:00 a.m.

EXECUTIVE SESSION: On a motion by Commissioner Hamercheck, seconded by Commissioner Cirino, the Board convened an Executive Session at 10:48 a.m. to discuss Personnel –Collective Bargaining and Legal Matters - Pending or imminent court action with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

The Lake County Board of Commissioners adjourned to Executive Session at 12:07 p.m.

ADJOURN:

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the Board adjourned the meeting at 12:07 p.m. with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

Minutes approved this second day of May, 2019.

BOARD OF LAKE COUNTY COMMISSIONERS

JERRY C. CIRINO, PRESIDENT

JOHN R. HAMERCHECK, COMMISSIONER

RON YOUNG, VICE PRESIDENT

JENNIFER BELL, CLERK