

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

JERRY C. CIRINO, COMMISSIONER
JOHN R HAMERCHECK, COMMISSIONER
DANIEL P. TROY, COMMISSIONER
JENNIFER BELL, CLERK

JASON W. BOYD, ADMINISTRATOR
LEGAL COUNSEL
MIKE MATAS, BUDGET DIRECTOR
NEWS MEDIA

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(Tape 2017-0323)

CALL TO ORDER: Commissioner Cirino called the Meeting to order at 10:06 a.m. Thursday, March 23, 2017.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Troy, seconded by Commissioner Cirino, the minutes of the regular meetings of March 7, 2017, March 9, 2017, 10:00 A.M., March 9, 2017, 2:00 P.M. and March 14, 2017 were approved as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

OPEN TO THE PUBLIC: Commissioner Cirino asked if anyone in the audience wished to address the Board.

Ms. Lois Osborne, Master Gardener, Ohio State Extension, was present and announced that there will be a Master Gardener Volunteer Informational Open House held this evening at the Morley Library. This event is free, open to the Public and no preregistration is necessary. She stated that they are seeking volunteers for the program and sometime in June, there will be a hands-on Master Gardener Volunteer Training Session.

RESOLUTIONS:

1. RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 FOR THE ADDITION OF LAK-VROOMAN ROAD BRIDGE AND ROADWAY IMPROVEMENTS PART 1 PID 5669 WITH THE RUHLIN COMPANY IN THE AMOUNT OF \$237,769.30(20170323\E01)(E-3)

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck. Mr. Alan Exley, of the Engineers Department, was present and stated that this change order is part of the final settlement agreement with the Ruhlin Company. Mr. Exley explained that \$200,000 of the change order is Federal funding and the remaining funds are the County's local share. He stated once this occurs, they can move on to the new project. Commissioner Cirino asked if this was the execution of the final settlement agreement. Mr. Exley replied it was and is required to complete the settlement. Commissioner Troy stated this settlement is quite a bit lower than the original lawsuit filing. He stated that once the settlement is executed, the project will be managed by ODOT. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

2. RESOLUTION AUTHORIZING AN AMENDMENT TO THE LOCAL PUBLIC AGENT (LPA) AGREEMENT WITH THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO FOR THE RAVENNA ROAD RESURFACING PROJECT (PID #95475)(20170323/E02)(E-3)

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

3. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$977,674.50 FOR WEST TUTTLE PARK AND SHORE WATERLINE REPLACEMENT PROJECT 393W-2016 AND ADVERTISING FOR BIDS FOR SAME (BID OPENING: April 12, 2017) (20170323\U01)(UT-9)

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

4. RESOLUTION AWARDDING BID CONTRACTS TO OSBORNE CONCRETE & STONE COMPANY AND ARMS TRUCKING COMPANY FOR LIMESTONE/SAND FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20170323\U02)(UT-4)

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

5. RESOLUTION TO EXERCISE A ONE YEAR OPTION FOR TWO HOUSEHOLD HAZARDOUS WASTE COLLECTIONS IN 2017 WITH ENVIRONMENTAL ENTERPRISES, INC. (20170323\U03)(UT-8)

On a motion by Commissioner Troy, seconded by Commissioner Cirino. Commissioner Troy asked if these two waste collections are in addition to the two held for tires and computers and if this is the same company used in previous years. Director of Business Operations, Mr. Matthew Armand, stated that the Utilities Department is exercising an additional one year option with the same company, Environmental Enterprises, located in Cincinnati. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

6. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20170323\U04)(UT-7)

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

7. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT MARCH 27, 2017, IN THE AMOUNT OF \$595,279.27 (20170323\JFS01)(JFS-14)

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

8. RESOLUTION APPOINTING VARIOUS MEMBERS TO THE LOCAL CORRECTIONS PLANNING BOARD (20170323\C01)(B-134)

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 Troy "NAYS": None

9. RESOLUTION APPROVING ADOPTION AND IMPLEMENTATION OF THE UPDATED MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN(20170323\C02)(504)

On a motion by Commissioner Troy, seconded by Commissioner Cirino. EMA Director, Mr. Larry Greene, explained that this is the third adoption and implementation of a five year plan that will be in effect until 2022. The plan is a collaborative effort that includes the 23 political subdivisions of Lake County. He stated that this is a requirement of the Robert T. Stafford Act to identify hazards within the County and perform projects. Within the next couple months, each community will formally adopt their own resolutions approving the adoption and implementation of the updated plan. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

10. RESOLUTION URGING STATE LEGISLATORS TO TAKE IMMEDIATE ACTION AS PART OF THE BIENNIAL BUDGET PROCESS TO PROTECT COUNTIES AND TRANSIT AUTHORITIES AGAINST THE LOSS OF MEDICAID MANAGED CARE ORGANIZATION (MCO) SALES TAX (20170323\C03)(C-107)

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck. Commissioner Troy stated that CCAO has asked all Counties to pass this Resolution due to a change in federal regulations. He explained that Medicaid Managed organizations will no longer charge a sales tax on Medicaid managed care services in order to draw down more federal matching dollars. He explained that the County will lose an estimated \$1.7 million and will receive a one-time check in the fall to hold us harmless for the last quarter of the year. He stated that CCAO and the State Public Transit entities are asking the State legislature to address this issue and to find a way to hold Counties harmless with this loss of revenue. Commissioner Troy attended a CCAO Board of Directors meeting and there was discussion on how to make an attempt to hold counties harmless through the biennium, which would take the County through October 1, 2019. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

11. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,196,423.78 (20170323\BC01)(C-4)

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

12. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,587,037.79 (20170323\BC02)(C-17)

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

13. RESOLUTION INCREASING AND DECREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS(20170323\BC03)(C-111)

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

14. RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20170323\BC04)(C-111)

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

DEPARTMENTAL REPORTS:

UTILITIES – Sanitary Engineer, Mr. Randy Rothlisberger, updated the Commissioners on the first project they had go out to bid. He reported that the project is for a 20-inch waterline and was estimated at \$1.5 million and that there were 10 bids. He stated he is hopeful that there will continue to be competitive bids.

JOB AND FAMILY SERVICES – none.

COUNTY ADMINISTRATOR – none.

FINANCE – none.

CLERK – none.

LEGAL – none.

OLD BUSINESS: - none.

NEW BUSINESS: - Commissioner Hamercheck asked Mrs. Osborne if there was preregistration required for the event at Morley Library this evening.

Mrs. Osborne responded that preregistration was not necessary and encouraged the public to attend.

Commissioner Hamercheck stated that he participated in a CCAO Health and Human Services Committee conference call this morning to discuss a Sub-grant agreement inter-county transfer proposals. He explained that in order to maximize current County Jobs and Family Services allocations and enhance funds coming into the Counties, the Ohio Department of Jobs and Family Services is seeking to streamline the process governing the ability of County Jobs and Family Services Departments to transfer program dollars between local agencies. He stated that the Ohio Department of Jobs and Family Services is requesting that County Commissioners be required to sign a sub-recipient grant agreement with Ohio Department of Jobs and Family Services every two years. The sub-recipient grant agreement outlines county responsibilities for ensuring the proper expenditure of state and federal funds. He further explained that Ohio Department of Jobs and Family Services would like to include, as part of the language of this agreement, explicit permission for the County Jobs and Family Services Director to have the ability to maximize resources for the agency. This would include allowing the County Director to move unspent dollars between agencies. Commissioner Hamercheck gave an update on the LEEDCO Icebreaker wind project stating that LEEDCO is in the process of licensing the wind project. He stated that LEEDCO will be asking the participating Counties to provide a letter in support of the Icebreaker Wind Project licensing.

Commissioner Hamercheck asked County Administrator, Mr. Jason Boyd, to give an update on the possibility of a County bed tax increase.

Mr. Boyd stated that a bed tax increase has been under consideration for approximately eighteen months. He stated that through meetings with various entities throughout the County, they have identified the most significant projects such as mixed use development lakefront enhancements, smaller scale harbor entrance improvement projects, and other basic coastal

improvements. All projects must be within one mile of the lakefront. He explained that should the Board of Commissioners choose to implement the bed tax increase, they would have the sole authority to approve the projects and the Lake County Port and Economic Development Authority would implement the projects. Mr. Boyd stated that there is a baseline of projects on the lakefront for the Commissioners input and there are a number of projects ready for consideration including a vision for Fairport Harbor due to its lake and river shorelines. He explained that it would be the responsibility of the Lake County Port and Economic Development Authority to prioritize the projects for the Commissioners consideration. Mr. Boyd explained in detail the process for the bed tax increase, cooperative agreement, requirements for projects to be considered, and the final approval process of the Board of Commissioners. All vendors have been notified of the proposed bed tax increase and should the Board approve the increase, an additional letter would then be sent with instructions on how they should implement the increase. Commissioner Hamercheck asked if the County would be within the same tax rate as other Counties throughout the State. Mr. Boyd stated that the proposed increase is within the average rate currently being imposed by neighboring Counties. Commissioner Cirino updated the Board regarding a pilot program being implemented by the Ohio Attorney General's Office offering \$3.5 million to aid children of drug addicted parents. He stated that currently there are 14 counties in the program and asked that Lake County Jobs and Family Services Department explore the option of joining this program. Commissioner Cirino reviewed the most recent Lake County economic dashboard and unemployment data report and stated that unemployment in Lake County has increased and is currently higher than the national and State of Ohio averages. Commissioner Cirino has had conversations with several large business owners throughout the County who stated that job opportunities are available but no certified workers to fill these positions. One business owner he spoke with stated that they currently have 75 vacant positions and have been unable to fill them. Commissioner Troy stated that employers are having difficulty filling positions due to failed drug tests and a general lack of work ethic. He explained that Workforce Development through One-Stop offers training to potential job candidates. Commissioner Troy reported that he had the opportunity to testify before the House Finance and Appropriations Committee regarding the need for funding assistance in the replacement of voting machine equipment. He stated that county governments in Ohio have historically borne the lion's share of the costs of conducting elections. Commissioner Troy explained that the state had appropriated capital dollars to assist in the purchase of electronic poll books and that CCAO hopes to replicate this funding partnership in the upgrading of Ohio's voting equipment. Commissioner Troy updated the Board on indigent defense reimbursement and reviewed a proposed amendment to include fifty percent reimbursement on cases and one hundred percent reimbursement if it is a capital case. He stated he contacted Representative John Rogers regarding co-sponsoring the amendment. Commissioner Troy also spoke of NACO/CCAO's concern on the proposed 97% funding cut to the Great Lakes Restoration Fund and the proposed funding cuts for the National Oceanic and Atmospheric Administration, which would eliminate funding to Ohio's Sea Grant program. Commissioner Cirino stated that the impact on economic development would be a huge loss for the lake communities in Ohio in addition to the environmental impact. Commissioner Cirino expressed his appreciation to Commissioner Troy for the work he does in Columbus on behalf of the citizens of Lake County.

PUBLIC COMMENT: Commissioner Cirino asked if anyone in the audience wished to address the Board.

Mr. John Muzik of 45 Coventry Drive in Painesville Township, stated that he feels the State and all government levels should be getting more accomplished with the citizen's tax dollars.

Mr. John Murphy of 127 Chestnut in Painesville, stated there are two Counties in Ohio that only receive 11% of local government funds; Lake County being one of them. He asked if there were any plans in the future to increase the amount Lake County receives.

Commissioner Troy responded that the alternative formula was adopted in Lake County in 1982. The Board of Commissioners at that time adopted a resolution accepting 11% Local Government funds. Commissioner Troy explained that according to the formula, a County may attempt to amend what they receive every five years and the amendment must be passed by an affirmative vote of the Commissioners, the legislative authority of the largest municipality in the County, and an affirmative majority vote from all the other communities. He stated the deadline for this amendment was January 31, 2017; there had been discussion regarding asking for a change in the formula, but it was determined that this would have been an exercise in futility.

Commissioner Cirino stated the next Regular Commissioners' Meetings are scheduled for Thursday, March 30, 2017 at 10:00 A.M.

EXECUTIVE SESSION:

Real Estate— Contract Negotiations

EXECUTIVE SESSION: On a motion Commissioner Cirino, seconded by Commissioner Troy, the Board convened an Executive Session at 10:52 a.m. to discuss Real Estate— Contract Negotiations with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

The Lake County Board of Commissioners adjourned Executive Session at 10:52 a.m.

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the Board returned to open session at 11:05 a.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

ADJOURN: On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the Board adjourned the meeting at 11:06 a.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

Minutes approved this thirtieth day of March, 2017.

BOARD OF LAKE COUNTY COMMISSIONERS

JERRY C. CIRINO, PRESIDENT

JOHN R. HAMERCHECK, COMMISSIONER

DANIEL P. TROY, COMMISSIONER

JENNIFER BELL, CLERK