

MAY 13, 2021

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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

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(Tape 2021-0513)

CALL TO ORDER: Commissioner Hamercheck called the Meeting to order at 2:05 p.m., Thursday, May 13, 2021.

ROLL CALL: Upon roll being called, Commissioners Young, Plecnik and Hamercheck were present.

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

Mr. David Lima of 7774 Litchfield Drive in Mentor, addressed his concerns about the construction of a new jail, discussed incarceration statistics in the United States and around the world, and the use of restorative justice. Mr. Lima submitted his comments to the Clerk. Commissioner Young stated that he disagrees with a few of the matters discussed and that he would be interested in learning more about restorative justice from Mr. Lima.

Commissioner Hamercheck reminded everyone that if they wish to speak during the public segment or submit a public comment via electronic submission that a name and address must be included.

RESOLUTIONS:

1. RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR THE LAK-MADISON AVENUE (CR 306) RESURFACING PROJECT WITH KARVO COMPANIES, INC., DECREASING THE AMOUNT BY \$37,500.00, PID NO. 112490, FAN E200(649), OPWC NO. DGX05, LCE PROJECT NO. 2019-022 (20210513\E01)(E-3)

On a motion by Commissioner Plecnik, seconded by Commissioner Young. Commissioner Hamercheck complimented the Engineers Department for keeping a tight hold on funding and noted that this resolution reflects a decrease in the project cost. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None.

2. RESOLUTION APPROVING PLANS AND SPECIFICATION FOR EAGLE POINT SUBDIVISION, CONCORD TOWNSHIP (20210513\E02)(SD-438)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Planning and Community Development Director, Mr. Dave Radachy, stated that this resolution and items #7 and #8 on the agenda pertain to the same new subdivision. He explained that these resolutions will permit the developer to begin the subdivision by construction of the road and also the sanitary and storm sewers. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None.

3. RESOLUTION ACCEPTING A TWO-YEAR CONSTRUCTION SURETY FOR FAIRWAY PINES SUBDIVISION PHASE 3A, IN PAINESVILLE TOWNSHIP (20210513\E03)(SD-436)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Planning and Community Development Director, Mr. Dave Radachy, explained that the construction surety is required for site preparation, storm sewer, paving and other improvements per subdivision regulations. This resolution is in conjunction with item #15 on the agenda. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None.

4. RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$2,024,303.05 TO TERRACE CONSTRUCTION FOR MANTLE ROAD WATERLINE REPLACEMENT PROJECT 407-W (20210513\U01)(UT-4)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Sanitary Engineer, Mr. Randy Rothlisberger, stated that this project will run the entire length of Mantle Road and that there will be 25 new fire hydrants installed. The existing main is over 50 years old and has suffered numerous breaks in recent years. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None.

5. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$795,670.00 FOR ORCHARD, LAKESHORE TO CHESTNUT WATERLINE REPLACEMENT PROJECT NO 432-W, AND ADVERTISING FOR BIDS FOR SAME (Bid Opening June 9, 2021) (20210513\U02)(UT- 8)

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

6. RESOLUTION INCREASING APPROPRIATIONS IN THE LAKE COUNTY DEPARTMENT OF UTILITIES SEWER OPERATING FUND (20210513\U03)(UT-2)

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

7. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$117,700.00 FOR TOWNLINE ROAD SANITARY SEWER EXTENSION, JOB NO. 20-13 IN PERRY TOWNSHIP (20210513\U04)(UT-9)

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

8. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$218,185.00 FOR A WATERLINE FOR EAGLE POINTE SUBDIVISION IN CONCORD TOWNSHIP (JOB NO. 21-02)(20210513\U05)(SD-438)

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

9. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$410,994.10 FOR SANITARY SEWERS FOR EAGLE POINTE SUBDIVISION IN CONCORD TOWNSHIP (JOB NO. 21-26)(20210513\U06)(SD-438)

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

10. RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH THE C.W. COURTNEY COMPANY FOR THE OLD TOWN SANITARY SEWER IMPROVEMENTS PROJECT 445-S FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20210513\U07)(UT-4)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Mr. Rothlisberger explained that the City of Kirtland has been ordered by the Ohio EPA to install sanitary sewers due to failing sewage systems. The costs for this project will be assessed to the property owners. He stated that they will be assisting Kirtland with this multi-year project. This resolution pertains to the engineering design portion which should be completed in 2021 and an expected start date for Phase 1 of construction in 2022. Commissioner Plecnik stated that Kirtland Mayor Potter thanked the Board of Commissioners and the Utilities Department for assistance with this project. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None.

11. RESOLUTION TRANSFERRING CASH FROM LAKE COUNTY DEPARTMENT OF UTILITIES SEWER OPERATING FUND TRANSFERS-OUT TO GENERAL OBLIGATION RETIREMENT FUNDS TRANSFERS-IN(20210513\U08)(UT-2)

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

12. RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES SOLID WASTE OPERATING FUND AND PROJECT FUND 597(20210513\U09)(UT-2)

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

13. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT MAY 21, 2021, IN THE AMOUNT OF \$458,776.10 (20210513\JFS01)(JFS-14)

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

14. RESOLUTION AUTHORIZING PARTICIPATION IN A SUBLEASE-PURCHASE ARRANGEMENT WITH THE OHIO SECRETARY OF STATE FOR THE PURPOSE OF ACQUIRING AND IMPLEMENTING VOTING MACHINES AND EQUIPMENT AND FINANCING CERTAIN COSTS THEREOF, A SUBLEASE-PURCHASE AGREEMENT EVIDENCING SUCH ARRANGEMENT, AND MATTERS RELATED THERETO (20210513\C01)(C-5)

On a motion by Commissioner Plecnik, seconded by Commissioner Young. Commissioner Hamercheck stated that this is a part of the administrative function to keep the process. This agreement will allow the \$2.2 million to be released for the purchase of the voting machines.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None.

15. RESOLUTION APPROVING THE FINAL DEDICATION PLAT FOR FAIRWAY PINES SUBDIVISION PHASE 3A IN PAINESVILLE TOWNSHIP (20210513\C02)(SD-436)

On a motion by Commissioner Plecnik, seconded by Commissioner Young. Commissioner Hamercheck stated that this resolution ties in with item #3 on the agenda. Planning and Community Development Director, Mr. Dave Radachy, explained that the final dedication plat for Fairway Pines has been approved by the Painesville Township Board of Trustees, the Lake County Engineer, the Prosecutor, Sanitary Engineer and the Planning Commission. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None.

16. RESOLUTION REAPPOINTING CHARLES ZIBBEL TO THE LAKETRAN BOARD OF TRUSTEES FOR A TERM ENDING MAY 15, 2024 (20210513\C03)(B-37)

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

17. RESOLUTION APPOINTING WILLIAM F. EPPICH TO THE LAKETRAN BOARD OF TRUSTEES FOR A TERM ENDING MAY 15, 2024 (20210513\C04)(B-37)

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

18. RESOLUTION APPOINTING DANIELLA NUNNALLY TO THE LAKETRAN BOARD OF TRUSTEES FOR A TERM ENDING MAY 15, 2024 (20210513\C05)(B-37)

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

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19. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,528,919.45 (20210513\BC01)(C-4)

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

20. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$531,344.69(20210513\BC02)(C-17)

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

21. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20210513\BC03)(C-111)

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

22. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20210513\BC04)(C-111)

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

DEPARTMENTAL REPORTS:

UTILITIES – Mr. Gary Fedak, Director of Technical Operations, introduced Mr. Nate Zuege and stated that he is the newest employee to receive his Class IV certification, which is the highest Ohio EPA certification in the State. Mr. Fedak explained that it takes most applicants 2 - 3 attempts for their thesis' to be accepted however Nate presented his thesis and it was accepted the very first time. There are very, very few applicants who experience this. Mr. Zuege thanked the Board for their congratulations and stated what an honor it was to be present today. He thanked the Utilities Department, fellow employees and his family for all of their support as he went through this process. Commissioner Young offered his personal congratulations to Mr. Zuege. Commissioner Plecnik congratulated Mr. Zuege and stated that while he toured the treatment facilities, he witnessed the expertise of these exemplary employees firsthand.

JOB AND FAMILY SERVICES – none.

COUNTY ADMINISTRATOR –Mr. Boyd gave an update on Covid-19, stating that Governor DeWine announced that he has asked the Ohio Department of Health to remove most of the pandemic health orders including the wearing of masks by fully vaccinated individuals on June 2nd. The County will begin to develop a policy according to the Governor's directives. He continued to encourage Lake County residents to check the Health District website (www.lcghd.org) for the link to the ArmorVax website to download the app for scheduling of the vaccines and stated that there are many appointments available. Commissioner Hamercheck stated that he has received much positive feedback from schools and superintendents in the County about the Health District and in particular, Health District Commissioner Graham. Commissioner Plecnik stated that he is thankful to serve on this Board as they take the lead on reopening the County in a strong and safe way. Commissioner Hamercheck thanked the people of Lake County who have worked so hard to achieve this goal. He thanked all of the volunteers in the County that assisted with the vaccination clinics so that we may enjoy the summer with family and friends. He added that Lake County has been a guiding light throughout this process, in regards to best practices and sharing what we have learned with others. Commissioner Young stated that reopening will be a balancing act of safety for Lake County residents and businesses and that he looks forward to seeing businesses reopen. Commissioner Hamercheck gave special thanks to Mayors and Managers and Mayor Morley as they have been true partners throughout the pandemic.

FINANCE – none.

CLERK – Commissioners Clerk, Ms. Jennifer Bell, stated that the next Commissioners Meeting will be held on Thursday, May 20, 2021 at 10:00 a.m.

LEGAL – none.

OLD BUSINESS: - none.

NEW BUSINESS: Commissioner Plecnik stated that he had the opportunity to throw out the first pitch at the Captain's Home Opener. He is happy to report that they won against Fort Wayne TinCaps 3-0! Commissioner Plecnik stated how honored he is to be able to speak at the Cleveland Marshall College of Law graduation this coming weekend and congratulated Eastlake Councilman Joe Myers and his son who is graduating from Cleveland State University. He congratulated the youth of Lake County on their graduations this year.

Commissioner Hamercheck stated that he and Commissioner Plecnik had the honor of attending the Koman Spreng Zonneville Military Commitment Ceremony at Mentor High School this morning. These young men entering the armed forces are one of our greatest resources and should be commended for their dedication and commitment to this country. Commissioner Plecnik added that it is an honor to see such commitment from these young people.

PUBLIC COMMENT: Commissioner Hamercheck asked if anyone in the audience wished to address the Board. No one present wished to address the Board at this time.

Commissioner Hamercheck reminded everyone that if they wish to speak during the public segment or submit a public comment via electronic submission that a name and address must be included.

EXECUTIVE SESSION: On a motion by Commissioner Young, seconded by Commissioner Plecnik, the Board convened an Executive Session at 2:45 p.m. to discuss Legal-Pending Litigation with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None

The Lake County Board of Commissioners adjourned to Executive Session at 2:45 p.m.

ADJOURN: On a motion by Commissioner Young, seconded by Commissioner Plecnik, the Board adjourned the meeting at 3:21 p.m. with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None

Minutes approved this twenty-seventh day of May, 2021.

BOARD OF LAKE COUNTY COMMISSIONERS

JOHN R. HAMERCHECK, PRESIDENT

RON YOUNG, COMMISSIONER

JOHN PLECNİK, COMMISSIONER

JENNIFER BELL, CLERK