

MAY 27, 2021

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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| 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 2021-0527)

CALL TO ORDER: Commissioner Hamercheck called the Meeting to order at 10:25 a.m., Thursday, May 27, 2021.

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

APPROVAL OF MINUTES:

Upon a motion by Commissioner Young, seconded by Commissioner Plecnik, the minutes of the Regular Meetings of April 8, 2021, April 15, 2021, April 22, 2021 and May 13, 2021 were approved with the vote as follows: "AYES": Commissioners: Young, Plecnik, and Hamercheck "NAYS": None.

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

Mr. Brian Massie of 8196 Rainbow Drive in Concord, on behalf of Lobbyists for Citizens, stated that while they clearly support the Board of Elections, Jan Clair, Dale Fellows and staff, he addressed some concerns about a recent article he located regarding voting machine equipment and their safety. His group was just recently made aware of this article. He questioned the Commissioners on several of his concerns. He also asked if some in his group could perform an internal audit of the machines to make sure no one has tampered in any way with them. Mr. Massie submitted his article to the Clerk. Commissioner Hamercheck thanked Mr. Massie for sharing this issue. Commissioner Young stated that these machines have been tested and approved by state and federal experts and also certified by the Ohio Secretary of State. Deputy Director, Ms. Jan Clair, was present and explained in detail, all of the many safety measures that are in place. Lake County's newly purchased voting equipment must be approved and certified federally by the Ohio Secretary of State and also by the Board of Voting Machine Examiners. She also stated that they have done their due diligence including much research before making any decisions. Ms. Clair also reiterated that there is no internet connection and no chip or hookup for any internet connection. She also stated that there would be great concern with any outside group assessing the voting machines. Ms. Clair invited Mr. Massie to become a poll worker so that he could have the opportunity to witness their usage firsthand.

Mr. Tom Hach of 11575 Faye Road in Concord stated that, after a conversation with Mr. Massie, he is questioning the timing of the old voting machine disposal before the new ones have arrived. Ms. Clair addressed his concern stating that the Board of Elections has always had a Plan B which involves paper ballots to ensure the people's votes will be cast and counted. In 15 years, they have had to implement Plan B only once at one location due to a bomb threat.

RESOLUTIONS:

Commissioner Hamercheck stated that item #18 on the agenda will be moved to #1.

18. RESOLUTION CONGRATULATING MATTHEW BATTIATO ON HIS RETIREMENT AS JOB AND FAMILY SERVICES DIRECTOR (20210527\F01)(C-126)

On a motion by Commissioner Plecnik, seconded by Commissioner Young. Commissioner Hamercheck stated that it has been an honor and pleasure to work with Mr. Battiato. He complimented his fair and balanced approach and succession plan for the new Director. Commissioner Young stated that the work they do at Job and Family Services is not easy but that he and his staff are always stepping up to assist people. Commissioner Plecnik thanked Mr. Battiato for his 42 years of brilliant public service. He commended Mr. Battiato for continually striving to serve the residents well as they are working with people during some of the worst moments of their lives. County Administrator, Mr. Jason Boyd, thanked Mr. Battiato for always keeping the best interests of the children and families in the forefront. Ms. Jan Clair stated that it has been an honor to work with Mr. Battiato and he has served the people of Lake County with dedication, love and respect. Mr. Battiato thanked the Board for the resolution and their kind words. He stated that in 1979 he began as a Social Worker with the Geauga County Welfare Department and he has been the Director for Lake County for 15 years where he has been helping families struggling with life challenges. They assist with ensuring that families, children and individuals are safe and cared for. He is very proud of all the Department has done to protect the most vulnerable (senior citizens and children) of Lake County. The foregoing resolution was adopted with the vote as follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

1. RESOLUTION AWARDDING A BID CONTRACT TO RONYAK PAVING, INC. FOR THE CRILE ROAD WIDENING PROJECT, AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$848,235.00 (LCE Project No. 2017-005)(20210527\E01)(E-3)

On a motion by Commissioner Plecnik, seconded by Commissioner Young. Mr. Ted Galuschik, from the Engineers Office, explained that this project will be adding a third lane that will run from Girdled Road to Auburn Road. The foregoing resolution was adopted with the vote follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

2. RESOLUTION AUTHORIZING THE LAKE COUNTY ENGINEER TO ENTER INTO A LOCAL PUBLIC AGENT (LPA) AGREEMENT WITH THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO FOR THE LAK-LANE ROAD (CR 123) RESURFACING PROJECT (PID 112509); LCE PROJECT NO. 2020-010(20210527\E02)(E-3)

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

3. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH BURGESS & NIPLE, INC. FOR PROJECT MANAGEMENT OFFICE SERVICES FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES(20210527\U01)(UT-4)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Sanitary Engineer, Mr. Rothlisberger, stated that this is a renewal agreement with Burgess and Niple to provide management services. The foregoing resolution was adopted with the vote follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

4. RESOLUTION TRANSFERRING CASH FROM LAKE COUNTY DEPARTMENT OF UTILITIES WATER OPERATING FUND AND SEWER OPERATING FUND TRANSFERS-OUT TO OWDA BOND RETIREMENT FUNDS TRANSFERS-IN(20210527\U02)(UT-2)

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

5. RESOLUTION AWARDDING BID CONTRACT TO WILSON AND SON LAWN CARE FOR LAWN CARE MAINTENANCE FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20210527\U03)(UT-4)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Mr. Rothlisberger stated that this is awarding a bid contract to Wilson and Son Lawncare to provide the lawn services to their 71 sites. Wilson and Sons were the lowest and best bid received. The foregoing resolution was adopted with the vote follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

6. RESOLUTION AUTHORIZING THE SIGNING OF THE REGIONAL AND LOCAL WORKFORCE PLAN ASSURANCES AND CERTIFICATIONS (20210527\JFS01)(B-77)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Mr. Battiato explained that Lake County is a stand-alone Workforce Development Area. The foregoing resolution was adopted with the vote as follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

7. RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A SUBGRANT AGREEMENT BETWEEN THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES TO ESTABLISH THE TERMS AND CONDITIONS FOR RECEIPT OF FUNDING (20210527\JFS02)(JFS-2)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Mr. Battiato explained that this is a sub-grant agreement between Lake County Job and Family Services and the Ohio Department of Job and Family Services and will establish the terms and conditions to allow Lake County Job and Family Services to receive WIOA and Workforce funding. The foregoing resolution was adopted with the vote as follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

Commissioner Hamercheck requested that items #14 through #17 on the agenda moved to this point in the meeting

14. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,252,805.95 (20210527\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: Plecnik, Young and Hamercheck "NAYS": None.

15. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$618,115.48 (20210527\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: Plecnik, Young and Hamercheck "NAYS": None.

16. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20210527\BC03)(C-111)

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

17. RESOLUTION TRANSFERRING AN APPROPRIATION WITHIN NON-GENERAL FUND ACCOUNTS (20210527\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: Plecnik, Young and Hamercheck "NAYS": None.

8. RESOLUTION REAPPOINTING LAKE COUNTY COMMISSIONER JOHN HAMERCHECK AND APPOINTING LAKE COUNTY COMMISSIONER JOHN PLECNIK TO SERVE ON THE OHIO PUBLIC WORKS COMMISSION DISTRICT 7 INTEGRATING COMMITTEE AND DESIGNATING ALTERNATES TO SERVE ON THEIR BEHALF FOR THREE YEAR TERMS EXPIRING MAY 22, 2024 (20210527\C01)(C-146)

MAY 27, 2021

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

9. RESOLUTION AMENDING THE LAKE COUNTY INDIGENT DEFENSE FEE SCHEDULE AND PLAN(20210527\C02)(CT- 13)

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

10. RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT BETWEEN ELECTION SYSTEMS AND SOFTWARE, LLC AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY BOARD OF ELECTIONS FOR THE PURCHASE OF KIOSKS TO HOUSE THE EXPRESSVOTE BALLOT MARKING DEVICES CERTIFIED FOR USE IN THE STATE OF OHIO IN THE AMOUNT OF \$406,995.00 (20210527\C03)(C-5)

On a motion by Commissioner Young, seconded by Commissioner Plecnik. Budget Director, Mr. Michael Matas, explained that now that the appropriations are in place, the purchase may be completed and the contract entered into. The foregoing resolution was adopted with the vote as follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

11. RESOLUTION DECLARING CERTAIN COUNTY PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE, OBSOLETE AND UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED IN ACCORDANCE WITH SECTION 307.12(I) OF THE OHIO REVISED CODE (20210527\C04)(C-5)

On a motion by Commissioner Plecnik, seconded by Commissioner Young. Commissioner Hamercheck stated that this resolution permits the disposal of the old voting system as it is obsolete and of no use to the Board of Elections. The foregoing resolution was adopted with the vote as follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

12. RESOLUTION ACCEPTING THE FY 2022-2023 SUBSIDY GRANT AND AUTHORIZING EXECUTION OF THE GRANT AGREEMENT FOR THE 407 COMMUNITY-BASED CORRECTIONS NON-RESIDENTIAL FELONY PROGRAM BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY ADULT PROBATION DEPARTMENT AND THE OHIO DEPARTMENT OF REHABILITATION AND CORRECTION (20210527\C05)(CT-3)

On a motion by Commissioner Plecnik, seconded by Commissioner Young. Commissioner Young asked for more information on this resolution. Mr. Matas explained that this and the following resolution pertain to grants to assist with the Intensive Probation Program as well as programs for non-incarcerated individuals. These are biannual grants and the County has been receiving them since at least 2005. The foregoing resolution was adopted with the vote as follows "AYES": Commissioners: Plecnik, Young and Hamercheck "NAYS": None.

13. RESOLUTION ACCEPTING THE FY 2022-2023 SUBSIDY GRANT AND AUTHORIZING EXECUTION OF THE GRANT AGREEMENT FOR THE 408 COMMUNITY-BASED NON-RESIDENTIAL MISDEMEANANT CORRECTIONS PROGRAM BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY ADULT PROBATION DEPARTMENT AND THE OHIO DEPARTMENT OF REHABILITATION AND CORRECTION (20210527\C06)(CT-3)

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

DEPARTMENTAL REPORTS:

UTILITIES – Mr. Rothlisberger updated the Board on the costs and wait time of materials.

JOB AND FAMILY SERVICES – Mr. Battiato reintroduced Ms. Suzanne Casar to the Board and stated that she will take over the Department as of next Tuesday.

COUNTY ADMINISTRATOR –Mr. Boyd welcomed Ms. Casar. He gave a brief update on Covid-19, stating that vaccinations are readily available to anyone that is interested. 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 said that there are many appointments available as well as some walk-in locations. Commissioner Hamercheck stated that Lake County continues to be one of the highest performing counties in the State. He also stated that the focus will now shift to those hard to reach individuals.

FINANCE – none.

CLERK – Commissioners Clerk, Ms. Jennifer Bell, stated that the next Commissioners Meeting will be held on Thursday, June 3, 2021 at 10:00 a.m.

LEGAL – Assistant Prosecutor, Mr. David Hackman congratulated Mr. Battiato on his retirement.

OLD BUSINESS: - none.

NEW BUSINESS: Commissioner Hamercheck gave an update on the work of CCAO's JEDI Committee, stating that there is proposed legislation that would give wind and solar decisions back to local governments.

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.

ADJOURN: On a motion by Commissioner Young, seconded by Commissioner Plecnik, the Board adjourned the meeting at 11:31 a.m. with the vote as follows: "AYES": Commissioners: Young, Plecnik and Hamercheck "NAYS": None

Minutes approved this eighth day of July, 2021.

BOARD OF LAKE COUNTY COMMISSIONERS

JOHN R. HAMERCHECK, PRESIDENT

RON YOUNG, COMMISSIONER

JOHN PLECNIK, COMMISSIONER

JENNIFER BELL, CLERK