

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

DANIEL P. TROY, PRESIDENT
 ROBERT E. AUFULDISH, COMMISSIONER
 JUDY MORAN, COMMISSIONER
 AMY ELSZASZ, CLERK

JASON W. BOYD, ADMINISTRATOR
 LEGAL COUNSEL
 JOEL DIMARE, BUDGET DIRECTOR
 NEWS MEDIA

(Tape 2014-0311)

CALL TO ORDER: Commissioner Troy called the meeting to order at 2:00 p.m., March 11, 2014.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Aufuldish, seconded by Commissioner Moran, the minutes of the regular meeting of February 27, 2014 were approved as follows:

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

OPEN TO THE PUBLIC: Commissioner Troy read the resolution recognizing March 2014 as Developmental Disabilities Month and introduced the honored guests from the Lake County Board of Developmental Disabilities/Deepwood.

Ms. Beth Falkner-Brown, Director of Public Relations and Volunteer Services for Deepwood, Lynnmarie Landwei-Phillips, Director of Marketing, Mr. Bob Fratino, Director of Community Employment Services and Mr. Eric Omiecinski a participant in the program along with his mother, Yvonne. A video was shown depicting the success of the adult services program.

Mr. Omiecinski explained that he has been employed by Giant Eagle in Painesville for 12 years and gathers carts. He enjoys seeing the returning customers and would like to eventually work in groceries. He is also involved in many extracurricular activities such as the Special Olympics and he plays softball and basketball. Mr. Omiecinski looks forward to going on a Disney Cruise in a few weeks. He is a great success story of the program and they are proud of his accomplishments.

Each Commissioner was presented with a small gift, a neck warmer, made by students at Broadmoor School.

Commissioner Troy requested the resolution be read first for approval.

13. RESOLUTION RECOGNIZING MARCH 2014 AS DEVELOPMENTAL DISABILITIES AWARENESS MONTH (20140311\F01)(C-126)

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.

Commissioner Aufuldish stated that this resolution speaks highly of everything the Board does and it is a tremendous tool for the County and he encouraged them to keep up the good work.

Commissioner Troy added that he has been to many events, like the annual Broadmoor graduation and Lake County is fortunate for having this remarkable program recognizing that every citizen of Lake County counts. It is based on the great work of the people in the program and strong support of voters, and hearing Mr. Omiecinski's story showcases the wonderful things that result from the program and he is proud that Mr. Omiecinski lives in the County. He thanked the guests for attending the meeting.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

Commissioner Troy explained that many calls were received by the Commissioners regarding two power outages that occurred recently on consecutive weekends. He asked FirstEnergy to send a representative to explain what happened and what steps will be taken to stop this from happening again. Businesses lost revenue and the economy suffered during these events.

Mr. Doug Hogan, FirstEnergy External Affairs Manager, stated that the first event occurred in the early morning on Sunday, March 2, 2014 and lasted 20 hours and the second event happened last weekend lasted 12 and a half hours. The issue was not with the distribution lines but with the transmission lines, which carry 134,000 volts of electricity and the lines run parallel to each other for redundancy. If one fails, then the other should pick up the slack. These events affected both transmission lines. The first was because of a cracked insulator. Specialized crews from Akron and Erie were called in to assist. This is a rare occurrence. He mentioned that the lines run close to SR 2 and could have been affected by the salt on the road since it has been a harsh winter. The insulator has been taken to two different labs for study and further investigation. He then explained the second event. This event happened last Saturday, March 8, 2014 and it began further down the line at an end point where an insulator burned up and failed followed by a second one. Investigations are under way. These outages affected from SR 306 east to Geneva.

Commissioner Aufuldish asked if there was any evidence of vandalism and Mr. Hogan replied there was not.

Commissioner Troy questioned if there was significant aging to the infrastructure system and if possible upgrades were in the future to consider underground cables or new insulators. If this is a rare occurrence and it has happened twice within 2 weeks, then something is not right.

Mr. Hogan replied that FirstEnergy is spending \$2 billion on transmission lines and the insulator that failed was only 30 years old. There have been many plant closures so First Energy has had to bring more power into the area from farther away.

Commissioner Troy stated that Lake County hosts two major generating facilities in Perry and Eastlake and he hopes that this County is a priority when it comes to infrastructure improvements.

Commissioner Moran replied that FirstEnergy spent \$109 million for an engine at the Perry Plant and that is great but her concern is communication to the municipalities, county and other organizations because there is not a consistent message coming from FirstEnergy when these events happen.

Mr. Hogan replied that people in charge are very cautious when determining how and when to turn power back on because it is a very dangerous situation.

Commissioner Troy asked if there was a way to bypass a line that has failed and he was told that not on the particular line that went down. He stated that some residents think that the County is in charge of electrical power and stated that he would like to see an upgrade in the methodology of communications.

RESOLUTIONS:

1. RESOLUTION INCREASING APPROPRIATIONS FOR LCDU SEWER DISTRICT PROFESSIONAL SERVICES-CONSULTANTS AND REFUNDS & REIMBURSEMENTS (20140311\U01)(UT-2)

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

2. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH BURGESS & NIPLE, INC. FOR INFLOW & INFILTRATION INVESTIGATION IN THE VILLAGE OF GRAND RIVER FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20140311\U02)(UT-4)

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.

Mr. Al Saari, Sanitary Sewer Engineer, stated that with an aging sanitary and storm sewer system, improvements can be made to a localized community. This is a great location to have Burgess & Niple investigate and they have much experience in this type of work. They will provide their expertise and make recommendations to the County on updating the system.

Mr. Rick Martin, Executive Director of the Utilities Department, explained they will explore 60 private laterals and eventually narrow it down to 30 and compare those to the areas that are susceptible to being overcome with infiltration. They will hold public information meetings and look at the Stormwater and the public main. Over the last few years, the whole system was videoed and cleaned in an effort to look more in-depth into the system. Burgess & Niple will flood a yard and video the laterals to the main.

Commissioner Troy asked if the Grand River system was similar to the system in Fairport?

Mr. Martin replied that is correct and the County did not build the system but took over the system. There are 10,000 feet of sanitary and 2,500 feet of storm sewer.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

3. RESOLUTION PROVIDING FOR \$3,000,000 IN NOTES FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES PROJECT 271-W (20140311\U03)(UT-15)

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.

Commissioner Troy reported that this resolution is an authorization for going out for notes for the East-End Service Center project. The note interest market rate is a little above 1% and it is paid through Utility Department revenues.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

4. RESOLUTION REVISING THE LOCAL CORRECTIONS PLANNING BOARD SO AS TO APPOINT CURRENT PUBLIC OFFICE HOLDERS TO NEW TERMS(20140311\C01)(B-134)

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

5. RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH PALMER ENERGY FOR THE PURCHASE OF ELECTRICITY (20140311\C02)(691-c)

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.

Mr. Jason Boyd, County Administrator, reported that Palmer Energy assists the County with electric and natural gas acquisition and the current contract expires April 1, 2014. This is an opportunity for the County to lock in rates quickly. It is similar to an auction where we entertain prices and we will try to lock in rates for three years.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

6. RESOLUTION SETTING THE DATE, TIME, AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED VACATION OF A PORTION OF FREEDOM ROAD IN PAINESVILLE TOWNSHIP (Hearing: Thursday, April 3, 2014 at 10:00 a.m. in the Commissioners' Chambers, 105 Main Street, Painesville, OH 44077)(20140311\C03)(C-66)

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.

Commissioner Troy announced that this resolution was requested by Lubrizol and Painesville Township and there

were no objections by either. It is required by law to have a public hearing before approving a road vacation.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

7. **RESOLUTION AUTHORIZING EXECUTION OF A SUBGRANT AGREEMENT (#2013-WF-VA5-8211) WITH THE OHIO OFFICE OF CRIMINAL JUSTICE SERVICES UNDER THE VIOLENCE AGAINST WOMEN ACT ON BEHALF OF THE LAKE COUNTY PROSECUTOR'S VICTIM ASSISTANCE PROGRAM IN THE AMOUNT OF \$41,031.98, FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 (20140311\C04)(CT-8aa)**

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

8. **RESOLUTION APPROVING AN ENTERPRISE ZONE AGREEMENT BETWEEN THE LUBRIZOL CORPORATION AND THE CITY OF WICKLIFFE UNDER WHICH THE LUBRIZOL CORPORATION AGREES TO ESTABLISH, EXPAND, RENOVATE, OR OCCUPY A FACILITY IN THE LAKE COUNTY ENTERPRISE ZONE AND HIRE NEW EMPLOYEES OR PRESERVE EMPLOYMENT OF EXISTING EMPLOYEES IN RETURN FOR CERTAIN TAX INCENTIVES SPECIFIED IN SAID AGREEMENT (50% REAL AND TANGIBLE PERSONAL PROPERTY-10 YRS. | RETAIN 1,200 JOBS) (20140311\C05)(C-98)**

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.

Commissioner Troy replied the reason of the resolution is that, with authorization, under Ohio law, the Commissioners many years ago established a rural enterprise zone for all political subdivisions of the county and to be approved, they must go through the municipal corporation and then to the Board of County Commissioners for final approval.

Mr. Mark Rantala, Executive Director of the Lake County Ohio Port and Economic Development Authority, explained the process and the role of the Port Authority as the processing agent. This creates an expansion of their existing campus that allows them to better attract new employees and accommodate future expansions. They are hoping to see further investment in the community and continued growth.

Mr. Dave Skursha, Facility Manager of Lubrizol in Wickliffe, stated this is an infrastructure project for the Wickliffe campus that will allow them to increase employment by 500 employees. The site calls for three new buildings for 1,700 people workforce. The first building will be a 91,000 square feet building and it is a two story building and the second floor will have 120 additional offices.

Commissioner Troy replied that the cost of the new facility is \$33-\$35 million and they are requesting an abatement for 10 years of 50% of the assessed value. He questioned why tangible personal property tax is mentioned in the resolution and a representative replied that it was put in as a precaution in case the law changes.

Commissioner Aufuldish stated that Lubrizol has its corporate headquarters in Wickliffe and they could leave the area but they are committed to Lake County. They are committing to \$100 million in improvements and 500 employees speaking highly to their commitment to the area and he applauds them as a former employee.

Mr. David Enzerra, Director of Public Affairs for Lubrizol, stated they are proud of the great relationships and cooperation with Wickliffe and Painesville Township and this resolution will assist them with their next long-term plan. They have been in the area for over 80 years. This development opens them up for additional growth in the future.

Commissioner Troy asked if there was room for growth and Mr. Skursha replied that the buildings are sited and there is sufficient parking. The infrastructure has to come first.

Commissioner Troy asked if the school district has been notified?

Mr. William Margalis, Mayor of the City of Wickliffe, stated that Lubrizol will always have room in Wickliffe and this has already gone through City Council and the School Board with no objections because Lubrizol is an integral part of the City of Wickliffe and School System and it has the City's full support for investment in the future. Lubrizol has always been good on their word. They have always been good partners.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

9. **RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,799,856.14 (20140311\BC01)(C-4)**

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

10. **RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$681,479.99 (20140311\BC02)(C-17)**

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

11. **RESOLUTION INCREASING AND DECREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20140311\BC03)(C-111)**

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was

adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

12. **RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20140311\BC04) (C-111)**

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

DEPARTMENTAL REPORTS:

UTILITIES - Mr. Rick Martin, Executive Director of the Department of Utilities, explained that during the recent power outage, the plants were affected. The Mentor plant went out at 6:00 a.m. and by 1:00 p.m., 80% of the system was up and running. The plant in Mentor has a generator. The Bacon Road plant has Painesville Municipal Electric as the backup to First Energy for power and they were up and running by 9:00 p.m.

Commissioner Troy asked what is the impact on the plants when the power is down?

Mr. Martin replied that there can be low pressure after a period of time, but at 6:00 a.m., the tanks are full. If the outage occurs later at night when the tanks are not as full, it could be a problem. There are certain areas in the system that just run on booster pumps with generators.

JOB AND FAMILY SERVICES - none

COUNTY ADMINISTRATOR - Mr. Jason Boyd, County Administrator, reported that he met with key personnel to discuss how the County fared when the power went down such as the jail and how to keep power running. He stated that both Mr. Chuck Klco, Buildings & Grounds Superintendent and Mr. Larry Greene, EMA Director, have had a very long winter. He commended Mr. Rick Martin, Mr. Randy Rothlisberger and Mr. Matt Armand for excellent communications during the recent weather events.

Commissioner Troy reported on behalf of the Commissioners he appreciates the good work the above mentioned people have done with dealing with this winter's many storms and power outages.

FINANCE - none

CLERK - none

LEGAL - none

OLD BUSINESS: - none

NEW BUSINESS: - none

PUBLIC COMMENT: Commissioner Troy asked if anyone in the audience wished to address the Board? No one present wished to address the Board.

Commissioner Troy reported the next Commissioners Meeting is scheduled for Thursday, March 13, 2014 at 10:00 a.m.

EXECUTIVE SESSION:

- Pending Litigation
- Real Estate -Property Disposition

EXECUTIVE SESSION: On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 3:00 p.m. to discuss a real estate matter relating to property disposition and pending litigation, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 3:08 p.m.

The Lake County Board of Commissioners reconvened Executive Session at 3:09 p.m.

On a motion of Commissioner Moran seconded by Commissioner Troy, the Board terminated the Executive Session at 4:43 p.m., with the vote as follows:

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

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the Board adjourned the meeting at 4:44 p.m., with the vote as follows:

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

Minutes approved this eighteenth day of March, 2014.

BOARD OF LAKE COUNTY COMMISSIONERS

DANIEL P. TROY, PRESIDENT

JUDY MORAN, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

AMY ELSZASZ, CLERK