

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

JUDY MORAN, PRESIDENT	JASON W. BOYD, ADMINISTRATOR
DANIEL P. TROY, VICE PRESIDENT	LEGAL COUNSEL
KEVIN D. MALECEK, COMMISSIONER	MIKE MATAS, BUDGET DIRECTOR
JENNIFER BELL, CLERK	NEWS MEDIA

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 (Tape 2016-0531)

CALL TO ORDER: Commissioner Moran called the meeting to order at 2:05 p.m., May 31, 2016.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Troy, seconded by Commissioner Malecek, the minutes of the regular meeting of May 17, 2016 were approved as follows: "AYES": Commissioners: Moran, Troy, and Malecek. "NAYS": None.

OPEN TO THE PUBLIC: Commissioner Moran asked if anyone in the audience wished to address the Board. Mrs. Brenda Spadaro of 7612 Lakeshore Boulevard in Madison, gave an update on the Dock Road improvements. Mrs. Spadaro thanked numerous companies and individuals for their continued support through donations, materials and countless volunteer hours. She stated they have been in contact with the Madison Historical Society and Friends of Arcola Creek for information on signage content. Commissioner Moran thanked Mrs. Spadaro for taking the time to present the Board with updates on this project and all the individuals that have worked so tirelessly to create an area that can be enjoyed by many.

RESOLUTIONS:

1. **RESOLUTION AUTHORIZING FINAL APPROVAL AND ACCEPTING A THREE-YEAR MAINTENANCE SURETY FOR ORCHARD SPRINGS SUBDIVISION PHASE 2 IN CONCORD TOWNSHIP(20160531\E01)(SD-415)**
 On a motion by Commissioner Troy, seconded by Commissioner Malecek, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None
2. **RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR SALT AND CINDERS FOR 2016 FOR THE LAKE COUNTY ENGINEER'S ROAD DEPARTMENT (BID OPENING: June 22, 2016)(20160531\E02)(E-2)**
 On a motion by Commissioner Malecek, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None
3. **RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN GGJ, INC. AND THE LAKE COUNTY BOARD OF COMMISSIONERS IN AN AMOUNT NOT TO EXCEED \$50,500.00(20160531\E03)(E-3)**
 On a motion by Commissioner Troy, seconded by Commissioner Malecek, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None
4. **RESOLUTION AWARDED A BID CONTRACT TO OSBORNE CONCRETE & STONE CO. FOR ROADWAY MATERIALS - 2016 AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$72,605.00 (LIMESTONE) AND \$73,800.00 (PLANT MIX PAVEMENTS)(20160531\E04)(E-3)**
 On a motion by Commissioner Malecek, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None
5. **RESOLUTION INCREASING APPROPRIATIONS FOR FOREST ROAD SANITARY SEWER IMPROVEMENTS PROJECT 375-S-CONTRACT PROJECTS AND TRANSFERRING CASH (20160531\U01)(UT-2)**
 On a motion by Commissioner Troy, seconded by Commissioner Malecek, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None
6. **RESOLUTION ESTABLISHING ACCOUNTS WITHIN WATER PROJECT FUND 595 TO BE KNOWN AS WEST END SERVICE CENTER UPGRADE 386-W WITH VARIOUS REVENUE AND APPROPRIATION LINES AND TRANSFERRING CASH (20160531\U02)(UT-2)**
 On a motion by Commissioner Malecek, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None
7. **RESOLUTION ACCEPTING A THREE YEAR MAINTENANCE BOND IN THE AMOUNT OF \$32,570.44 FOR SANITARY SEWERS AND WATERLINES AND A THREE YEAR PERFORMANCE BOND IN THE AMOUNT OF \$25,000.00 FOR SANITARY SEWERS FOR ORCHARD SPRINGS SUBDIVISION-PHASE 2 IN CONCORD TOWNSHIP (JOB NO. 15-28) (20160531\U03)(UT-4)**
 On a motion by Commissioner Troy, seconded by Commissioner Malecek, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None
8. **RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT JUNE 6, 2016, IN THE AMOUNT OF \$144,555.56 (20160531\JFS01)(JFS-14)**
 On a motion by Commissioner Malecek, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None

9. RESOLUTION AWARDING A BID TO CLASSIC AUTO GROUP IN MENTOR FOR LAKE COUNTY SHERIFF'S OFFICE FLEET VEHICLE REPAIRS AND MAINTENANCE(20160531\C01)(C-21)

On a motion by Commissioner Troy, seconded by Commissioner Malecek. Commissioner Troy asked if this contract, like the previous contract with Classic, only would include 2 locations. Mr. Denny Jakse, County Fleet Manager, stated the contracts include 6 different locations throughout the County and pricing is relatively the same as the previous contract with Classic. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None

10. RESOLUTION AWARDING A BID TO CLASSIC AUTO GROUP IN MENTOR FOR LAKE COUNTY GENERAL FLEET VEHICLE REPAIRS AND MAINTENANCE(20160531\C02)(C-21)

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

11. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,112,035.54 (20160531\BC01)(C-4)

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

12. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$829,593.09 (20160531\BC02)(C-17)

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

13. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20160531\BC03) (C-111)

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

14. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20160531\BC04)(C-111)

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

DEPARTMENTAL REPORTS:

UTILITIES – Sanitary Engineer, Mr. Randy Rothlisberger updated the Board of the HAB's in Lake Erie, explaining that as the water begins to warm, the chance of harmful algae blooms increases. The department is monitoring the water through aerial views and testing regularly. Changes to the Ohio Administrative Code will now require weekly testing through September and biweekly testing beginning in October through the winter months. He reported that there are only 14 treatment testing plants in Ohio and Lake County is a certified lab. The plant will be performing testing for several entities throughout the state.

Director of Business Operations, Mr. Matthew Armand, reported there will be a household hazardous waste collection for Lake County residents on Saturday, June 4, from 8:00am-1:00pm at the Lake County Fairgrounds.

JOB AND FAMILY SERVICES –Director of Job and Family Services, Mr. Matthew Battiato, updated the Commissioners on the Comprehensive Case Management Plan. The Federal Department of Development is requesting the passage of a resolution with a possible impact on Lake County. Mr. Battiato stated he and Mr. Dawson of Workforce Investment are comfortable with the proposed resolution. Commissioner Troy stated he will be attending a CCAO board meeting on June 24th and looks forward to further updates on this Case Management Plan implementation.

COUNTY ADMINISTRATOR – Mr. Jason Boyd stated there will be a Construction Manager at Risk (CMAR) mandatory prequalification meeting at the ULAB along with the Burgess and Niple design team, giving a brief overall presentation of the vision and process for the proposed Administration Center. Mr. Boyd stated the deadline to submit their statement of qualifications for the project is June 20th. The review process will begin at that time and interviews for the CMAR will continue through the end of summer.

FINANCE – none.

CLERK – none.

LEGAL – none.

OLD BUSINESS: - none.

NEW BUSINESS: - Mr. Jason Boyd stated that due to recent FCC rulings and changes that will impact the inmate jail phone plan, Mr. Warren Hall from Global Tel*Link was present and provided the Commissioners with a handout which included the proposed changes and options for Lake County. Mr. Hall explained the FCC wants to ensure inmates are able to keep in contact with their loved ones and they do not believe in jails charging commissions

for inmate phone calls. Jails are not to be funded by family members. He reviewed the current regulations, costs, and options for the County. He explained the FCC is requiring the regulation changes to convert to a cost per minute, dispose of the flat rate of \$3.00 for 15 minutes, reduce funding fee of \$7.95 to \$3.00, and implementing rate caps and jail call reporting by June 20th. He added it is not known what the Federal Court of Appeals will decide in the first quarter of 2017. Commissioner Moran stated, at this time, the responsibility of the County is to reduce the rates per minute and the remainder of the changes are the responsibility of Global Tel*Link. Mr. Warren responded that the County's responsibility is to reduce the rates per minute and the responsibility of Global Tel*Link is the reduction of the funding fee and reporting to the FCC as a means of full transparency for the industry. Commissioner Troy stated the County General Fund receives approximately \$250,000 annually and asked what the commission is for Mr. Warren's company on top of what the County receives. Mr. Warren stated they would lose a significant amount of money since the FCC is recommending a cap of \$.16 per minute for a jail the size of Lake County. He further reviewed several options for the County; Option 1 states \$.16 per minute and \$0 Commission, Option 3 states \$.34 a minute and \$.14 a minute commission. Commissioner Troy stated for clarification that these rates are by Court order, not optional. He further stated, with these changes, there is no reason a jail could not contract with a local phone provider to reduce rates. Mr. Warren stated he has been meeting with the Budget Director, Mr. Michael Matas, and Telecommunications Director, Mr. Paul Stefanko, to offer options for the County. Mr. Warren stated he would need a decision on the plan within the next two weeks. Commissioner Troy asked if these changes will be satisfactory to advocacy groups. Mr. Warren stated the rates from the FCC were at the suggestion of the advocacy groups and explained the trends throughout Ohio. Mr. Warren stated GTL is in full support of Lake County regardless of the decision made.

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

Mr. John Muzik of 45 Coventry in Painesville Township, stated the West End Water Treatment Plant is certified to perform water testing and asked if there were plans for the East End to also be certified. Mr. Randy Rothlisberger stated there are no plans to certify the East End due to the cost of the equipment.

Mr. Muzik asked for clarification of the jail phone system proposal. Commissioner Moran stated the bottom line is to have no costs to tax payers.

Ms. Azrella Melnyk of 10506 Hobart Road in Kirtland, stated she recently learned the Land Bank is proposing donating a Lake County property to HOLA, a non-profit agency headquartered in Ashtabula County. Ms. Melnyk asked if the Board of Commissioners would be in support of and work with the Land Bank to donate this property to the Painesville Area Senior Center instead which is headquartered in Lake County. She feels that at some point County tax dollars have been used for the Land Bank and stated the Land Bank received \$50,000 in CDBG funding and should be used to support Lake County residents.

Commissioner Troy explained the Land Bank was a statutory creation of the Ohio legislature and could be created by any County over 60,000 people. It is required to be implemented by the County Treasurer and County Commissioners. By law, the 9-member Board of the Land Bank requires 2 County Commissioners, the County Treasurer, a representative from the largest city and township of the County, and a few others. They meet on a quarterly basis and there has not been a proposal put in front of the Land Bank governing board about this, however, they will look further into this proposal.

Ms. Becky Lynch, 8040 King Memorial in Mentor, asked about Resolution #3, a professional services agreement with GGJ, Inc. and asked what the agreement is for?

Commissioner Troy stated that the agreement is for a study of 5 intersections in the County that have difficult alignments with limited lines of sight making them high risk. It is to make recommendations to improve safety. The five intersections are; Florence Avenue & Newell Street in Painesville Township, Mill Morr Road and Jackson Street in Painesville Township, Perry Park Road & US 20 in Perry Township, Townline Road and SR 84 in Perry Township, and Hoose Road and Morley Road in Concord Township.

Ms. Lynch stated that in the minutes from the May 17, 2016 minutes it states that Commissioner Moran explained the process that Laketrans follows to make appointments and Ms. Lynch asked about the re-appointment process of the Laketrans appointments.

Commissioner Moran stated that Laketrans is not obligated to make a public announcement. They do not need to give public notice.

Commissioner Moran stated that the next Regular Commissioners' Meeting is scheduled for Tuesday, June 2, 2016 at 10:00 A.M.

EXECUTIVE SESSION:

- **Personnel- collective bargaining and employment**
- **Pending litigation**

EXECUTIVE SESSION: On a motion by Commissioner Troy, seconded by Commissioner Malecek, the Board convened an Executive Session at 3:10 p.m. to discuss Personnel-employment and collective bargaining and pending litigation with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None

The Lake County Board of Commissioners recessed Executive Session at 3:10 p.m.

The Lake County Board of Commissioners reconvened Executive Session at 3:15 p.m.

On a motion by Commissioner Troy, seconded by Commissioner Malecek, the Board returned to open session at 3:37 p.m., with the vote as follows: "AYES": Commissioners: Moran, Troy and Malecek "NAYS": None

ADJOURN: On a motion by Commissioner Troy, seconded by Commissioner Malecek, the Board adjourned the meeting at 4:00 p.m., with the vote as follows:

May 31, 2016

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

Minutes approved this ninth day of June, 2016.

BOARD OF LAKE COUNTY COMMISSIONERS

JUDY MORAN, PRESIDENT

KEVIN D. MALECEK, COMMISSIONER

DANIEL P. TROY, VICE PRESIDENT

JENNIFER BELL, CLERK