

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

DANIEL P. TROY, PRESIDENT
 KEVIN D. MALECEK, COMMISSIONER
 JUDY MORAN, COMMISSIONER
 AMY ELSZASZ, CLERK

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

 (Tape 2015-0604)

CALL TO ORDER: Commissioner Troy called the meeting to order at 10:00 a.m., June 4, 2015.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Moran, seconded by Commissioner Malecek, the minutes of the regular meeting of May 28, 2015, were approved as follows:

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

OPEN TO THE PUBLIC: Commissioner Troy asked if anyone in the audience wished to address the Board. Commissioner Troy stated that Mr. Michael Selander of the Building and Grounds Department has dedicated 25 years of service to the County. The Commissioners presented Mr. Selander with a service award and commemorative watch.

RESOLUTIONS:

1. **RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR CONCORD RIDGE SUBDIVISION PHASE 4, IN CONCORD TOWNSHIP (20150604\E01)(SD-414)**

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

2. **RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE METCALF ROAD BRIDGE REPAIR PROJECT (OPWC PROJECT NO. DGS06) OVER UNNAMED STREAM IN WAITE HILL VILLAGE, LAKE COUNTY, OHIO, AND ADVERTISING FOR BIDS OF THE SAME(Bid Opening July 8, 2015)(20150604\E02)(E-2)**

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

3. **RESOLUTION ESTABLISHING AN APPROPRIATION LINE ITEM TO BE KNOWN AS HEIDI PARK SANITARY SEWER REHAB 365-S CONTRACT PROJECTS, INCREASING APPROPRIATIONS AND TRANSFERRING CASH(20150604\U01)(UT-2)**

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

4. **RESOLUTION ESTABLISHING ACCOUNTS WITHIN SEWER PROJECT FUND 596 TO BE KNOWN AS KELLOGG CREEK SANITARY MANHOLE REHAB 377-S AND TRANSFERRING CASH(20150604\U02)(UT-2)**

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

5. **RESOLUTION ESTABLISHING ACCOUNTS WITHIN WATER PROJECT FUND 595 TO BE KNOWN AS LAKESHORE TO SOM WATERLINE 372-W AND NAN LINN (SKYTOP TO KILARNEY) DRIVE WATERLINE 373-W AND TRANSFERRING CASH(20150604\U03)(UT-2)**

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

6. **RESOLUTION TRANSFERRING CASH FROM LCDU SEWER DISTRICT TRANSFERS-OUT TO OWDA BOND RETIREMENT TRANSFERS-IN(20150604\U04)(UT-2)**

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

7. **RESOLUTION INCREASING APPROPRIATIONS FOR LCDU WATER DISTRICT VEHICLE REPAIRS AND SUPPLIES(20150604\U05)(UT-2)**

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

8. **RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$67,879.90 FOR SANITARY SEWERS FOR CONCORD RIDGE SUBDIVISION-PHASE 4 IN CONCORD TOWNSHIP (JOB NO. 15-2) (20150604\U06)(UT-9)**

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

9. **RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$57,882 FOR WATERLINE FOR CONCORD RIDGE SUBDIVISION-PHASE 4 IN CONCORD TOWNSHIP (JOB NO. 15-2)(20150604\U07)(UT-9)----**

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

10. **RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$879,779.77 TO HALLMARK EXCAVATING, INC. FOR PARKWAY BOULEVARD/POPLAR DRIVE/ASH ROAD WATERLINE REPLACEMENT PROJECT 362-W(20150604\U08)(UT-4)**
On a motion of Commissioner Moran, seconded by Commissioner Malecek, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None
11. **RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT JUNE 8, 2015, IN THE AMOUNT OF \$171,135.97(20150604\JFS01)(JFS-14)**
On a motion of Commissioner Moran, seconded by Commissioner Malecek, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None
12. **RESOLUTION AMENDING THE AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS BY AND ON BEHALF OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND LAKETRAN TO PROVIDE TRANSPORTATION SERVICES TO ELIGIBLE MEDICAID CLIENTS UNDER THE NON-EMERGENCY TRANSPORTATION PROGRAM(NET)(20150604\JFS02)(JFS-2)**
On a motion of Commissioner Moran, seconded by Commissioner Malecek.
Commissioner Troy reported that this resolution amends the existing agreement increasing the amount of the contract from \$480,500.00 to \$515,500.00. This is an innovative approach between Laketrans and JFS. Medicaid dollars are used to provide transportation. This program helps both Laketrans and the citizens.
Commissioner Malecek reported that he served on the Laketrans Board and supported these efforts that allowed them to restore services such as weekend and evening services for Dial-a-Ride and he agrees that it is an innovative program.
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None
13. **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY PROSECUTING ATTORNEY'S OFFICE AND THE COMMUNICATIONS WORKERS OF AMERICA-LOCAL 4340, EXPIRING MARCH 31, 2018(20150604\C01)(301b)**
On a motion of Commissioner Moran, seconded by Commissioner Malecek.
Commissioner Troy reported that this resolution authorizes a three-year agreement with clerical employees. The agreement calls for a 3%, 2 ½% and 2% increase. Also included are some agreements in sick leave and vacation pay cash out policy. The contract is a win for both sides.
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None
14. **RESOLUTION AUTHORIZING EXECUTION OF AN ECONOMIC DEVELOPMENT LOAN FUND AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND WET EXTRACTION TEAM, INC. IN THE AMOUNT OF \$35,000 UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS(20150604\C02)(C-46)**
On a motion of Commissioner Moran, seconded by Commissioner Malecek.
Commissioner Troy introduced Mr. Marty Gareau from the SBA portion of the Lake County Ohio Economic Development Authority. The application is from the WET Extraction Team. Ms. Lisa Keller and her husband Joe were in attendance and presented with a check from the County Commissioners.
Mr. Gareau explained when the Keller's signed the lease on their building there was an option to purchase the property for \$420,000. Chase Bank is the lead organization. The company received a loan but needed gap financing from the County, which is where this agreement comes into play. He thanked Mr. Dave Radachy and Ms. Rhea Benton for helping them through the process.
Ms. Keller explained that WET is a company that specializes in emergency water removal cleanup since 2009. They have eight employees and they are looking to add more for water and mold mediation.
Commissioner Troy stated that this company is headquartered in Fairport. This program was created by the Commissioners a few years ago using CDBG funds. The loan is for \$35,000 with a 5.25% loan interest rate for 20 years. This program has been successful and has received prompt re-payments. As dollars come into the program, additional loans are made. It is a revolving fund.
Commissioner Moran stated that this is a family and woman-owned business and she applauded her success and wished her continued growth.
Commissioner Malecek stated that this is an instance when government can step up and help small businesses. A check was presented to the Kellers from the Board of Commissioners.
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None
15. **RESOLUTION CHANGING THE LAKE COUNTY BOARD OF COMMISSIONERS' REGULAR MEETING PREVIOUSLY SCHEDULED FOR JUNE 25 TO JUNE 24 AND DECLARING THE MEETING SCHEDULE BEGINNING AUGUST 4(20150604\C03)(C-107)**
On a motion of Commissioner Moran, seconded by Commissioner Malecek.
Commissioner Troy explained this resolution amends a day in the current schedule. The June 25, 2015 Commissioners Meeting has been moved to Wednesday, June 24, 2015 at 10:00 a.m. This resolution also adds the schedule for August through the first week in September.
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None
16. **RESOLUTION EXPRESSING THE INTENTION OF THE COUNTY TO ISSUE SELF-SUPPORTING HOSPITAL REVENUE BONDS FOR LAKE HOSPITAL SYSTEM, INC. AND SETTING THE DATE, TIME AND PLACE FOR A PUBLIC HEARING (Hearing Date: on or about June 24, 2015, at 10:00 a.m. in the Commissioners' Office, 4th Floor, Administration Building, 105 Main Street, Painesville, Ohio)(20150604\C04)(C-181)**
On a motion of Commissioner Moran, seconded by Commissioner Malecek.
Commissioner Troy stated that this resolution expresses the intention of the County to refinance existing bonds. It is not for any new construction. He further explained that the hospital bonds are tax exempt, and a lower rate is possible through a program that allows a local/public entity to issue these bonds. There is no impact on the debt service of Lake County.
Mr. Todd Gibson of Squire Patton Boggs LLP, explained that this is a preliminary resolution indicating the Commissioner's willingness to cooperate. A resolution will be on the agenda later in June authorizing the issuance of bonds. The County only acts as a conduit. Mr. Michael Kido and Mr. Gary Robinson were in attendance to

answer any questions as representatives of Lake Hospital System, Inc.

Commissioner Troy replied that the County has done this refinancing before and the Health System has discussed other bonds with the Lake County Ohio Port and Economic Development Authority to improve energy efficiency. A public hearing will be held on Wednesday, June 24, 2015 at 10:00 a.m. in the Commissioners Chambers with respect to the proposed issuance of revenue bonds.

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

17. RESOLUTION APPROVING THE FINAL DEDICATION PLAT FOR MOUNTAINSIDE FARMS PHASE 5 IN CONCORD TOWNSHIP(20150604\C05)(SD-409)

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

18. RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR IMPROVEMENTS TO THE TITLE DIVISION-CENTRAL FOR THE LAKE COUNTY CLERK OF COURTS (Bid Opening: June 24, 2015)(20150604\C06)(CT-1)

On a motion of Commissioner Moran, seconded by Commissioner Malecek, Commissioner Troy explained that this resolution is for improvements to the Central Title Bureau on Mentor Avenue and because of the estimated cost of the project, it is required to go out to bid.

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

19. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,353,851.02(20150604\BC01)(C-4)

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

20. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$342,745.00(20150604\BC02)(C-17)

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

21. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS(20150604\BC03)(C-111)

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

22. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20150604\BC04)(C-111)

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

23. RESOLUTION DECLARING JUNE 15, 2015 WORLD ELDER ABUSE AWARENESS DAY IN LAKE COUNTY (20150604\F01)(C-126)

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

Commissioner Troy stated that this resolution was a request made by the Lake County Jobs and Family Services Department and brings elder abuse awareness to the public. There are nearly 17,000 reports of elder abuse and neglect recorded in the State of Ohio. The State budget increased its contribution for adult protective services. Legislation is being considered that enhances the ability to deal with this issue such as if a significant withdraw is made from a senior citizen's bank account a financial institution would be required to notify authorities.

Commissioner Moran stated that World Elder Abuse Awareness Day will be recognized on Monday, June 15, 2015 at 2:00 p.m. in Veteran's Park on the Square and that is open to the public.

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

DEPARTMENTAL REPORTS:

UTILITIES - Mr. Matt Armand, Public Service Coordinator for the Department of Utilities, reported on Saturday, June 6, 2015, from 9:00 a.m. to 3:00 p.m. A Household Hazardous Waste Collection event will take place. This is an important partnership between Lake County citizens and local government for a great cause. It is a commitment of us all to protect the environment for future generations. Mr. Armand thanked the Commissioners and Mr. Rick Martin, Executive Director of the Utilities Department, for their support. A comprehensive list of acceptable materials can be found on the website.

Commissioner Troy stated that these special collection events protect not only our groundwater, but tend to make our households safer.

JOB AND FAMILY SERVICES - Commissioner Troy asked if the State responded back about the Workforce Investment preference?

Mr. Bob Dawson replied that they have not heard back from the State.

COUNTY ADMINISTRATOR - none

FINANCE - none

CLERK - none

LEGAL - none

OLD BUSINESS: - none

NEW BUSINESS: - Commissioner Troy reported that the Attorney General announced a settlement with Morton and Cargill Salt for \$11.5 million that will be distributed to local government entities in Ohio, ODOT and the Ohio Turnpike Commission. It was determined there was some sort of conspiracy throughout a decade with salt pricing and there has been some admission of irregular practices in terms of the price of rock salt. The Attorney General's

Office needs to keep on this topic.

Commissioner Moran reported that LEEDCO recently received a nice endowment to keep the project moving forward. The Fred Olsen Company will be setting up an office in Cleveland.

PUBLIC COMMENT: Commissioner Troy asked if anyone in the audience wished to address the Board?

Mr. John Muzik, 45 Coventry Drive in Painesville Township, asked about resolution #12 relating to JFS and Laketran proving transportation to eligible Medicaid clients and if Medicaid Expansion has anything to do with this resolution?

Commissioner Troy explained that this program was in existence before Medicaid Expansion.

Commissioner Malecek stated that funds were accessible from the Federal Government for transportation for people that are under the program and Laketran worked with them to have access to those funds so they would not have to subsidize that with local funds.

Mr. Muzik stated that he read that the State is 38% over budget already for Medicaid Expansion. He wondered since the number of people on Medicaid increased that Laketran would receive more money because they are transporting more people.

Commissioner Malecek stated that he would look into that topic.

Commissioner Troy reported that Amazon recently agreed to begin collecting state and local sales tax and we will have to wait and see the impact. Mr. DiMare will be asked to look at what impact this has on the County.

Ms. Becky Lynch, 8040 King Memorial Drive in Mentor, asked about resolution #12 relating to JFS and Laketran for transportation services. She asked if the \$70,000 increase in the transportation program using Medicaid was coming from the federal government.

Commissioner Troy explained that Medicaid is a State and Federal partnership for funding. Nothing comes from local tax revenues.

Mr. Robert Dawson from JFS stated that the increase in the contract amount is very slight. Most of the Medicaid expansion is for higher income levels and transportation is not much of an issue for those people.

Ms. Lynch asked if there was a local match for the Economic Development loan authorized by the Commissioners in resolution #14 for WET Extraction Team, Inc?

Mr. Boyd replied that this loan is to fill a gap for \$35,000 as part of CDBG funds. The goal of the program is to fill in the gap. Chase was the primary lender. Small Business Assistance Corporation 504 was the secondary lender and there was a small piece that was left over that the County filled. There was also private equity that was involved. The success of receiving money back from the loans has been very positive. The loan program has been in existence for three years. This program uses proceeds of re-payment schedules to fund new loans and opening up CDBG funds for other projects.

Ms. Lynch asked about resolution #18 authorizing bids for improvements to the Central Title Division and asked if they were consolidating or streamlining because she last heard that there was too much space?

Commissioner Troy explained that the County Clerk of Courts is required under State law to provide motor vehicle titles in Ohio. There is a fee from each title that generates revenue. It was determined to phase out the east end location to the Mentor location. All of the money involved in this project is covered by the Certificate of Title Fund. No General Fund money is being used for this project.

Commissioner Moran replied that the space is rented out to other county agencies.

Ms. Lynch asked about resolution #23 declaring World Elder Abuse Awareness Day in Lake County and asked about adult protective services and the pending legislation number at the State?

Commissioner Troy replied that the legislation is being heard and if accepted, it could be rolled into the budget bill.

Ms. Lynch asked about the senior center in Painesville and where they will be located?

Commissioner Troy replied that the City and the center have 11 months to decide on a new location and they are reviewing their options.

Ms. Kelly, Clerk of Courts, reported that the decision has not been made yet about the Perry location but a similar analysis will also be performed on the remaining title agencies as they see how the business falls out. The Central Title Bureau has plenty of parking and has reasonable rent.

The next regular Commissioners Meeting will be held on Tuesday, June 16, 2015 at 2:00 p.m.

EXECUTIVE SESSION:

- Personnel - interviews; collective bargaining; employment

EXECUTIVE SESSION: On a motion of Commissioner Moran seconded by Commissioner Malecek, the Board convened an Executive Session at 10:55 a.m. to discuss personnel matters related to interviews, collective bargaining and employment with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:55 a.m.

The Lake County Board of Commissioners reconvened Executive Session at 11:00 a.m.

On a motion of Commissioner Moran seconded by Commissioner Malecek, the Board returned to open session at 12:24 p.m., with the vote as follows:

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

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Malecek, the Board adjourned the meeting at 12:25 p.m., with the vote as follows:

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

Minutes approved this sixteenth day of June, 2015.

BOARD OF LAKE COUNTY COMMISSIONERS

DANIEL P. TROY, PRESIDENT

KEVIN D. MALECEK, COMMISSIONER

JUDY MORAN, COMMISSIONER

AMY ELSZASZ, CLERK