

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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| DANIEL P. TROY, PRESIDENT | JASON W. BOYD, ADMINISTRATOR |
| KEVIN D. MALECEK, COMMISSIONER | LEGAL COUNSEL |
| JUDY MORAN, COMMISSIONER | JOEL DIMARE, BUDGET DIRECTOR |
| AMY ELSZASZ, CLERK | NEWS MEDIA |

(Tape 2015-0616)

CALL TO ORDER: Commissioner Troy called the meeting to order at 2:04 p.m., June 16, 2015.

ROLL CALL: Upon the roll being called, Commissioners Troy and Moran were present. Commissioner Malecek was absent.

APPROVAL OF MINUTES: Upon a motion by Commissioner Moran, seconded by Commissioner Troy, the minutes of the regular meeting of June 4, 2015, were approved as follows:
"AYES": Commissioners: Troy and Moran "NAYS": None

OPEN TO THE PUBLIC: Commissioner Troy asked if anyone in the audience wished to address the Board. Commissioner Troy stated the Stormwater Department Director, Tim Miller, was present at the meeting along with Mr. Craig Forgette from the U.S. Army Corps of Engineers to discuss the Arcola Creek Aquatic Ecosystem Restoration project. The first step is a feasibility study and the costs of the study are shared 50/50. Design and implementation costs are shared 65/35 with 35 being the local share. This project first began in 2003 with a letter of intent to enter into a cost sharing agreement. The Arcola Creek Watershed Action Plan was completed by Lake County Soil and Water Conservation District in December 2012 to reduce flooding and erosion. Mr. Forgette explained that thanks to the coordination with state, county and federal agencies and other local watershed communities, primary and secondary goals were set. The non-Federal sponsor is the Lake County Stormwater Management Department. Key stakeholders and land owners were mentioned: Lake County Metroparks, Madison Township, Madison Village, Perry Township, Geneva Township, Friends of Arcola Creek, Ohio Department of Natural Resources, Ohio Environmental Protection Agency, and Lake County Nursery Growers. The Feasibility Phase cost is estimated at \$310,000 with a 50/50 shared cost. The design and implementation phase is 65% federal and 35% non-Federal. The results will then be presented to the Commissioners. The local entity will be responsible for the long term operations and maintenance of the area. Mr. Miller stated that they are still working out some details but he hopes to have a final agreement to the Commissioners for the next meeting.

Commissioner Troy stated that low water problems have already been identified in the Arcola area and he asked if local nurseries are legally accessing the stream?

Mr. Miller replied that the nurseries were brought in as stakeholders in 2003/2004.

Commissioner Troy stated that the feasibility study will spell out the steps and estimate the costs to implement the project. It is concerning that the water flow is low and the temperature is increasing because it is one of only a few cold water streams in the area.

Mr. Forgette replied that is correct and they will move forward with an environmental assessment. Great Lakes Restoration funds may be able to be used for the project. It is important to have a construction-ready project. Commissioner Troy asked who would manage the projects and Mr. Miller indicated that it was undetermined at this time.

Commissioner Moran asked if the area has deteriorated since 2003 and who is monitoring the condition?

Mr. Forgette stated that the Watershed Action Plan gives the current status. The scope has been modified over the years to meet the current situation.

Mr. Miller stated that the scope of the project has been modified over the years.

Ms. Maurine Orndorff, Lake County Soil and Water Conservation District, stated that she was involved with the Watershed Action Plan, which was endorsed by both the EPA and ODNR.

Mr. Miller stated that an agreement would be presented to the elected officials in Madison Township, Madison Village and the County in a few weeks and requesting authorization from them to enter into an agreement for a feasibility study.

Commissioner Troy stated that a resolution will commit the County for \$155,000 local share, which will be paid out of the stormwater fund.

RESOLUTIONS:

1. **RESOLUTION AMENDING THE LOCAL PUBLIC AGENT (LPA) AGREEMENT NO. 27036 BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO FOR THE LAK-MORLEY CULVERT PROJECT (PID 98531) TO INCREASE THE TOTAL AMOUNT OF THE AGREEMENT TO \$533,336.00(20150616\E01)(E-3)**
On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy and Moran "NAYS": None

2. **RESOLUTION AWARING A BID CONTRACT TO TURN-KEY TUNNELING, INC. IN THE AMOUNT OF \$519,002.00 FOR THE LAK-MORLEY CULVERT PROJECT IN CONCORD TOWNSHIP, OH - PID #98531, LCE PROJECT NO. 14-019-02(20150616\E02)(E-3)**
On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy and Moran "NAYS": None

3. **RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 AND PROGRESS PAYMENT NO. 5 - FINAL FOR THE HUBBARD ROAD RESURFACING PROJECT, PID #93295 WITH KARVO PAVING COMPANY IN THE AMOUNT OF \$44,815.76(20150616\E03)(E-3)**
On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy and Moran "NAYS": None

4. **RESOLUTION ESTABLISHING ACCOUNTS WITHIN WATER PROJECT FUND 595 TO BE KNOWN AS BACON TO LANE ROAD WATER TRANSMISSION MAIN 371-W AND OAKWOOD BLVD WATERLINE REPLACEMENT 374-W, INCREASING APPROPRIATIONS AND TRANSFERRING CASH(20150616\U01)(UT-2)**

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

5. **RESOLUTION ESTABLISHING ACCOUNTS WITHIN SEWER PROJECT FUND 596 TO BE KNOWN AS FOREST ROAD SANITARY SEWER 375-S AND HENRY & RIVER STREETS SANITARY SEWER REHAB 376-S, INCREASING APPROPRIATIONS AND TRANSFERRING CASH(20150616\U02)(UT-2)**

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

6. **RESOLUTION INCREASING APPROPRIATIONS FOR LCDU WATER DISTRICT AND SEWER DISTRICT PROFESSIONAL SERVICES-CONSULTANTS(20150616\U03)(UT-2)**

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

7. **RESOLUTION AWARDED A BID CONTRACT IN THE AMOUNT OF \$833,577.00 TO NORTH BAY CONSTRUCTION, INC. FOR S.R. 91 AND S.R. 84 WATER BOOSTER STATION AND RESERVOIR UPGRADE PROJECT 350-W(20150616\U04)(UT-4)**

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

8. **RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT JUNE 22, 2015, IN THE AMOUNT OF \$445,840.46(20150616\JFS01)(JFS-14)**

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

9. **RESOLUTION RE-APPOINTING ROBERTA S. KALB AND FRANK J. SAROSY TO THE LAKE COUNTY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD FOR FOUR YEAR TERMS COMMENCING JULY 1, 2015 AND EXPIRING JUNE 30, 2019(20150616\C01)(B-50)**

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

Commissioner Troy stated that both Ms. Kalb and Mr. Sarosy currently serve on the Lake County ADAMHS Board. The Commissioners, by law, appoint 8 people to this Board and there are three members whose terms are expiring. The Commissioners are looking for one more appointee.

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

10. **RESOLUTION AUTHORIZING PAYMENT TO VARIOUS LAKE COUNTY POLICE PROSECUTORS FOR THE FIRST HALF OF 2015(20150616\C02)(CT-2)**

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

11. **RESOLUTION APPOINTING DALE A. SCHIAVONI TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2018(20150616\C03)(B-37)**

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

Commissioner Troy stated that this resolution will complete the appointments for the Laketrans Board. This seat was once filled by Mr. Ed Podojil. There were three outstanding candidates. Mr. Schiavoni served with ODOT's District 12 and is familiar with state and local transit funding.

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

12. **RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,627,430.00(20150616\BC01)(C-4)**

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

13. **RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,004,952.00(20150616\BC02)(C-17)**

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

14. **RESOLUTION INCREASING AND DECREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20150616\BC03)(C-111)**

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

15. **RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20150616\BC04)(C-111)**

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

DEPARTMENTAL REPORTS:

UTILITIES - Commissioner Troy asked how the sewer infrastructure was holding up with the recent wet weather?

Mr. Matt Armand, Public Service Coordinator, replied that the Department did not receive any customer complaints.

JOB AND FAMILY SERVICES - Commissioner Troy asked about an elder protection bill in the Senate that has a proposed requirement for financial institutions to report any large withdrawals from a senior citizen's bank account. This has passed the House and Senator Eklund appears to be supportive of the bill.

Mr. Battiatto stated that training will be provided to bank employees and for JFS to facilitate consistent reporting

for suspected elder abuse. It also creates a central registry to report numbers.

COUNTY ADMINISTRATOR - Mr. Jason Boyd reported that the deadline for the County Administration Center RFQ submittals is Friday, June 19, 2015.

FINANCE - Mr. Joel DiMare reported that a public hearing is scheduled for the next Commissioners Meeting on Wednesday, June 24, 2015 at 10:00 a.m. for the 2016 tax budget. Commissioner Troy explained that this is statutory requirement and the County is required to pass a resolution by July 15, 2015 and indicates which levies and at what rate they will collected in 2016. The budget will still indicate the County will only collect 1.0 mills of the authorized 2.1 mills of the General Fund.

CLERK - Ms. Amy Elszasz reported that in addition to the 2016 tax budget, there is also a public hearing for hospital revenue bonds for Lake Hospital System taking place on June 24, 2015. Ms. Elszasz noted that there will be some upcoming road vacation petition hearings. The first is for a portion of Seeley Road that is petitioned by Leroy Township Trustees and the second is for a portion of Dock Road in Madison Township that is under review by the Prosecuting Attorney. There will be public hearings scheduled for both road vacations.

LEGAL - none

OLD BUSINESS: - none

NEW BUSINESS: -

Commissioner Troy read, "Pursuant to the requirements of the grant, notice is hereby issued that the Lake County Sheriff's Office intends to apply for an Edward Byrne Memorial Justice Assistance Grant (FY 2015 Local Solicitation) in the amount of \$19,728.00 to purchase a 2016 Ford Interceptor Utility Police Vehicle. This vehicle will be fully marked and equipped for emergency service and will replace an older vehicle that is currently in use."

Commissioner Troy reported that the State Senate passed the latest version of the budget bill and they are appropriating \$13 million for electronic poll books with a local match. There is also a proposal to eliminate February special elections. Also anyone who requests a special election must pre-pay at least 65 % of the cost to the County to cover the expenses of the Board of Elections. This helps county budgets and encourages people to think twice before requesting a special election.

CCAO raised concerns about a possible increase in state sales tax to underwrite the cost of state income tax reductions.

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

Ms. Becky Lynch, 8040 King Memorial Drive in Mentor, asked about resolution #1 and #2 relating to the LAK-Morley Culvert Project and she asked why there was an increase in cost?

Mr. Bruce Landeg, County Engineer's Office, stated that \$14,000 difference from the contract and amended agreement due to the fact that construction costs are \$519,000 and the soil boring and materials testings are an additional cost and they lobbied that ODOT should pay for it as their part in creating the dam on Morley Road and they agreed so the new cost is \$533,336.

Ms. Lynch stated that she is still interested on serving on a board and offered her services for the ADAMHS Board. Ms. Lynch then asked about the Painesville Senior Center building and asked when the tenants of the building have to be out?

Mr. Boyd replied that tenants have 90 days to vacate.

The next regular Commissioners Meeting will be held on Wednesday, June 24, 2015 at 10:00 a.m.

EXECUTIVE SESSION:

- Personnel - employment (2)

EXECUTIVE SESSION: On a motion of Commissioner Moran seconded by Commissioner Troy, the Board convened an Executive Session at 2:56 p.m. to discuss personnel matters related to employment with the vote as follows: "AYES": Commissioners: Troy and Moran "NAYS": None

The Lake County Board of Commissioners recessed Executive Session at 2:56 p.m.

The Lake County Board of Commissioners reconvened Executive Session at 3:04 p.m.

On a motion of Commissioner Moran seconded by Commissioner Troy, the Board returned to open session at 4:20 p.m., with the vote as follows:

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

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board adjourned the meeting at 4:21 p.m., with the vote as follows:

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

Minutes approved this twenty-fourth day of June, 2015.

BOARD OF LAKE COUNTY COMMISSIONERS

DANIEL P. TROY, PRESIDENT

JUDY MORAN, COMMISSIONER

AMY ELSZASZ, CLERK