

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

DANIEL P. TROY, PRESIDENT	JASON W. BOYD, ADMINISTRATOR
ROBERT E. AUFULDISH, COMMISSIONER	LEGAL COUNSEL
JUDY MORAN, COMMISSIONER	JOEL DIMARE, BUDGET DIRECTOR
JENNIFER BELL, ASSISTANT CLERK	NEWS MEDIA

(Tape 2014-0807)

CALL TO ORDER: Commissioner Troy called the meeting to order at 10:02 a.m., August 7, 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 July 31, 2014 were approved as follows:
"AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

OPEN TO THE PUBLIC:
Commissioner Troy asked if anyone in the audience wished to address the Board.
Mr. Bruce Landeg, City of Mentor Councilman, stated that he was a stakeholder on a study supported by the Port Authority that took place regarding the Lost Nation Airport and he learned the airport’s consultant stated that the airport was not an economic magnet. He called for a purpose and needs statement and stated that showing duplication of service has not been answered. He also requested additional public hearings before voting on the resolution. Mr. Landeg asked for clarification about where the local share of the cost will come from, the grant, the safety under the County for the airport and surrounding area, and he asked about building a tower on the site.
Mr. Bernie Gantzer of Mentor stated that there is a need for businesses and jobs in Lake County in order to keep the young people here. He recommended that this issue be placed on the ballot for the people to decide. Commissioner Troy thanked the public for their comments. He explained what is normally placed in front of the voters is the financing of public improvements or bond issues. There has been a lot of due diligence that has taken place and it has been an eight-year process. A major concern was that the airport cannot be drawing on general tax dollars. Through many studies and discussions it was concluded that the operation of the airport will be self-sustaining. We have a republican form of government, small “r”, and the people elected the Commissioners to make these types of decisions.
Commissioner Aufuldish replied that in his opinion, the voters spoke when they elected the Commissioners to represent them. He has been elected five times to office and has done his due diligence and does the best of his ability. He attends 50 meetings a year and passes an average of 20 pieces of legislation at each meeting. This is a key vote for this County and it is a major step for economic development for this County.
Commissioner Moran stated that she met with Mr. Landeg and the FAA and they were all in favor of what is happening and they noted that we are on the right track. She is looking forward to improvements at the airport because once it is gone, it is gone. A business district is what will be fed off of this project. This will be a self-sustaining project.

RESOLUTIONS:

1. **RESOLUTION AWARDING A BID CONTRACT TO OGLESBY CONSTRUCTION, INC. FOR LAKE COUNTY ROADS PAVEMENT MARKINGS - 2014 AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$109,589.75 (20140807\E01)(E-3)**
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 INCREASING APPROPRIATIONS FOR MENTOR MARSH SANITARY INTERCEPTOR 336-S AND TRANSFERRING CASH (20140807\U01)(UT-2)**
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.
Commissioner Troy reported that a sewer pipe runs through the marsh, which is challenging topography and the sewer has aged and it is under-performing. This resolution is increasing appropriations for the design of the replacement.
The foregoing resolution was adopted with the vote as follows: “AYES”: Commissioners: Troy, Aufuldish and Moran “NAYS”: None
3. **RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20140807\U02)((UT-7)**
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
4. **RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT AUGUST 11, 2014, IN THE AMOUNT OF \$186,348.43 (20140807\JFS01)(JFS-14)**
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 EXECUTION OF AMENDMENT I TO THE STATE FISCAL YEARS 2014/2015 SUBGRANT AGREEMENT BETWEEN THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND THE WORKFORCE INVESTMENT ACT LOCAL AREA 5 (LAKE COUNTY)(20140807\JFS02)(JFS-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
6. **RESOLUTION DETERMINING TO SPONSOR, TOGETHER WITH THE LAKE COUNTY OHIO PORT AND**

ECONOMIC DEVELOPMENT AUTHORITY, THE LOST NATION AIRPORT LOCATED IN THE CITY OF WILLOUGHBY, OHIO AND THE CITY OF MENTOR, OHIO; AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT FOR THE TRANSFER OF THE LOST NATION AIRPORT BETWEEN THE CITY OF WILLOUGHBY, OHIO, THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY AND THIS COUNTY; AUTHORIZING THE EXECUTION AND DELIVERY OF A COOPERATIVE AGREEMENT WITH THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY IN ORDER FOR THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY TO SERVE AS AGENT OF THE COUNTY IN CONNECTION WITH THE COUNTY'S CO-SPONSORSHIP OF THE LOST NATION AIRPORT; AUTHORIZING THE EXECUTION AND DELIVERY OF A FAA GRANT AGREEMENT AND AN ASSIGNMENT AND ASSUMPTION AGREEMENT IN CONNECTION WITH FAA APPROVAL OF THE TRANSFER OF THE LOST NATION AIRPORT AND AMENDING A RESOLUTION OF THIS BOARD IN ORDER TO PROVIDE FOR THE CO-SPONSORSHIP OF THE LOST NATION AIRPORT BY THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY (20140807\C01)(209-z29)

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

Commissioner Troy stated that this has been under discussion for eight years. After the creation of the Port Authority, they were asked to look into the airport. They received outside funding for independent studies and they were charged with making the best decision for the economic health of the County. The Port Authority exercised due diligence. The City of Willoughby has passed a resolution unanimously for the airport transfer. This venture will not require any subsidies and Willoughby actually made a small profit. The issue with the airport is that since 1996, there has been uncertainty surrounding the airport, and, as a result, few investments have been made. If approved by the FAA, the airport will continue to exist under new management and master planning will take place that will improve the look of the property. There will not be any expansion of runways. Planning ahead will ensure that Lake County remains economically viable, encourage investment and re-investment by the businesses, keep people working and keep tax dollars being paid. This decision is recommended by the Port Authority and should the resolution pass today, the Commissioners salute them for their hard work.

Commissioner Aufuldish stated when something of this magnitude is done, rumors start to fly. Mayor Anderson of Willoughby is in attendance and they have all seen the finances of the airport and they have not lost money. The airport will be a great economic development tool for Lake County and he thanked the mayor for his patience.

Commissioner Moran stated that a great deal of research and development is being done at the airport and this will be good for the County.

County Administrator, Mr. Jason Boyd, stated between 2005-2007 Lakeland put forth an economic development strategy that indicated some catalytic projects throughout the County and the Lost Nation Airport was one of those projects along with lakefront development plan and industrial park development and redevelopment. This will provide a predictable, sustainable future for economic development for the County.

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

7. RESOLUTION RE-APPOINTING GERALDINE HAUSCH AND WALTER R. SIEGEL TO THE LAKE COUNTY PLANNING COMMISSION FOR TERMS EXPIRING AUGUST 14, 2017(20140807\C02)(B-34)

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish

Commissioner Troy reported that the Planning Commission's primary duties include dealing with zoning text changes in unincorporated areas and subdivision reviews in those areas. This resolution is re-appointing two long-term members.

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

8. RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY STORMWATER MANAGEMENT DIVISION AND THE CITY OF WILLOUGHBY NECESSARY TO ENSURE COMPLIANCE WITH A NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER PERMIT (20140807\C03)(UT-46)

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

Commissioner Troy stated that Mr. Tim Miller, Stormwater Management Director, has been working with the communities to begin the process of incorporating them into the program. This resolution and the following one add the cities of Willoughby and Eastlake. It makes sense to address stormwater regionally because watersheds do not always follow corporation lines. Willoughby and Eastlake are important to have as partners for the Chagrin River watershed.

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

9. RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY STORMWATER MANAGEMENT DIVISION AND THE CITY OF EASTLAKE NECESSARY TO ENSURE COMPLIANCE WITH A NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER PERMIT (20140807\C04)(UT-46)

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 AMENDING THE DOG REGISTRATION FEES SCHEDULE IN LAKE COUNTY, COMMENCING SEPTEMBER 15, 2014 (20140807\C05)(C-110)

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

Commissioner Troy reported that this resolution allows the Dog Shelter to comply with state law. The law was changed to allow for lifetime or three-year dog licenses. There was a grey area in terms of penalties for those who got the licenses late.

Mr. Rodney Shelton, Animal Control Officer, explained that this resolution allows them to sell a three-year license outside of January 1 to December 31. It allows for late penalties and after July 1 it offers a pro-rated fee at 83% outside that period. This addresses the grey area. To date, the Dog Shelter has sold 650 three-year registrations

and 63 permanent registrations. They anticipate that these numbers will increase.

Commissioner Troy stated that the Dog Shelter's operational funding comes out of license fees and not the general fund.

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

11. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,536,012.51(20140807\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

12. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$485,681.43(20140807\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

13. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS(20140807\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

14. RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20140807\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

15. RESOLUTION CONGRATULATING STEVEN REX OVERFIELD ON ATTAINING THE PRESTIGIOUS RANK OF EAGLE SCOUT AWARDED BY THE NATIONAL BOY SCOUTS OF AMERICA (20140807\F01)(C-126)

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

Commissioner Aufuldish reported that he has attended every court of honor for Boy Scout Troop 5 and is sad to report that there are not enough boys in the troop to renew their charter so this will be the last Eagle Scout from Troop 5.

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

DEPARTMENTAL REPORTS:

UTILITIES - Mr. Rick Martin, Department of Utilities Director, explained the importance of source water protection relating to algae blooms because of the recent events that occurred recently in Toledo to their water. He stated that most algae blooms are caused by agricultural run-off. All water plants follow a strategic plan recommended by the EPA called the Public Water System Harmful Algae Bloom Response Strategy. The plan involves three steps: 1. Observation and testing, 2. Screening, 3. Cyanotoxin monitoring. The County has never had to go past step 1. He explained that NASA flies a plane over Lake Erie every week that takes pictures and gives a forecast of when a bloom will appear.

Mr. Martin explained that an algae bloom is different than a dead zone, which sometimes happens in September. A dead zone occurs when the lake turns over and the algae that has died and settled at the bottom of the lake is churned up and depletes the oxygen in the lake, which causes fish die or leave the area. This is constantly being monitored.

Commissioner Troy stated that citizens appreciate how conscientious the Utilities Department is at the plants. The Aquarius Plant serves the west end of the County and the Bacon Road Plant serves the east end of the County. A lot of work has been done upgrading the plants. He was able to sponsor and get passed, over Proctor and Gamble's opposition, the Detergent Phosphorus bill in the legislature to be sure no detergents containing phosphorus are sold in the 35 counties in the Lake Erie watershed. Also, recent storms cause untreated water to get out into the lakes. He thinks it may be time for a Lake Erie summit. Failing household septic systems do not help. The lake is Ohio's greatest asset and some tough decisions have to be made by the legislature. He stated that he will be attending the County Municipal Leaders Conference hosted by the Ohio Sea Grant Program meeting on August 20 to see what we can do to address the issue because this is not just about our drinking water but the economic health of the County and State.

Commissioner Aufuldish thanked the Utilities Department for being pro-active.

JOB AND FAMILY SERVICES - none

COUNTY ADMINISTRATOR - none

FINANCE - none

CLERK - none

LEGAL - none

OLD BUSINESS: - none

NEW BUSINESS: -Commissioner Troy asked about a Facility Planning Area Boundary Request Change for Heatherstone and Mr. Al Saari, Sanitary Engineer, replied that is to clean up the boundary lines and making what exists out there official.

Commissioner Aufuldish thanked Ms. Donna Tyson for creating all the collages of municipalities in Lake County for the Commissioners' Chambers.

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

Mr. Jim Brown, owner of Classic Auto Group, stated that he has been in business in the County for 35 years and he stated that it is a great County to work with and he appreciated the cooperation between entities. This transfer of the airport is the biggest economic opportunity in the County. He stated it is important to make the County an exciting place to be. It is an attitude. Lake County can do a lot about jobs and this will help. Nothing has been done to improve the airport because of its uncertain future. Now there are plans to build hangars, fix cracked runways and taxiways, and add a restaurant and weather reporting station. This is an exciting venture and it will be a big success. There are people who want their offices where their plane is located.

Ms. Becky Lynch, 8040 King Memorial Drive in Mentor, clarified that Mentor does not have a mayor, but a city manager and also clarified in the Constitution Article 4, Section 4, reads "The United States shall guarantee to every state in this union a Republican form of government, and shall protect each of them against invasion," and it is a capital "R."

Commissioner Troy stated the constitution was written in 1787 and the Republican party was not formed until 1856.

She stated that all three Commissioners indicated that the airport will be self-sustaining and if any subsidies are required this will be re-visited. She stated that grant money is not free money. She stated that she is happy to see private industry stepping up because she loves airports and it will be an asset to the County. She stated that she was there when the study was done and stated that work on this airport was done before the Port Authority was involved. As for public meetings, she stated that she has requested in writing public-friendly meeting times.

Willoughby Mayor Dave Anderson stated that this is a good decision made possible by a few good decisions made by the Board of Commissioners in the past like establishing the Port Authority and directing some casino revenue through the Port Authority for economic development. That made possible the decision made here today. This is great leadership.

Commissioner Troy stated that casino money, which the County used to supplement some of the downturn in investment earnings and lower property values, but a substantial portion was committed to economic development activities, which helps all communities in the county. Lake County local governments are receiving the best deal in the State of Ohio in terms of distribution of the Local Government Fund, better than any other county in the State.

Mr. Bruce Landeg congratulated everyone on the airport transfer pending FAA approval and he asked what the FAA grant is for and what is the local share? He was glad to hear that the airport will be self-sustaining. He also asked about the safety issues, particularly the tower.

Commissioner Troy stated with the technology today a tower is not needed.

Ms. Patty Fulop, consultant for the Port Authority on FAA issues, stated that they have not applied for the grant at this time. In order for the airport to move forward, one of the FAA regulations is to accept terms and conditions, if you do accept a grant.

Commissioner Troy stated that it is has been his understanding that FAA grants are 90/10 with the local match being 10%. After discussions and studies, it was determined that revenues generated by economic development would generate the money necessary to meet the 10% match. The desired goal is to not use Port Authority or casino money but internal airport operation dollars for the local share.

Commissioner Troy stated the next regular Commissioners Meeting will be held on Tuesday, August 12, 2014 at 2:00 p.m.

EXECUTIVE SESSION:

- Real Estate - potential acquisition
- Personnel - compensation

EXECUTIVE SESSION: On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 11:10 am to discuss a real estate matter related to potential acquisition and a personnel matter related to compensation, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 11:11 am.

The Lake County Board of Commissioners reconvened Executive Session at 11:22 am.

On a motion of Commissioner Moran seconded by Commissioner Aufuldish, the Board terminated the Executive Session at 12:35 pm, with the vote as follows:

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

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the Board adjourned the meeting at 12:36 9m, with the vote as follows:

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

Minutes approved this twenty-eighth day of August, 2014.

BOARD OF LAKE COUNTY COMMISSIONERS

DANIEL P. TROY, PRESIDENT

JUDY MORAN, COMMISSIONER

ROBERT E. AUFULDISH, COMMISSIONER

JENNIFER BELL, ASSISTANT CLERK