

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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| JERRY C. CIRINO, COMMISSIONER | JASON W. BOYD, ADMINISTRATOR |
| JOHN R HAMERCHECK, COMMISSIONER | LEGAL COUNSEL |
| DANIEL P. TROY, COMMISSIONER | MIKE MATAS, BUDGET DIRECTOR |
| JENNIFER BELL, CLERK | NEWS MEDIA |

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(Tape 2017-0824)

CALL TO ORDER: Commissioner Cirino called the Meeting to order at 10:02 a.m. Thursday, August 24, 2017.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Troy, seconded by Commissioner Cirino, the minutes of the regular meeting of August 8, 2017 were approved as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None.

OPEN TO THE PUBLIC: Commissioner Cirino asked if anyone in the audience wished to address the Board. No one present wished to address the Board at this time.

RESOLUTIONS:

1. RESOLUTION AUTHORIZING FINAL APPROVAL AND ACCEPTING A THREE-YEAR MAINTENANCE SURETY FOR LAKE TERRACE ESTATES NO. 4 SUBDIVISION, PAINESVILLE TOWNSHIP (20170824\E01) (SD-421)

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

2. RESOLUTION CERTIFYING THE LAKE COUNTY DEPARTMENT OF UTILITIES UNPAID SEWER SERVICE, WATER, AND ADMINISTRATIVE CHARGES TO THE LAKE COUNTY AUDITOR(20170824\U01)(UT-7)

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

3. RESOLUTION RESCINDING THE BID AWARD TO MOSAIC FOR HYDROFLUOROSILICIC ACID AND AWARDDING SAID BID TO UNIVAR(20170824\U02)(UT-4)

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck. Commissioner Hamercheck asked if this is the one where the product was made in China and not the United States. Mr. Gary Fedak, Director of Technical Operations, responded that this was a previous topic of discussion. This resolution is to rescind the bid award due to their bid not being in compliance. Commissioner Troy stated that is the second lowest bid. Mr. Randy Rothlisberger stated that Univar was the second lowest bid, is the same company that was used last year and the bid is actually lower than the previous year. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

4. RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH GLAUS, PYLE, SCHOMER, BURNS & DEHAVEN, INC. FOR THE ST. JAMES RELIEF SEWER PROJECT 403-S FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES(20170824\U03)(UT-4)

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

5. RESOLUTION ESTABLISHING TAP-IN CHARGES FOR AUBURN-CRILE ROAD CONNECTOR SEWER IN CONCORD TOWNSHIP(20170824\U04)(UT-17)

On a motion by Commissioner Troy, seconded by Commissioner Cirino. Commissioner Troy stated that these are significant amounts of money, and this service would not be available to this area had the Wastewater Treatment plant not been expanded. This is the share that new customers pay to reimburse the County for what was spent on the expansion. Mr. Randy Rothlisberger, Sanitary Engineer stated that the reimbursement will happen when the properties are actually tied into the system. He explained that Concord Township paid for this extension and by law, the County is required to pay the developer; Concord Township, for the new infrastructure going across these properties. Commissioner Troy stated that down the road there will be benefit unit fees that will be charged for their share of the money that was fronted to expand the Plant.

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

6. RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH ENVIRONMENTAL DESIGN GROUP FOR THE BLISSFIELD AND BEECHWOOD WATERLINE REPLACEMENT PROJECT 405-W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES(20170824\U05)(UT-4)

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

7. RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH LJB INC. FOR THE ROGERS ROAD WATERLINE REPLACEMENT PROJECT 406-W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20170824\U06)(UT-4)

On a motion by Commissioner Troy, seconded by Commissioner Cirino. Commissioner Troy stated that this project is to be conducted on the Willoughby Hills side of the bridge. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

8. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT AUGUST 28, 2017, IN THE AMOUNT OF \$681,239.46 (20170828\JFS01)(JFS-14)

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

9. RESOLUTION AUTHORIZING THE BOARD OF LAKE COUNTY COMMISSIONERS TO ENTER INTO AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND BURGESS & NIPLE, INC. FOR CONSTRUCTION SERVICES AT 85 N. PARK PLACE FOR THE LAKE COUNTY ADMINISTRATION CENTER EXPANSION AND RENOVATION PROJECT (20170824\C01)(207m)

On a motion by Commissioner Troy, seconded by Commissioner Cirino. Mr. Jason Boyd, County Administrator, explained that as we transition from architectural and engineering work with Burgess & Niple for the construction services phase, this amendment will allow Burgess & Niple along with A.M. Higley to represent the County for special inspection services such as, construction administration, change order processes, request for information and commissioning, etc. This will move the project forward the next year and a half. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

10. RESOLUTION APPROVING THE PUBLIC OFFICIALS BOND FOR THE LAKE COUNTY TREASURER FOR THE DISCHARGE OF HER DUTIES COMMENCING ON SEPTEMBER 4, 2017 (20170824\C02)(C-107)

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

11. RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$23,000,000 AGGREGATE PRINCIPAL AMOUNT OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF CONSTRUCTING, EQUIPPING, FURNISHING AND OTHERWISE IMPROVING BUILDING FACILITIES IMPROVEMENTS, INCLUDING ANY SITE IMPROVEMENTS AND ALL NECESSARY APPURTENANCES THERETO, TOGETHER COMPRISING THE COUNTY ADMINISTRATION CENTER PROJECT (20170824\C03)(207m)

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

12. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$3,659,660.27(20170824\BC01)(C-4)

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

13. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,065,077.78(20170824\BC02)(C-17)

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

14. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20170824\BC03)(C-111)

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

15. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20170824\BC04)(C-111)

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

16. PROCLAIMING SEPTEMBER 2017 PROSTATE CANCER AWARENESS MONTH IN LAKE COUNTY, OHIO (20170824\F01)(C-126)

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

DEPARTMENTAL REPORTS:

UTILITIES –Mr. Randy Rothlisberger reported that a bid opening was held yesterday for the Strawberry Lane waterline replacement project. He explained that the engineer's estimate was \$800,000 and the bids ranged from 30% below the estimate to 10% above the estimate and that eleven bids were received. The apparent low bidder was Davis Diggers with a bid of \$559,000.00. He stated that there are few more upcoming bid openings and are hopeful for similar results.

JOB AND FAMILY SERVICES – none.

COUNTY ADMINISTRATOR – none.

FINANCE – none.

CLERK –none.

LEGAL – none.

OLD BUSINESS: none.

NEW BUSINESS: -

Commissioner Troy reported that the Senate met this week to discuss some line item vetoes made by the Governor and they overrode six of them. There is a delay with the Medicaid Managed Care Sales Tax. The Senate leadership heard from the Administration and wanted to offer a compromise and asked the Senate for more time. They are scheduled to meet again on September 6, 2017 and CCAO has a seat at the table. Anything that is proposed will be run by CCAO to see if it fits into what counties need to hold us as harmless as possible with the loss of the Medicaid Managed Care sales tax revenue, there are no guarantees at this time.

Commissioners Clerk, Ms. Jennifer Bell, stated that in order for the County to be compliant to receive the Edward Byrne Memorial Justice Assistance Grant Program, FY 2017 Local Solicitation, there must be a public announcement of the following grant and allow for public comment.

"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 (JAG) Program-FY 2017 Local solicitation in the amount of \$19,884.00 to purchase a 2018 Ford Interceptor Utility Police Vehicle (patrol vehicle). This vehicle will be fully marked and equipped for emergency service and will replace an older vehicle that is currently in use."

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

Mr. Dave Lima, 7774 Litchfield Drive in Mentor, Ohio, stated he is not sure if the Commissioners are aware about the potential liability of the County for monetary damages should the Lake County Sheriff's Department detain someone on the basis of an ICE (Immigration and Customs Enforcement Agency) detainer rather than on the basis of a judicial warrant. Other jurisdiction who have followed this practice have been found to have violated the 4th amendment rights of those individuals and he asked the Commissioners to consider this issue.

Mr. Lima encouraged the Commissioners to consider the adoption of a resolution repudiating all forms of white supremacy and all of the groups who espouse such ideology.

Commissioner Cirino stated the next Regular Commissioners' Meeting is scheduled for Thursday, August 31, 2017 at 10:00 A.M.

ADJOURN: On a motion by Commissioner Hamercheck, seconded by Commissioner Cirino, the Board adjourned the meeting at 10:19 a.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

Minutes approved this thirty-first day of August, 2017.

BOARD OF LAKE COUNTY COMMISSIONERS

JERRY C. CIRINO, PRESIDENT

JOHN R. HAMERCHECK, COMMISSIONER

DANIEL P. TROY, COMMISSIONER

JENNIFER BELL, CLERK