

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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 2017-0831)

CALL TO ORDER: Commissioner Cirino called the Meeting to order at 10:02 a.m. Thursday, August 31, 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 24, 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 CHANGE ORDER NO. 1 LAK-RAVENNA ROAD RESURFACING PROJECT, PID NO. 95475 WITH CHAGRIN VALLEY PAVING, INC. DECREASING THE AMOUNT BY \$77,191.20 (20170831\E01)(E-3)**

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 AUTHORIZING FINAL ACCEPTANCE OF THE SUBDIVISION PLAT AND ACCEPTING A THREE-YEAR MAINTENANCE BOND FOR CONCORD RIDGE SUBDIVISION PHASE 5 IN CONCORD TOWNSHIP (20170831\E02)(SD-419)**

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

- 3. **RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN CT CONSULTANTS, INC. AND THE LAKE COUNTY BOARD OF COMMISSIONERS IN AN AMOUNT NOT TO EXCEED \$66,400.00 (20170831\E03)(E-3)**

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

- 4. **RESOLUTION ESTABLISHING ACCOUNTS WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES SEWER PROJECT FUND 596 TO BE KNOWN AS MENTOR WASTEWATER TREATMENT FACILITY DIGESTER REHABILITATION PROJECT 408-S (20170831\U01)(UT-2)**

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

- 5. **RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES SOLID WASTE OPERATING FUND(20170831\U02)(UT-2)**

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

- 6. **RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH FROM LAKE COUNTY DEPARTMENT OF UTILITIES WATER OPERATING FUND TO WATER PROJECT FUND 363-W MAPLEGROVE & ROCKEFELLER WATERLINE PROJECT(20170831\U03)(UT-2)**

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

- 7. **RESOLUTION INCREASING AND TRANSFERRING APPROPRIATIONS WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES WATER CAPITAL PROJECT ACCOUNTS TO PAY FEES FOR LEGAL SERVICES RENDERED IN CONNECTION WITH THE ISSUANCE OF "UTILITIES MAINTENANCE FACILITIES NOTES, SERIES 2017" AND "WATER UTILITIES IMPROVEMENTS NOTES, SERIES 2017" (20170831\U04)(UT-2)**

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

- 8. **RESOLUTION INCREASING APPROPRIATIONS, DECREASING APPROPRIATIONS AND TRANSFERRING CASH FROM LAKE COUNTY DEPARTMENT OF UTILITIES VARIOUS PROJECT FUNDS TO WATER OPERATING FUND. THE PROJECTS ARE COMPLETE AND THE CASH IN THE PROJECT FUNDS IS REDUCED TO ZERO (20170831\U05)(UT-2)**

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

**9. RESOLUTION APPROVING FINAL ESTIMATE NO. 6 (RELEASE OF RETAINER) IN THE AMOUNT OF \$24,308.00 WITH D.B. BENTLEY, INC. AND ACCEPTING A THREE YEAR MAINTENANCE BOND IN THE AMOUNT OF \$60,611.40 FOR NAN LINN WATERLINE REPLACEMENT PROJECT 373-W FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES(20170831\U06)(UT-9)**

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

**10. RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR SAWDUST FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: September 20, 2017) (20170831\U07)(UT-8)**

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 AUTHORIZING ADVERTISING FOR BIDS FOR WOOD CHIPS FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (Bid Opening: September 20, 2017)(20170831\U08)(UT-8)**

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 CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20170831\U09)(UT-7)**

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

**13. RESOLUTION ACCEPTING A THREE YEAR MAINTENANCE BOND IN THE AMOUNT OF \$17,471.75 FOR SANITARY SEWERS AND \$5,443.27 FOR WATERLINES FOR CONCORD RIDGE SUBDIVISION-PHASE 5 IN CONCORD TOWNSHIP (JOB NO. 16-44) (20170831\U10)(SD-419)**

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

**14. RESOLUTION AUTHORIZING THE BOARD OF LAKE COUNTY COMMISSIONERS TO ENTER INTO AMENDMENT #2 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND BURGESS & NIPLE, INC. FOR PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES AT 85 N. PARK PLACE FOR THE LAKE COUNTY ADMINISTRATION CENTER EXPANSION AND RENOVATION PROJECT (20170831\C01)(207m)**

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

**15. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$941,634.63(20170831\BC01)(C-4)**

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

**16. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$327,911.66(20170831\BC02)(C-17)**

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

**17. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20170831\BC03)(C-111)**

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

**18. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20170831\BC04)(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

DEPARTMENTAL REPORTS:

UTILITIES – none.

JOB AND FAMILY SERVICES – none.

COUNTY ADMINISTRATOR – none.

FINANCE – none.

CLERK –none.

LEGAL – none.

OLD BUSINESS: none.

NEW BUSINESS: -

Commissioner Troy reported that there are provisions in the recently enacted Senate Bill 2 regarding water systems which will take effect October 1, 2017. Senate Bill 2 requires public water systems to demonstrate ongoing technical, financial and managerial capability by implementing an asset management program by October 1, 2018.

Sanitary Engineer, Mr. Randy Rothlisberger, reported that the Utilities Department has all necessary information and is prepared to implement the system by the required date.

Commissioner Troy stated there was some concern with the raw water quality in Toledo and asked Mr. Rothlisberger if Lake County had seen any water quality issues.

Mr. Rothlisberger stated that the Lake Erie water quality is extremely clean and explained the schedule and testing performed by the Department.

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

Ms. Connie Mismus of, 208 St. Lawrence, Eastlake, asked the Board to review the recent article regarding the Perry Power Plant and First Energy.

Commissioner Cirino stated that a meeting was held Monday, August 28<sup>th</sup> between executives of First Energy and primarily elected/appointed officials from the Perry community and other Lake County communities. The meeting was attended by over 40 officials and approximately 10 executives from First Energy. He stated that this meeting gave First Energy an opportunity to explain nuclear power and data and a majority of the time was spent with questions from those in attendance. Commissioner Cirino explained that he has researched the economic impact of nuclear facility closures and that should the Perry Plant close, it would have a long term impact well beyond the loss of jobs in our community. He stated they will continue looking at solutions that would secure the continued nuclear generation at Perry as well as review the current proposal from First Energy. Commissioner Cirino reviewed a proposed bill before the Ohio Senate that would allow First Energy to become reregulated and put them under PUCO which in turn would allow for a rate increase. There has been no decision made on this bill to date. On Tuesday, August 29<sup>th</sup>, Commissioner Cirino was in Washington, D.C. He and Ottawa County Commissioner, Mark Stahl, requested a meeting with the Department of Energy to discuss the future of Ohio's two nuclear power plants. Ms. Mismus asked if the First Energy decision had anything to do with the age of the Perry Plant. Commissioner Troy responded the plant is licensed until 2028 and eligible for 20 year renewals. He explained that the problems First Energy is experiencing is due to natural gas pricing being the lowest it has been in 30 to 40 years. First Energy has been focused on nuclear and coal fired plants. Commissioner Troy stated the company has been pushing for a "Zero Emission Nuclear Resource Program" and that bills proposed by the Ohio Senate and House would generate approximately \$330 million a year in credit. The Perry School District is far and away the biggest beneficiary, receiving approximately \$2.1 million of those funds. Commissioner Troy explained that the original plan was that Lake County would receive 2 nuclear reactors at a cost of \$2 billion and the end result was 1 reactor at a cost of \$7 million. He stated that PUCO allowed these costs to be passed on to rate payers. Commissioner Troy indicated that perhaps the federal government needs to become involved in the energy issue because it is more of a national issue than local. Perry Schools, Perry Local Fire District and North Perry Village feel that the plant must be saved at any cost due to the great tax base it sets for them. Commissioner Cirino stated the Energy Department has indicated that there are some options under regulations that will hopefully keep them open for at least a couple years and explained the financial issues First Energy is facing in the coming year. The power plant closure would have serious financial consequences not only for Perry but Lake County as a whole and something must be done sooner rather than later.

Mr. John Muzik of 45 Coventry Drive, Painesville Township, asked how much financial impact this would have on the County. Commissioner Troy responded it would be minimal for the County as we collect only 1 inside mill that generates or approximately \$70,000 for the general fund annually. There are other County entities that would experience differing levels of loss. He stated the largest impact would be the loss of approximately 700 jobs and other economic activity associated with the operation of the plant.

County Engineer, Mr. James Gills, asked if the operation of the Emergency Management Agency would be impacted with a closure. Commissioner Troy stated the EOC provides services in the County for a lot more than the power plant. Commissioner Hamercheck stated Lakeland Community College would suffer significant financial losses with the plant closure. Commissioner Cirino stated that the bottom line is to keep the plant open and operating.

Commissioner Cirino stated the next Regular Commissioners' Meeting is scheduled for Thursday, September 7, 2017 at 10:00 A.M.

EXECUTIVE SESSION:**Personnel – compensation**

EXECUTIVE SESSION: On a motion Commissioner Hamercheck, seconded by Commissioner Troy, the Board convened an Executive Session at 10:45 a.m. to discuss a personnel-compensation with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

The Lake County Board of Commissioners adjourned Executive Session at 10:45 a.m.

On a motion by Commissioner Hamercheck, seconded by Commissioner Cirino, the Board returned to open session at 11:05 a.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

ADJOURN: On a motion by Commissioner Troy, seconded by Commissioner Cirino, the Board adjourned the meeting at 11:05 a.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

Minutes approved this twelfth day of September, 2017.

**BOARD OF LAKE COUNTY COMMISSIONERS**

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JERRY C. CIRINO, PRESIDENT

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JOHN R. HAMERCHECK, COMMISSIONER

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DANIEL P. TROY, COMMISSIONER

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JENNIFER BELL, CLERK