

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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

(Tape 2015-0910)

CALL TO ORDER: Commissioner Troy called the meeting to order at 10:05 a.m., September 10, 2015.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Moran, seconded by Commissioner Troy, the minutes of the regular meeting of September 3, 2015, were approved as follows:

"AYES": Commissioners: Troy and Moran "ABSTAIN": Commissioner Malecek "NAYS": None

OPEN TO THE PUBLIC: Commissioner Troy 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 ESTABLISHING ACCOUNTS WITHIN WATER PROJECT FUND 595 TO BE KNOWN AS HAWTHORNE WOODS WATERLINE IMPROVEMENT PROJECT 380-W(20150910\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

2. RESOLUTION INCREASING AND TRANSFERRING APPROPRIATIONS FOR BACON ROAD WATER TREATMENT PLANT AND RAW WATER PUMP STATION ROOF REPLACEMENT PROJECT 368-W AND TRANSFERRING CASH (20150910\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

3. RESOLUTION INCREASING APPROPRIATIONS, TRANSFERRING APPROPRIATIONS AND TRANSFERRING CASH FROM GLK WATER RECLAMATION FACILITY UV TREATMENT 311-S TO LCDU SEWER DISTRICT (20150910\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

4. RESOLUTION INCREASING APPROPRIATIONS FOR GLYCO II LIFT STATION REHAB 324-S PROFESSIONAL SERVICES-CONSULTANTS (20150910\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

5. RESOLUTION AWARDED A BID CONTRACT IN THE AMOUNT OF \$429,000.00 TO D & M PAINTING CORPORATION FOR STATE ROUTE 91 & 84 500,000 GALLON WATER SPHEROID TANK PAINTING PROJECT 357-W, ALTERNATE A(20150910\U05)(UT-8)

On a motion of Commissioner Moran, seconded by Commissioner Malecek. Commissioner Troy asked what is the difference between Alternate A and the base bid? Mr. Randy Rothlisberger, Sanitary Engineer, explained that Alternate A uses epoxy primer and the other was a zinc primer. The epoxy primer is less expensive. He explained that the tank and stand has to be painted every 15-20 years and it will take approximately 6 weeks to complete. As the work crew mobilizes there may be some small traffic delays. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None

6. RESOLUTION AWARDED A BID CONTRACT IN THE AMOUNT OF \$655,928.00 TO TRAX CONSTRUCTION COMPANY FOR FOREST DRIVE WATERLINE REPLACEMENT PROJECT 331-W(20150910\U06)(UT-8)

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 CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR(20150910\U07)(UT-7)

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 LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT SEPTEMBER 14, 2015, IN THE AMOUNT OF \$144,314.51(20150910\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

9. RESOLUTION APPROVING THE LAKE COUNTY PREVENTION, RETENTION, AND CONTINGENCY PLAN BIENNIAL RENEWAL FOR THE PERIOD OF OCTOBER 1, 2015 TO SEPTEMBER 30, 2017; CERTIFYING COMPLIANCE WITH CHAPTER 5108 OF THE OHIO REVISED CODE IN ADOPTING THE PLAN; AND AUTHORIZING EXECUTION OF THE PLAN(20150910\JFS02)(JFS-16)

On a motion of Commissioner Moran, seconded by Commissioner Malecek. Commissioner Troy stated that this is a 2-year plan and it is part of the welfare Reform process. This program helps to remove obstacles for people who are gainfully employed with children (i.e. car repairs)

Mr. Matt Battiato, Director of the Lake County Job & Family Services Department, reported that this program is for adults with a job and minor children who meet the income guidelines, and helps the adults maintain their jobs. Every two years a Planning Committee reviews the plan and the only major change was increasing the cap for an individual or family from \$750 to \$1,000. This program is funded by TANF, temporary assistance to needy families, and there is sufficient funds to increase the cap amount.

Commissioner Troy replied that TANF funds are a combination of state and federal dollars. No local money is used.

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

10. **RESOLUTION SETTING THE DATE AND TIME FOR VIEWING AND THE DATE, TIME, AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED VACATION OF A PORTION OF DOCK ROAD IN MADISON TOWNSHIP (Viewing: Thursday, October 1, 2015 at 9:00 a.m. - Hearing: Thursday, October 1, 2015 at 10:00 a.m. in the Commissioners' Chamber)(20150910\C01)(C-66)**

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

Commissioner Troy reported that all the Commissioners have viewed the proposed vacation site as was required by statute. This is a dead end road to the Lake.

Mr. Jason Boyd, County Administrator, stated that this is a petition-based request by 12 residents in the area.

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

11. **RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE LAKE COUNTY AUDITOR(20150910\C02)(C-9)**

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

Mr. Joel DiMare, Budget Director, stated that a resolution was adopted earlier in the year for the tax budget and submitted it to the Budget Commissioner for approval, which was received. This resolution verifies the tax rates for next year. There are no changes from last year.

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

12. **RESOLUTION AUTHORIZING EXECUTION OF TWO WARRANTY DEEDS CONVEYING THE REAL PROPERTIES LOCATED AT 164 EAST JACKSON STREET AND 168 EAST JACKSON STREET, PAINESVILLE, OHIO, TO THE LAKE COUNTY LAND REUTILIZATION CORPORATION PURSUANT TO OHIO REVISED CODE SECTION 307.10(B)(20150910\C03)(C-40b)**

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

Mr. Jason Boyd, County Administrator, stated that this resolution will transfer two parcels to the Land Bank which will assist with the demolition and remediation costs of the buildings. The next resolution is an MOU that indicates the responsibility of items like mowing the grass and maintenance of the properties and states that the Land Bank has the ability to deed back the properties to the County for economic development and capital planning purposes.

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

13. **RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE LAKE COUNTY LAND REUTILIZATION CORPORATION TO TRANSFER TWO PARCELS OF LAND FOR PUBLIC PURPOSES(20150910\C04)(C-40b)**

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

14. **RESOLUTION APPOINTING LESLIE BECK TO THE LAKE COUNTY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD FOR A FOUR YEAR TERM EXPIRING JUNE 30, 2019(20150910\C05)(B-50)**

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

Commissioner Troy stated that eight members are appointed to the board for four year terms by the Commissioners. One term expired June 30, 2015, and could not be re-appointed because of term limitations and Mr. Beck expressed an interest in becoming a member of the Board. He has been involved in the banking industry in Lake County and the Neighboring Program, which is now Beacon Health.

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

15. **RESOLUTION APPOINTING KAREN BATES SIPPOLA TO THE LAKE COUNTY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD TO COMPLETE AN UNEXPIRED TERM, ENDING JUNE 30, 2017(20150910\C06)(B-50)**

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

Commissioner Troy reported that the County Commissioners received a resignation letter from Ms. Karen Tarase on the ADAMHS Board because she will be moving out of the County and he thanked her for her service on the Board and wish her the best. The Commissioners are appointing Ms. Karen Bates Sippola to fill out the remainder of her term.

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

16. **RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,757,914.48 (20150910\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

17. **RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,027,529.32(20150910\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

18. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS(20150910\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

19. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20150910\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

DEPARTMENTAL REPORTS:

UTILITIES - Mr. Gary Fedak, head of the Sewer Division, reported on the ongoing GLK \$700,000 project replacing the switchgear. He explained that the switchgear takes incoming power and distributes it throughout the plant. The first phase of the project is to temporarily redirect the power to install the new equipment and the entire project should be completed by the end of the year.

Commissioner Troy stated that the Madison Wastewater Plan open house is scheduled for Saturday, September 12, 2015 from 11:00 a.m. to 2:00 p.m. and the last Household Hazardous Waste Collection event is Saturday, September 26, 2015 from 9:00 a.m. to 3:00 p.m. at the Fairgrounds.

JOB AND FAMILY SERVICES - none

COUNTY ADMINISTRATOR - none

FINANCE - none

CLERK - none

LEGAL - none

OLD BUSINESS: - none

NEW BUSINESS: - Commissioner Troy reported that CCAO Board of Directors will meet next Friday to learn about some upcoming issues the voters will be weighing in on this November and learn the position of CCAO on these issues. The green leaf and anti-monopoly amendments will be discussed.

PUBLIC COMMENT:

Ms. Arzella Melnyk, 10506 Hobart Road in Kirtland, stated that she read a report from the former Lake County Chief Deputy William Crosier sent to the Commissioners regarding the Matricula Consular card and voicing concerns of it being a reliable source of identification and suggesting that further research may be in order and she asked if any further research was done and did any Commissioner respond back to Chief Deputy Crosier? Commissioner Troy reported that the Sheriff reported that the card is a non-issue and no further research was done. The Commissioners followed up with the Sheriff and in the last 10 years there was no indication there were any problems with the action taken in 2005. If the Sheriff had a problem he would have let the Commissioners know.

Ms. Melnyk asked if there were any meetings with the Sheriff prior to the passage of the resolution in 2005? Commissioner Troy could not recall at this time, but there are always meetings with the Sheriff on matters of concern.

Ms. Becky Lynch, 8040 King Memorial Drive in Mentor, asked why Commissioner Malecek abstained from approving the minutes of September 3, 2015, and it was explained that Commissioner was not in attendance at that meeting. This is standard practice and procedures of boards, commissions and governing bodies.

Commissioner Malecek replied that he reviews the minutes but because he was not at the meeting to participate he cannot vote on approving the minutes.

Ms. Lynch asked Commissioner Malecek if he received her letter and he replied that he did.

Ms. Lynch asked about Resolution #9 approving the Lake County Prevention, Retention, and Contingency Plan Biennial Renewal Plan where no local dollars are to be spend and she asked for a definition of local dollars.

Commissioner Troy replied that there is no money coming from the General Fund or the Children Services Levy. It is all state and federal dollars.

Ms. Lynch asked about resolutions #12 and #13 relating to 164 and 168 East Jackson Street and she asked what is the public purpose for the transfer of land to the Land Bank?

Mr. Boyd replied that the public purpose is for long-term county planning needs and to be prepared for the future.

Commissioner Troy stated that at some point something will have to be done with the jail because it is 26 years old and open 24 hours a day so it endures a lot of wear and tear. The County is acquiring these properties and transferring them to the Land Bank to utilize their funding for demolition and then they will deed them back to the County. This has been reviewed by the Prosecutor's Office. The Port Authority is not a part of the Land Bank.

Mr. Ron Graham, Commissioner of the Lake County Health District, thanked the Prosecutor's Office and the Commissioners for their support and resources since the fire last year.

Commissioner Troy stated that tomorrow is Patriot's Day and the next regular Commissioners Meeting will be held on Tuesday, September 15, 2015 at 2:00 p.m. The following week the meeting will be held at 6:30 p.m. on Tuesday, September 22, 2015.

EXECUTIVE SESSION:

- Personnel - termination

EXECUTIVE SESSION: On a motion of Commissioner Moran seconded by Commissioner Malecek, the Board convened an Executive Session at 10:37 a.m. to discuss personnel matters related to termination with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:37 a.m.
The Lake County Board of Commissioners reconvened Executive Session at 10:45 a.m.

On a motion of Commissioner Moran seconded by Commissioner Malecek, the Board returned to open session at 11:00 a.m., with the vote as follows:

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

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Malecek, the Board adjourned the meeting at 11:01 a.m., with the vote as follows:

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

Minutes approved this twenty-second day of September, 2015.

BOARD OF LAKE COUNTY COMMISSIONERS

DANIEL P. TROY, PRESIDENT

KEVIN D. MALECEK, COMMISSIONER

JUDY MORAN, COMMISSIONER

JENNIFER BELL, CLERK