

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 2015-0915)

CALL TO ORDER: Commissioner Troy called the meeting to order at 2:05 p.m., September 15, 2015.

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

OPEN TO THE PUBLIC: Commissioner Troy asked if anyone in the audience wished to address the Board. Ms. Becky Lynch, 8040 King Memorial Drive in Mentor, stated that she opposes Resolution #11 declaring "Democracy Day" because the United States is a Republic. She has researched the group, MTA, behind Democracy Day and thought that this was a scam. She asked the Commissioners to be careful on how they vote for this resolution and to conduct some research.

RESOLUTIONS:

1. **RESOLUTION INCREASING APPROPRIATIONS FOR LCDU WATER AND SEWER DISTRICTS SALARIES AND PERS(20150915\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 APPROPRIATIONS FOR LCDU SOLID WASTE DISTRICT TRAVEL & EXPENSE(20150915\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 APPOINTING JOEL DIMARE, JR. TO THE POSITION OF DIRECTOR OF ADMINISTRATIVE SERVICES EFFECTIVE OCTOBER 5, 2015(20150915\C01)(P-105)**

On a motion of Commissioner Moran, seconded by Commissioner Malecek. Commissioner Troy stated that Mr. DiMare has been the Budget Director over the past few years and he will assume the responsibilities of Mr. William Margalis, the former Administrative Services Director. Mr. DiMare will be in charge of all Human Resource issues with the County Government that includes healthcare negotiations and planning, administration of services and involved in collective bargaining on behalf of the Commissioners. Mr. Boyd stated that this is for workforce retention and attraction for the County's employee base to make sure the County has the best and most qualified employees at the helm now and in the future. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None

4. **RESOLUTION APPOINTING MICHAEL MATAS TO THE POSITION OF COUNTY FINANCE/BUDGET DIRECTOR EFFECTIVE OCTOBER 5, 2015(20150915\C02)(P-105)**

On a motion of Commissioner Moran, seconded by Commissioner Malecek. Commissioner Troy stated that Mr. Matas was the previous Budget Director for some time and had relocated to the Auditor's Office. He recently expressed a strong interest to return to this position and he is extremely familiar with the budget and bond financing and this is a positive move for the County for improved effectiveness and excellent administration that the County has enjoyed. Commissioner Malecek stated that many people are happy to see Mr. Matas return to this position. He is well thought of in the county. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None

5. **RESOLUTION ACCEPTING AND APPROVING THE RECOMMENDATION OF COMMISSIONER JUDY MORAN TO REMOVE LORI LIPTON AS HER ALTERNATE ON THE PLANNING COMMISSION AND TO DESIGNATE VANESSA PESEC TO SERVE AS HER ALTERNATE ON THE LAKE COUNTY PLANNING COMMISSION(20150915\C03)(B-34)**

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

6. **RESOLUTION APPOINTING IVAN VALENTIC TO THE LAKE COUNTY PLANNING COMMISSION FOR A TERM EXPIRING AUGUST 14, 2018(20150915\C04)(B-34)**

On a motion of Commissioner Moran, seconded by Commissioner Malecek. Commissioner Troy explained that Mr. Valentic served as a member of the Concord BZA and the Comprehensive Plan Update Committee, and currently serves on the Lake County Land Use and Zoning Committee. He is employed as a project manager and landscape architect for the GPD Group in Cleveland and he will fit in well with the Commission. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Malecek and Moran "NAYS": None

7. **RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$714,705.26(20150915\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

8. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$280,271.22(20150915\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

9. RESOLUTION INCREASING AND DECREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS(20150915\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

10. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20150915\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

11. RESOLUTION PROCLAIMING SEPTEMBER 22, 2015 DEMOCRACY DAY IN LAKE COUNTY, OHIO(20150915\F01)(C-107)

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

Commissioner Malecek explained at the next Commissioners Meeting on September 22, 2015 at 6:30 p.m. a public hearing will take place for Democracy Day. The reason this date was chosen for the evening meeting was because Probate Court Judge Mark Bartolotta, Clerk of Courts Maureen Kelly and Recorder Ann Radcliffe are conducting a "Good Deeds" program that evening and the building will be open. The City of Mentor voters enacted a Democracy Day resolution a year ago with a 75% vote. This is an opportunity for residents to come forth and discuss the court case, Citizens United v. the Federal Elections Commission, which allows unlimited corporate spending to influence campaign, elections, lawmaking and public policy decisions, or any other topics. Commissioner Troy stated that this is a special resolution. The only ways a court decision can be changed is for the U.S. Supreme Court to revisit the decision, which rarely happens or by a Constitutional Amendment that requires 2/3rds vote by the U.S. House and Senate and then ratified by 38 of the 50 states. This is nothing the Commissioners can act upon or adjust, but it allows citizens to step forward to make comments.

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

DEPARTMENTAL REPORTS:

UTILITIES - Mr. Matt Armand, Public Service Coordinator for the Department of Utilities, reported that two inches of rain fell over the weekend and crews were out. He was happy to report there were no recorded customer complaints. The crews were prepared and did an excellent job.

Commissioner Troy asked if there were any reports of flooding basements and Mr. Armand replied there were not any reports.

Commissioner Troy asked if there have been any algae issues at the water intakes?

Mr. Rick Martin, Executive Director of the Department of Utilities, replied there were very low levels and after the tests were run on Monday the levels were decreasing. As soon as any algae is detected they began using activated carbon and they continue to monitor the situation.

Commissioner Moran commended the Utilities Department for doing a wonderful job with the Open House at the Madison Wastewater Treatment Plant over the weekend. It was well-attended despite the weather.

Commissioner Troy stated that the work that the employees at the plants do is important to the health of Lake Erie, and the upgrades and expansions occurring at the plants help them to do a better job.

JOB AND FAMILY SERVICES - none

COUNTY ADMINISTRATOR - none

FINANCE - none

CLERK - none

LEGAL - none

OLD BUSINESS: - none

NEW BUSINESS: - Commissioner Troy reported that the Commissioners received a letter from Secretary of State Husted thanking the Commissioners for their support of online voter registration. On June 24, 2015 the Ohio Senate passed a bill that would create an online registration system. It was supported by Senators of both parties by a 31 to 1 margin. The bill now moves to the Ohio House. This will save the County some money.

PUBLIC COMMENT:

Ms. Arzella Melnyk, 10506 Hobart Road in Kirtland, stated that she made a copy of an article for the Commissioners that specifically states that border patrol found that special interest aliens smuggled across the border had these cards in their possession. She stated that the card can be fraudulent and asked the Commissioners to rescind the resolution endorsing the matricula consular identification card.

Commissioner Troy stated that Lake County does not issue or accept these cards as legitimate identification for any County purposes.

Mr. John Murphy, 127 Chestnut Street in Painesville, reported that Mr. John Muzik was not in attendance at the meeting because he had hip surgery successfully and he his home.

Ms. Becky Lynch, 8040 King Memorial Drive in Mentor, asked for a copy of the Democracy Day resolution. She stated that this is a worthless, unactionable, affectless resolution.

Ms. Lynch asked if Democracy Day was passed today?

Commissioner Troy replied that the Commissioners proclaimed September 22, 2015 would be Democracy Day. This special resolution was reviewed by the Prosecutor's Office and the City of Mentor overwhelmingly voted to hold Democracy Day annually and affords people the opportunity to speak on this particular issue.

Ms. Lynch stated that this is not being brought up by Lake County residents but by a national group called MTA. She stated if this resolution was not going to affect anything then why even bother.

Commissioner Malecek stated that this will provide people the opportunity and venue to voice their opinions.

Ms. Lynch took exception to the statement because people can speak at any time during any public meeting. Commissioner Troy stated that this gives people an opportunity to speak. One might in fact say that the Citizens United ruling does to some degree negate the right of people to have their opinions heard because of huge money coming into national elections?

Commissioner Troy stated that the next regular Commissioners Meeting will be held at 6:30 p.m. on Tuesday, September 22, 2015.

EXECUTIVE SESSION:

- Personnel - employment
- Real Estate- acquisition

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 employment and real estate matters related to acquisition with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 2:36 p.m.

The Lake County Board of Commissioners reconvened Executive Session at 2:40 p.m.

On a motion of Commissioner Moran seconded by Commissioner Malecek, the Board returned to open session at 3:18 p.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 3:20 p.m., with the vote as follows:

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

Minutes approved this first day of October, 2015.

BOARD OF LAKE COUNTY COMMISSIONERS

DANIEL P. TROY, PRESIDENT

KEVIN D. MALECEK, COMMISSIONER

JUDY MORAN, COMMISSIONER

JENNIFER BELL, CLERK