

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

(Tape 2017-0928)

CALL TO ORDER: Commissioner Cirino called the Meeting to order at 10:00 a.m. Thursday, September 28, 2017.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Hamercheck, seconded by Commissioner Cirino, the minutes of the regular meeting of September 19, 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.

Ms. Jan Clair, Director of the Lake County Board of Elections, stated they are preparing for the upcoming November 7th election, have received approximately 1,000 to 1,100 absentee applications and anticipate a voter turnout of approximately 30%. They will be rolling out the touchpads at all of the polling locations. That were used in the Wickliffe primary earlier this month with great results. Ms. Clair thanked the Board of Commissioners for their continued support.

Ms. Connie Mismus of Eastlake, asked if the touchpads Lake County uses are the same model that were hacked in last year’s election. Ms. Clair responded the model of the touchpad is Tennex. She explained that the touchpad replaces the signature book and that the only information retained in them is voter information. Such as name and address. There is no voter history on them. Commissioner Troy responded the touchpads do not have internet connection and only contains the voter record. They were purchased using 80-85% state funding with a match from the County.

Commissioner Troy discussed the low voter turnout of 10-15% in Wickliffe’s and Eastlake’s recent elections and feels these communities need to look at their charters to see if these extremely low participation primary elections really still serve a useful purpose.

Ms. Clair stated they were actually pleased with the voter turnout however the cost to hold these elections with low turnout can be quite costly per precinct. She added that there is ongoing dialogue with the charter cities to see if there is a way to streamline their filing deadlines with those of the Board of Elections.

Commissioner Cirino stated that County Engineer, Mr. Jim Gills, was present along with Mr. Myron Pakush, of ODOT District 12, to give an update on the Vrooman Road Bridge Project. Mr. Pakush stated that ODOT is very confident with the progress of the Vrooman Road Bridge Project and that this is one of the most complicated projects he has seen in 25 years. Commissioner Troy commented that “he’s glad somebody’s confident.” Mr. Pakush explained that all of the construction documents have been filed with Columbus, they have the preliminary permit needed from the U.S. Army Corps of Engineers, and are waiting for final coordination of an easement from the United State Department of Agriculture Natural Resources. Mr. Pakush stated that ODOT hopes to get that easement this year and once that is finalized, they can begin the bidding process. Commissioner Cirino asked how long the bidding process will take. Mr. Pakush responded that the bidding process will take two months and they hope that construction will begin no later than March, 2018. He explained that the steel girders have already been manufactured and are ready for delivery under the previous contractor. Commissioner Troy stated the project was commissioned back in 2009 and 2018 is quickly approaching. The County has transferred \$7.5 million from the County license and gas tax revenue into this project in addition to the costs of the lawsuit settlement and there has been no progress. He expressed his concern that final cost of the project is still unknown, asked if the end justifies the means and asked if perhaps this project should be reassessed. Mr. Pakush stated he respects the concerns of the Commissioners and believes that the original purpose and scope of this project still stands. He commended the County Engineer for all the hard work that he has put into it. Commissioner Troy stated that the temporary bridge will still be in use while the construction is occurring and that he has concerns regarding the integrity of it. Mr. Pakush stated it will be the responsibility of the contractor to maintain the temporary bridge and traffic flow. Mr. Gills stated that the original contractor was given different options for the bridge during construction and the contractor chose to reinforce the temporary bridge and reduce it to one lane with a light on either end to help maintain its integrity. Mr. Gills stated they inspect the bridge monthly and there are more than 4,000 vehicles traveling the bridge daily. Commissioner Troy asked what the continued financial liability of the County will be during this phase. Mr. Pakush feels the bids will be competitive. The Board and Mr. Pakush continued to discuss the cost, scope, and design of the bridge. Commissioner Cirino asked Mr. Pakush to come back in December to provide the Board with an update.

Commissioner Hamercheck confirmed with Mr. Pakush that the steel and inventory is in place and ready for use, there are approved engineering designs, and all processes are in motion so there would be no advantage to changing the scope of the project at this point. Mr. Pakush responded that is a correct statement.

Mr. Gills added that, until a contract is awarded for the construction of the bridge, the County remains responsible for it.

Mr. David Lima of 7774 Litchfield Drive in Mentor, asked for further explanation of the Vrooman Road Bridge Project and what the County's final goal and purpose is.

Commissioner Troy explained that since the old bridge was very close to the river, it experienced a lot of flooding leading to numerous closures and severe weight limitations. He stated that everyone agreed that there was a dire need for a new bridge, but there has been by members of this Board over the years regarding the scope, the final cost and actual completion of the project.

Mr. Pakush stated an explanation of the project is available for review on the ODOT District 12 website.

RESOLUTIONS:

1. RESOLUTION AUTHORIZING FINAL APPROVAL AND ACCEPTING A THREE-YEAR MAINTENANCE BOND FOR COMMONS OF CONCORD SUBDIVISION IN CONCORD TOWNSHIP(20170928\E01)(SD-403)

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

2. RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE ESTATES AT KALLAY FARMS PHASE 2 SUBDIVISION, IN PAINESVILLE TOWNSHIP(20170928\E02)(SD-423)

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 INCREASING APPROPRIATIONS AND TRANSFERRING CASH FOR STRAWBERRY LANE WATERLINE REPLACEMENT PROJECT 387-W(20170928\U01)(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

4. RESOLUTION ESTABLISHING ACCOUNTS WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES WATER PROJECT FUND 595 TO BE KNOWN AS MANTLE ROAD WATERLINE REPLACEMENT PROJECT 407-W (20170928\U02)(UT-2)

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

5. RESOLUTION ACCEPTING A THREE YEAR COMBINED MAINTENANCE BOND IN THE AMOUNT OF \$4,751.64 FOR SANITARY SEWERS AND \$4,310.57 FOR WATERLINES FOR COMMONS OF CONCORD IN CONCORD TOWNSHIP (JOB NO. 07-47)(20170928\U03)(SD-403)

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

6. RESOLUTION TO DELETE A SEWER SUM CERTIFIED TO THE LAKE COUNTY AUDITOR(20170928\U04)(UT-7)

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 A SERVICE CONTRACT BETWEEN OHIOGUIDESTONE AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES TO PROVIDE A FOOD ASSISTANCE EMPLOYMENT AND TRAINING (FAET) PROGRAM TO REQUIRED PARTICIPANTS(20170928\JFS01)((JFS-2)

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

8. 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 (20170928\C01)(C-9)

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck. Commissioner Troy stated that the County is required by law to certify tax levies in excess of the 10 mil limitation to be collected by the Auditor. This resolution reflects what those numbers are as of today and are subject to change based on the outcome of the Senior Levy in November. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

9. RESOLUTION AUTHORIZING EXECUTION OF AN ECONOMIC DEVELOPMENT LOAN FUND AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS AND MONODE MARKING PRODUCTS, INC. FOR \$125,000 UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS(20170928\C02)(C-46)

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck. Mr. Timothy Cahill, Director of Public Finance and Controller at the Lake County Ohio Port and Economic Development Authority, explained what Monode Marking Products produces and introduced Mr. Tom Mackey of Monode Marking Products. Mr. Mackey explained that this loan will create at least 4 new positions allowing the company to acquire a new product line from another company that is liquidating. Commissioner Troy explained the CDBG economic development loan fund and the successful repayment history of these loans. He stated that he appreciates Mr. Mackey choosing and remaining in Lake County for his manufacturing company. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

10. RESOLUTION APPROVING, SOLELY FOR THE PURPOSE OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, THE ISSUANCE BY THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY NOT TO EXCEED \$50,000,000 LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY HOUSING DEVELOPMENT REVENUE BONDS, SERIES 2017 (TAPESTRY OF WICKLIFFE, LLC PROJECT) (20170928\C03)(B-192)

On a motion by Commissioner Cirino, seconded by Commissioner Troy. Mr. Cahill explained that the Lake County Port and Economic Development Authority is in the process of issuing bonds for the development of a senior assisted living and memory care facility in Wickliffe. LaSalle Development Group initiated the project and it will be operated by Tapestry Wickliffe, LLC.. Mr. Cahill stated that the Port Authority’s board approved a resolution at its most recent meeting to start the process of issuing \$50 million in tax exempt bonds to finance the project. The facility will be located at the former Mosley Select Suites site on Euclid Avenue in Wickliffe. Tapestry plans to completely renovate the site and create 167 units. Of that, 111 will be senior assisted living and 56 will be memory care units. Mr. Cahill explained the facility is expected to create approximately 80 full-time jobs and 20 part-time jobs. He stated that Wickliffe residents voted to rezone the property from general business to private recreational/institutional. Commissioner Troy stated that there is no liability on the part of the County or the Port Authority and that the use of this law allows for tax savings to be realized by the entity responsible for using the proceeds of the bonds and their repayment. Mr. Cahill explained that they expect the bond closing by the end of October, with construction work starting shortly thereafter. He said opening of the facility could occur as early as fall of 2018 and that with ABB leaving, this project is a great opportunity to offset some of that loss. The foregoing resolution was adopted with the vote as follows: “AYES”: Commissioners: Cirino, Hamercheck, and Troy “NAYS”: None

11. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,416,475.27(20170928\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

12. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,469,418.87(20170928\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

13. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20170928\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

14. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20170928\BC04)(C-111)

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

15. RESOLUTION ESTABLISHING A FUND TO BE KNOWN AS LAW ENFORCEMENT DIVERSION PROGRAM FUND WITH VARIOUS REVENUE AND EXPENDITURE LINES(20170928\BC05)(C- 111)

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck. Commissioner Troy explained that it is necessary to create this fund due to a grant that has been received. 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 – Commissioner Hamercheck stated that he has only seen a \$400.00 reduction in the Coroner’s budget and asked the Budget Director, Mr. Michael Matas, if they will still run out of money by November. Mr. Matas responded that was a correct statement.

CLERK –none.

LEGAL – none.

OLD BUSINESS: -none.

NEW BUSINESS: - Commissioner Troy last week participated in 5 CCAO conference calls regarding the MCO managed sales tax. He complimented Senator Dolan on his efforts and explained that the state’s eighty-eight counties and eight transit authority agencies stand to lose \$207 million annually with the loss of the MCO tax revenues. The latest proposal that needs to be approved by the Senate and the House is not the same as asking to reset the tax on Medicaid managed care programs to hold Counties and transit authorities harmless. Instead, we will still receive the final 2017 and January 2018 payments, an additional \$50 million would be paid to Counties and transit authorities

in 2018 with the possibility of up to \$30 million paid in 2018 if there is a budget surplus, and then that's it-no more reimbursement. He stated that the Senate has no intention of a veto override and Senator Dolan feels this latest plan may be the best deal that Counties and transit authorities will get. Commissioner Troy said it certainly falls way short of what we had hoped for, but we really had no leverage to negotiate anything better.

Commissioner Hamercheck reviewed a letter that he received from a Lake County resident complimenting and thanking Building Inspector, Mr. Patrick Barnes.

Commissioner Cirino stated that he had the honor of attending a naturalization ceremony last Friday. He reported that there were 32 people from 16 countries that have put a tremendous amount of work into becoming citizens and they should be commended. He also stated that he attended a Kirtland City Council work session on economic development.

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

Ms. Ellen Chamberlin of Kirtland, asked if the meetings are recorded and also asked for clarification on resolution #7 pertaining to the Jobs and Family Services contract with Ohiodgestone and whether they were local and employing local residents. Commissioner Cirino responded that the meetings are recorded.

Job and Family Services Director, Mr. Matthew Battiato, explained that this resolution is to provide food assistance, job training and assistance with employment placement to able-bodied people. He stated that there is a local Ohiodgestone office in Painesville and one in Berea, but he is unsure as to how many employees are local residents.

Commissioner Cirino stated the next Regular Commissioners' Meeting is scheduled for Thursday, October 5, 2017 at 10:00 A.M.

EXECUTIVE SESSION:

Personnel – employment and Personnel – compensation

EXECUTIVE SESSION: On a motion Commissioner Troy, seconded by Commissioner Cirino, the Board convened an Executive Session at 11:13 a.m. to discuss Personnel – compensation and Personnel – employment with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

The Lake County Board of Commissioners adjourned Executive Session at 11:54 a.m.

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the Board returned to open session at 11:54 a.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

ADJOURN: On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the Board adjourned the meeting at 11:55 a.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

Minutes approved this fifth day of October, 2017.

BOARD OF LAKE COUNTY COMMISSIONERS

JERRY C. CIRINO, PRESIDENT

JOHN R. HAMERCHECK, COMMISSIONER

DANIEL P. TROY, COMMISSIONER

JENNIFER BELL, CLERK