

NOVEMBER 26, 2019

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

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

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(Tape 2019-1126)

CALL TO ORDER: Commissioner Cirino called the Meeting to order at 10:04 a.m. Tuesday, November 26, 2019.

ROLL CALL: Upon roll being called, Commissioners Cirino, Hamercheck and Young were present.

OPEN TO THE PUBLIC: Commissioner Cirino asked if anyone in the audience wished to address the Board. Mr. David Lima, 7774 Litchfield in Mentor, read a prepared statement pertaining to the recent installation of the State motto in chambers. He stated that Ohio has the only State motto taken directly from the Bible. In 2001, it survived a federal constitutional challenge claiming that it is a statement of optimism, however it was overturned in the 6th Circuit District Court of Appeals and subsequently appealed where the 6th Circuit District Court of Appeals affirmed the District Court's decision. He further stated his opinion on the motto, and, that despite the legal rulings of the past, and in consideration of all Lake County citizens, would urge the Board to reconsider the appropriateness of displaying the motto in chambers. Commissioner Young stated that it has been tested by the Courts and found to not be a constitutional problem. He feels the words do not convey any particular religious message and thanked Mr. Lima for his statement and opinion.

RESOLUTIONS:

1. RESOLUTION APPROVING FINAL CHANGE ORDER NO. 1 WITH D.B. BENTLEY, INC. FOR WALDMER DRIVE WATERLINE REPLACEMENT PROJECT NO 410-W DECREASING THE TOTAL CONTRACT AMOUNT BY \$57,589.00 (20191126\U01)(UT-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 Young. "NAYS": None

2. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS AND ADMINISTRATIVE CHARGES TO THE LAKE COUNTY AUDITOR (20191126\U02)(UT-7)

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

3. RESOLUTION AUTHORIZING EXECUTION OF A REVISED LAKE COUNTY RADIOLOGICAL EMERGENCY RESPONSE PLAN (RERP) FOR THE PERRY NUCLEAR POWER PLANT ON BEHALF OF THE LAKE COUNTY EMERGENCY MANAGEMENT AGENCY (20191126\C01)(504)

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

4. RESOLUTION ESTABLISHING HOLIDAYS FOR WHICH THE COUNTY OFFICES CLOSE DURING THE YEAR 2020 (20191126\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 Young. "NAYS": None

5. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$595,955.09 (20191126\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 Young. "NAYS": None

6. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$161,993.48 (20191126\BC02)(C-17)

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

7. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20191126\BC03)(C-111)

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

8. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20191126\BC04)(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 Young. "NAYS": None

DEPARTMENTAL REPORTS:

UTILITIES – none.

JOB AND FAMILY SERVICES – none.

COUNTY ADMINISTRATOR – Mr. Boyd gave an update on the work being done in the Nolan Building stating that the vast majority of the work will be completed on time with departments beginning to move in the first or second week of December.

FINANCE – none.

CLERK –Commissioners Clerk, Ms. Jennifer Bell, stated that he next Commissioners Meeting will be held on Tuesday, December 3, 2019 at 10:00 a.m. and reminded everyone that the County Offices will be closed Thursday, November 28th and Friday, November 29th for the Thanksgiving holiday. Ms. Bell stated that there is an opening on the LakeTran Board and anyone interested can get more information and apply on the Commissioners website.

LEGAL – none.

OLD BUSINESS: - none.

NEW BUSINESS: - Commissioner Cirino, on behalf of the entire Board of Commissioners, wished everyone a very Happy Thanksgiving.

OPEN TO THE PUBLIC: Commissioner Cirino asked if anyone in the audience wished to address the Board. Commissioner Hamercheck pointed out that there is no intent by the Board to bring religion into Chambers with the placement of the state motto. He also explained that the placement of the words was simply due to the limited space and that the separation is inherent because there is a comma.

Clerk of Courts, Ms. Maureen Kelly, was present and explained her role as Clerk of Courts. She spoke to the Board about the division of title fund (which is a separate source of revenue). She explained that when legislation created the title division, it provided a separate fund. She is responsible for salaries, benefits, expenses, rent, and equipment. Fees for this division were last raised in 2009. Ms. Kelly gave a detailed explanation of how the title division operates and stated that all Lake County car dealers as well as Carvana (vending machine car company) have chosen to utilize her Lake County title locations for their title transfers. She stated that the fund is healthy and that she has excess funds. Ohio Revised Code 325.33 allows her to declare an excess and transfer the excess funds to the General Fund. Ms. Kelly reviewed several projects that have been submitted for use of these excess funds and submitted this list for the Commissioners review and approval. Commissioner Cirino thanked Ms. Kelly for the declaration of excess funds per ORC 325.33. He stated that the Board will review the projects that have been submitted. He asked Ms. Kelly how many years she has been able to turn over excess funds to the General Fund. Ms. Kelly replied that she was able to begin these declarations in 2011 but have never been as large as this year. Commissioner Young also thanked Ms. Kelly and expressed his appreciation for the great work she has done since taking office.

Commissioner Cirino stated that the next regular Commissioner’s Meeting is scheduled for Tuesday, December 3, 2019 at 10:00 a.m.

EXECUTIVE SESSION: On a motion by Commissioner Young, seconded by Commissioner Hamercheck, the Board convened an Executive Session at 10:25 a.m. to discuss Personnel – Collective Bargaining and Employment, with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Young "NAYS": None

ADJOURN:
On a motion by Commissioner Hamercheck, seconded by Commissioner Young, the Board adjourned the meeting at 11:25 a.m. with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck and Young. "NAYS": None

Minutes approved this twelfth day of December, 2019.

BOARD OF LAKE COUNTY COMMISSIONERS

JERRY C. CIRINO, PRESIDENT

RON YOUNG, VICE PRESIDENT

JOHN R. HAMERCHECK, COMMISSIONER

JENNIFER BELL, CLERK