

**LAKE COUNTY COMMISSIONERS' MEETING MINUTES**

DANIEL P. TROY, PRESIDENT	JASON W. BOYD, ADMINISTRATOR
ROBERT E. AUFULDISH, COMMISSIONER	LEGAL COUNSEL
JUDY MORAN, COMMISSIONER	JOEL DIMARE, BUDGET DIRECTOR
AMY ELSZASZ, CLERK	NEWS MEDIA
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(Tape 2014-1218)

CALL TO ORDER: Commissioner Troy called the meeting to order at 10:04 a.m., December 18, 2014.

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

APPROVAL OF MINUTES: Upon a motion by Commissioner Aufuldish, seconded by Commissioner Moran, the minutes of the regular meeting of December 11, 2014 were approved as follows:  
"AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

OPEN TO THE PUBLIC:

Commissioner Troy asked if anyone in the audience wished to address the Board. Commissioner Troy recognized three important individuals who are retiring after many years of dedicated service to Lake County; Lake County General Health District Commissioner Frank E. Kellogg, Common Pleas Court Judge Joseph Gibson and the Lake County Ohio Port and Economic Development Authority Board of Directors Chairman Harry L. Allen, and he requested, without objection, that their resolutions be moved to the front of the agenda.

**27. RESOLUTION COMMENDING HONORABLE JOSEPH GIBSON FOR HIS DISTINGUISHED SERVICE AS JUDGE IN THE LAKE COUNTY COURT OF COMMON PLEAS-GENERAL DIVISION (20141218\F02)(C-126)**

On a motion of Commissioner Troy, seconded by Commissioner Moran. Commissioner Troy read the resolution and stated that the Commissioners have been honored to work with an outstanding judiciary, and that certainly has been enhanced by Judge Gibson. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

**28. RESOLUTION COMMENDING HARRY L. ALLEN, JR. FOR HIS DEDICATION TO THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY (20141218\F03)(C-126)**

On a motion of Commissioner Troy, seconded by Commissioner Aufuldish. Commissioner Aufuldish stated that Mr. Allen has done a great job with the Port Authority and his legacy will be felt for future generations. Commissioner Troy read the resolutions, and stated that it will be difficult to replace someone like Mr. Allen. Mr. Chris Madison will be re-appointed and hopefully Mr. Allen's seat will be filled by the third week of January. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

**26. RESOLUTION CONGRATULATING FRANK E. KELLOGG ON HIS RETIREMENT AS HEALTH COMMISSIONER OF THE LAKE COUNTY GENERAL HEALTH DISTRICT AFTER 34 YEARS OF DISTINGUISHED SERVICE(20141218\F01)(C-126)**

On a motion of Commissioner Troy, seconded by Commissioner Moran. Commissioner Troy read the resolution and stated that Mr. Kellogg has been with the Health District through difficult times and under his leadership, the Health District has come a long way and is considered a model in the State of Ohio. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

RESOLUTIONS:

**1. RESOLUTION OF THE LAKE COUNTY BOARD OF COMMISSIONERS PROPOSING TO COOPERATE WITH THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO (20141218\E01)(E-8)**

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish. Commissioner Troy stated that this an ODOT-managed project. There were some discussions regarding the relocation of utility infrastructure in the project area. Any County utilities that are required to be moved will be paid by Concord Township. Ms. Rita McMahon, Concord's consultant on this project, stated that this first resolution is a requirement of ODOT and the second resolution is an agreement for the cost of relocating utilities. She thanked Prosecutor Coulson for his quick work on the agreement in order to get it on the agenda for this meeting. The project is prepared to bid out in January. Commissioner Aufuldish asked if all the necessary right-of-ways were purchased? Ms. McMahon replied that three have been purchased today and the remaining five will be purchased tomorrow. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

**2. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE CONCORD TOWNSHIP TRUSTEES (20141218\E02)(E-8)**

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish. Commissioner Troy stated that when the issue with moving utility infrastructure came to light were was no concept of cost and it was the position of legal counsel that they did not want the County to write a blank check. Concord Township agreed to pick up these costs. There will not be any cost to the County for this project. Everyone has cooperated and this resolution finalizes the agreement. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

3. **RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH FROM LCDU SEWER DISTRICT TRANSFERS -OUT TO OWDA BOND RETIREMENT TRANSFERS-IN AND TRANSFERRING APPROPRIATIONS (20141218\U01)(UT-2)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
4. **RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN THE LCDU WATER DISTRICT AND LCDU SEWER DISTRICT ACCOUNTS (20141218\U02)(UT-2)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
5. **RESOLUTION APPROVING PLANS, SPECIFICATIONS AND REVISED ESTIMATES OF COST IN THE AMOUNT OF \$1,086,800 FOR SANDGATE ROAD/STIRLING ROAD/FALKIRK ROAD SEWER REHABILITATION PROJECT 320-S AND WATERLINE REPLACEMENT PROJECT 367-W AND ADVERTISING FOR BIDS FOR SAME (BID OPENING: January 21, 2015)(20141218\U03)(UT-8)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
6. **RESOLUTION AUTHORIZING EXECUTION OF A FOURTH AMENDMENT TO THE WATER SUPPLY AGREEMENT WITH AQUA OHIO, INC. ("AQUA") RELATED TO A PERMANENT SUPPLY OF WATER TO AQUA FOR THE BERKSHIRE HILLS DRIVE AREA, KIRTLAND, OHIO AND ASHTABULA COUNTY, OHIO, AND FROM AQUA FOR THE PINECREST ROAD AREA, CONCORD TOWNSHIP, OHIO, AND FOR A TEMPORARY SURPLUS AND EMERGENCY BACK UP SUPPLY OF WATER TO EACH OTHER IN LAKE AND ASHTABULA COUNTIES (20141218\U04)(UT-4)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Commissioner Troy asked what does this agreement involve?  
Mr. Randy Rothlisberger, Assistant Sanitary Engineer, explained that this agreement is from 1989. The County purchases water from Aqua for these areas.  
Mr. Rick Martin, Executive Director of the Department of Utilities, stated that the agreement also allows the County and Aqua to use each other's water in emergencies.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
7. **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH ARCADIS US, INC. FOR A WATER COMPREHENSIVE FINANCIAL PLAN (20141218\U05)(UT-4)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Mr. Martin explained that this resolution and the following are for rate studies for solid waste, waste water and drinking water. This is a third party review that will provide recommendations. Arcadis' methodology is helpful and easy to understand. Any recommended changes to the rates will have to come before the Commissioners for approval.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
8. **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH ARCADIS US, INC. FOR A SOLID WASTE COMPREHENSIVE FINANCIAL PLAN (20141218\U06)(UT-4)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
9. **RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20141218\U07)(UT-7)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
10. **RESOLUTION ACCEPTING SUMS FROM A PROPERTY OWNER IN THE LAKE COUNTY WATER DISTRICT (20141218\U08)(UT-14)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
11. **RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT DECEMBER 22, 2014, IN THE AMOUNT OF \$489,408.84(20141218\JFS01)(JFS-14)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
12. **RESOLUTION AUTHORIZING THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES CHILD SUPPORT ENFORCEMENT DIVISION TO ENTER INTO A IV-D SERVICE CONTRACT WITH THE LAKE COUNTY DOMESTIC RELATIONS COURT FOR CHILD SUPPORT SERVICES, EFFECTIVE JANUARY 1, 2015 THROUGH DECEMBER 31, 2015 (20141218\JFS02)(JFS-2)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Commissioner Troy stated that this resolution and the following two deal with the IV-D Program. The County is able to provide services for child support. It is 66% paid by federal monies and 34% paid by the County.  
Mr. Matt Battiato, Director of Lake County Job and Family Services, stated that it is a win/win situation for everyone to have these contracts in place. This funding is secure and stable.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

13. **RESOLUTION AUTHORIZING THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES CHILD SUPPORT ENFORCEMENT DIVISION TO ENTER INTO A IV-D SERVICE CONTRACT WITH THE LAKE COUNTY PROSECUTOR FOR CHILD SUPPORT SERVICES, EFFECTIVE JANUARY 1, 2015 THROUGH DECEMBER 31, 2015 (20141218\JFS03)(JFS-2)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
14. **RESOLUTION AUTHORIZING THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES CHILD SUPPORT ENFORCEMENT DIVISION TO ENTER INTO A IV-D SERVICE CONTRACT WITH THE LAKE COUNTY JUVENILE COURT FOR CHILD SUPPORT SERVICES, EFFECTIVE JANUARY 1, 2015 THROUGH DECEMBER 31, 2015 (20141218\JFS04)(JFS-2)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
15. **RESOLUTION REAPPOINTING KENNETH R. GAUNTNER TO THE LAKE COUNTY LAW LIBRARY RESOURCES BOARD FOR A NEW TERM EXPIRING DECEMBER 31, 2019(20141218\C01)(B-19)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Commissioner Troy stated that the Board of Commissioners is responsible to appoint two members to this board. The operation of the Law Library is not dependant on the General Fund. Mr. Gauntner is a charter member who wishes to continue and the Board appreciates his service.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
16. **RESOLUTION ESTABLISHING HOLIDAYS FOR WHICH THE COUNTY OFFICES CLOSE DURING THE YEAR 2015 (20141218\C02)(C-107)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Commissioner Troy stated that this resolution is a requirement of the law. These are the standard holidays and the day after Thanksgiving is also included.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
17. **RESOLUTION REAPPOINTING CHRISTOPHER J. MADISON TO THE LAKE COUNTY PORT AUTHORITY BOARD OF DIRECTORS FOR FOUR-YEAR TERM COMMENCING JANUARY 1, 2015 AND ENDING DECEMBER 31, 2018 (20141218\C03)(B-192)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Commissioner Troy stated that Mr. Madison is a charter member and he has a strong financial background and has done a good job. Mr. Madison requested to serve another term.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
18. **RESOLUTION AUTHORIZING EXECUTION OF AN AMENDED PROGRAMMATIC AGREEMENT FOR COORDINATION BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS AND THE OHIO HISTORIC PRESERVATION OFFICE FOR THE ADMINISTRATION OF PROGRAMS USING HUD ALLOCATED FUNDS (20141218\C04)(C-46)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Ms. Rhea Benton, CDBG Manager, explained that this resolution is an agreement related to any work that is done on buildings older than 50 years to ensure that they do not negatively impact anything of historic interest.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
19. **RESOLUTION SETTING MEETINGS OF THE LAKE COUNTY BOARD OF COMMISSIONERS (20141218\C05)(C-107)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish.  
Commissioner Troy explained that the last Commissioners' Meeting of the month will be December 30, 2014 at 2:00 pm. The first meeting of the month will be held on January 8, 2015 at 10:00 a.m. The organizational meeting is scheduled for Monday, January 12 at 11:00 a.m. A meeting schedule for the first third of the year will be on the agenda in January.  
The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
20. **RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,464,293.46(20141218\BC01)(C-4)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
21. **RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$452,556.98(20141218\BC02)(C-17)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None
22. **RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20141218\BC03)(C-111)**  
On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

23. **RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20141218\BC04)(C-111)**

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

24. **RESOLUTION APPROVING THE 2015 TEMPORARY APPROPRIATION MEASURE FOR FUNDS OUTSIDE THE GENERAL FUND (20141218\BC05)(C-111)**

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish. Commissioner Troy stated that this resolution will ensure that all entities can continue to operate with funding outside of the General Fund in 2015. A permanent budget will need to be approved before April 1. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Troy, Aufuldish and Moran "NAYS": None

25. **RESOLUTION ESTABLISHING A FUND TO BE KNOWN AS BOARD OF DEVELOPMENTAL DISABILITIES STABILIZATION FUND WITH VARIOUS REVENUE AND EXPENDITURE LINES (20141218\BC06)(C-111)**

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

DEPARTMENTAL REPORTS:

UTILITIES - none

JOB AND FAMILY SERVICES - none

COUNTY ADMINISTRATOR - none

FINANCE - none

CLERK - none

LEGAL - Commissioner Troy stated that the Commissioners new legal counsel representative is Mr. Dave Hackman who has been with the Prosecutor's Office since 1986.

OLD BUSINESS: - none

NEW BUSINESS: - Commissioner Troy read a certificate of recognition for Mr. William Margalis, the Administrative Services Director, who is retiring after 15 years of dedicated service to the County.

Mr. Margalis thanked the Commissioners for the opportunity to work for the County and for all of their support over the years. He has learned a lot and he is leaving knowing that the County is in good hands.

Commissioner Aufuldish stated that Mr. Margalis has not only met but exceeded all expectations.

Commissioner Moran thanked Mr. Margalis for his support and wished him the best.

Commissioner Troy also wished Mr. Margalis the best.

PUBLIC COMMENT: Commissioner Troy asked if anyone in the audience wished to address the Board?

Mr. John Muzik, 45 Coventry Drive in Painesville Township, asked about the Auburn-Crile Connector Road Project in Concord Township and if any County money was being used for the project?

Commissioner Troy replied that no County money will be used. The main source of funding is from the JEDD incorporated by Painesville and Concord.

Mr. Bruce Landeg, Chief Deputy Engineer, explained that the County has been involved with this project since 2004 and this has been a long time coming. Everyone has been working cooperatively and supporting the project. He reiterated that no County dollars will be used.

Commissioner Troy stated the next regular Commissioners' Meeting will be held on Tuesday, December 30, 2014 at 2:00 p.m. He wished everyone a Merry Christmas.

EXECUTIVE SESSION:

- Personnel - compensation and discipline

EXECUTIVE SESSION: On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the Board convened an Executive Session at 10:58 a.m. to discuss personnel matters related to compensation and discipline, with the vote as follows:

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

The Lake County Board of Commissioners recessed Executive Session at 10:58 a.m.

The Lake County Board of Commissioners reconvened Executive Session at 11:01 a.m.

On a motion of Commissioner Moran seconded by Commissioner Aufuldish, the Board terminated the Executive Session at 11:44 a.m., with the vote as follows:

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

ADJOURN:

On a motion of Commissioner Moran, seconded by Commissioner Aufuldish, the Board adjourned the meeting at 11:45 a.m., with the vote as follows:

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

Minutes approved this thirtieth day of December, 2014.

**BOARD OF LAKE COUNTY COMMISSIONERS**

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DANIEL P. TROY, PRESIDENT

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JUDY MORAN, COMMISSIONER

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ROBERT E. AUFULDISH, COMMISSIONER

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AMY ELSZASZ, CLERK