

AUGUST 18, 2022

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

JOHN R HAMERCHECK, COMMISSIONER	JASON W. BOYD, ADMINISTRATOR
JOHN PLECNIK, COMMISSIONER	LEGAL COUNSEL
MARK A. TYLER, COMMISSIONER	MIKE MATAS, BUDGET DIRECTOR
JENNIFER BELL, CLERK	NEWS MEDIA

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(Tape 2022-0818)

CALL TO ORDER: Commissioner Hamercheck called the Meeting to order at 10:01 a.m. Thursday, August 18, 2022.

ROLL CALL: Upon roll being called, Commissioners: Plecnik, Tyler and Hamercheck were present.

OPEN TO THE PUBLIC: Commissioner Hamercheck asked if anyone in the audience wished to address the Board. The Board presented 4-H member, Marissa Muntain, with the certificate of achievement for her award-winning Fair entries. Commissioner Plecnik read the certificate in its entirety. Marissa entered 2 ducks into the Fair auction, which were awarded the 2022 Grand Champions. Commissioner Plecnik was the high bidder for the ducks. The Board congratulated Marissa.

RESOLUTIONS:

1.RESOLUTION IN CELEBRATION OF THE SUCCESS OF THE LAKE COUNTY FAIR(20220818\F01)(C-126)

On a motion by Commissioner Plecnik, seconded by Commissioner Tyler. Commissioner Plecnik read the resolution in its entirety. Mr. Wade Crofoot was present on behalf of the Lake County Fair Board to receive the Special Resolution for this year’s very successful Fair. Mr. Crofoot thanked the Board for their continued support of the Lake County Fair. The foregoing resolution was adopted with the vote follows: “AYES”: Commissioners: Plecnik, Tyler and Hamercheck “NAYS”: None.

2.RESOLUTION OF RESPECT FOR AND HONORING GERALDINE F. HAUSCH(20220818\F02)(C-126)

On a motion by Commissioner Tyler, seconded by Commissioner Plecnik. Commissioner Plecnik read the resolution in its entirety. Mr. Todd Hausch and Ms. Tammy Hausch were present to receive the Special Resolution in honor of their mother, Geraldine “Jerry” Hausch. They thanked the Board for the recognition and highlighted a few of the many accomplishments of her life. Current Planning and Community Development Director, Mr. David Radachy, and former Planning and Community Development Directors, Mr. Darryl Webster and Mr. Jason Boyd spoke of their time working with Mrs. Hausch and her many contributions to the Planning Commission Board. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck “NAYS”: None.

Opioid Settlement Discussion:

Commissioner Hamercheck announced that Lake County was awarded \$306 million in the Opioid litigation case. He stated that it is estimated that 61 million pills were dispensed in Lake County from 2012 – 2016; 265 pills for every resident. Impacts of the epidemic are evident within countless local agencies including law enforcement, children services, local courts, coroner, and local treatment facilities.

On behalf of the residents of Lake County and people across the United States, he thanked County Administrator, Mr. Jason Boyd, for all of his hard work throughout this case. His efforts did not go unnoticed by the Board. He stated that Mr. Boyd was instrumental in the whole process and he was integral in choosing the best legal team available, recognizing the human impact and being a trusted, professional voice in this year long process. Commissioner Plecnik stated that the Board is unable to thank all of those involved in this bellwether landmark case. Commissioner Tyler also thanked Mr. Boyd for his professionalism and humility and stated that he is a great asset to Lake County and that the County is lucky to have him.

Mr. Boyd stated that he is humbled by the kind words from the Board. He reviewed the detailed timeline of the Lake County case (along with Trumbull County), which began in 2017 with the choice of legal representation. By 2020, depositions began of 30+ people. ADAMHS Board Executive Director, Ms. Kim Fraser quickly became the key witness in this trial. He thanked Ms. Fraser, Mr. Gallucci (who is present today) and the legal team, the jury and Judge Polster.

Mr. Gallucci thanked Mr. Boyd and Ms. Fraser for their important work and stated that no matter what time he or someone on the legal team called, they would answer or return their call within minutes. He stated that they have never had clients as good as Lake County. Mr. Gallucci stated that the 40+ witnesses were very, very well prepped by Mr. Boyd and Ms. Fraser.

ADAMHS Board Executive Director, Ms. Kim Fraser was also present and thanked the Board for their leadership. She explained the importance of this case stating that ADAMHS has fought this battle for more than 20 years. With this decision, they will be able to offer desperately needed resources.

Sheriff Leonbruno explained the effects the opioid epidemic has had in the jail over the years and explained how this decision will allow ADAMHS to provide much needed treatment plans for the inmates. Many of the inmates are dual diagnosis and this decision will allow providers to be more proactive in treatment plans. Sheriff Leonbruno stated that last week, Deputy Savage and his new K-9 “Ryker” came out of training and started working fulltime on patrol. In his 1st three days on the job K-9 Ryker’s work led to five drug arrests. He reported that there is a fentanyl now being distributed as a rainbow-colored pill. K-9 Ryker has proven to be a valuable asset to the community in many ways. Besides leading to numerous drug arrests, he has been out interacting with everyone from National Night Out, to the Lake County Fair, and this past weekend at the Irish Festival at the Fairgrounds.

Health District Finance Director, Mr. Adam Litke, Pastor Jackson and Reverend Mirabel were present to share their experiences with the opioid epidemic and the hope this decision brings to Lake County.

County Engineer, Mr. James Gills introduced Ms. Caroline Peterson as the new Director of the GIS Department. Ms. Peterson gave some career background and stated how she looks forward to working with the Board of Commissioners.

3.RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR AZALEA RIDGE FARMS SUBDIVISION IN PERRY TOWNSHIP(20220818\E01)(SD-394)

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

4.RESOLUTION TRANSFERRING APPROPRIATIONS IN LAKE COUNTY DEPARTMENT OF UTILITIES SEWER OPERATING FUND(20220818\U01)(UT-2)

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

5.RESOLUTION GRANTING AN EASEMENT TO ENERGY HARBOR NUCLEAR GENERATION LLC FOR A CERTAIN REAL PROPERTY IDENTIFIED AS PARCEL 05-A-001-0-00-050-0 LOCATED WITHIN THE VILLAGE OF PERRY (20220818\U02)(UT-11)

On a motion by Commissioner Tyler, seconded by Commissioner Plecnik. Commissioner Hamercheck thanked Assistant Prosecutor, Mr. David Hackman and the Prosecutors Office for their assistance with this easement. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck "NAYS": None.

6.RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES SOLID WASTE OPERATING FUND AND PROJECT FUND 597(20220818\U03)(UT-2)

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

7.RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$189,415.60 FOR SANITARY SEWERS FOR AZALEA RIDGE FARMS SUBDIVISION IN PERRY TOWNSHIP(JOB NO. 21-79) (20220818\U04)(SD-394)

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

8.RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$193,556.00 FOR WATERLINES FOR AZALEA RIDGE FARMS SUBDIVISION IN PERRY TOWNSHIP (JOB NO. 21-78) (20220818\U05)(SD-394)

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

9.RESOLUTION AWARDING A BID CONTRACT IN THE AMOUNT OF \$1,481,185.00 TO INSITUFORM TECHNOLOGIES LLC FOR TRUNK SEWER REHAB, PHASE II PROJECT 452-S(20220818\U06)(UT-4)

On a motion by Commissioner Tyler, seconded by Commissioner Plecnik. Sanitary Engineer, Mr. Randy Rothlisberger, stated that this is part of their 2022 Capital Improvement Plan. He also stated that this is phase 2 of 3 phases that will be completed over the next couple of years. This rehab project will extend the life of the sewer lines for 100 or more years. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck "NAYS": None.

10.RESOLUTION APPROVING THE DETAILED PLANS, SPECIFICATIONS, ESTIMATES OF COST AND TENTATIVE ASSESSMENTS FOR THE KIRTLAND OLD TOWN SANITARY SEWER PROJECT 445-S AND AUTHORIZING RELATED MATTERS(20220818\U07)(UT-9)

On a motion by Commissioner Plecnik, seconded by Commissioner Tyler. Mr. Rothlisberger stated that this resolution is another in the process of this project. They will be setting a public hearing in the near future. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck "NAYS": None.

11.RESOLUTION SETTING THE DATE, TIME, AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED VACATION OF 0.499 ACRE OF RIVER ROAD IN PERRY TOWNSHIP (Hearing: Thursday, September 15, 2022, at 10:00 a.m. in the Commissioners' Chambers, 5th Floor, Building A, 105 Main Street, Painesville, OH 44077)(20220818\C01)(C-95)

On a motion by Commissioner Plecnik, seconded by Commissioner Tyler. County Engineer, Mr. Jim Gills explained that this is part of the closing out portion of the Vrooman Road Bridge Project. This resolution is a required step and will allow for a public hearing to return parcels of land back to the residents. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck "NAYS": None.

12.RESOLUTION AWARDING A BID CONTRACT TO EVERSAFE SECURITY SOLUTIONS FOR THE LAKE COUNTY BUILDING SECURITY PROJECT, AS REQUIRED BY THE LAKE COUNTY BUILDINGS AND GROUNDS DEPARTMENT IN THE AMOUNT OF \$202,300.00(20220818\C02)(CT-9)

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

13.RESOLUTION AUTHORIZING THE LAKE COUNTY ADMINISTRATOR TO ENTER INTO A PURCHASE AGREEMENT FOR REAL PROPERTY LOCATED AT 20 PARK ROAD AND V/L MADISON AVENUE IN PAINESVILLE TOWNSHIP, OHIO(20220818\C03)(209-z-42)

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On a motion by Commissioner Plecnik, seconded by Commissioner Tyler. County Administrator, Mr. Jason Boyd stated that this purchase is for the Board of Elections and will create a much needed, unified storage facility. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck "NAYS": None.

14.RESOLUTION REAPPOINTING PAMELA D. KURT TO THE LAKE COUNTY PLANNING COMMISSION FOR A TERM EXPIRING AUGUST 14, 2025(20220818\C04)(B-34)

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

15.RESOLUTION REAPPOINTING HIRAM REPERT TO THE LAKE COUNTY PLANNING COMMISSION AS THE LIMITED HOME RULED TOWNSHIP MEMBER FOR A TERM BEGINNING AUGUST 15, 2022 AND EXPIRING AUGUST 14, 2025(20220818\C05)(B-34)

On a motion by Commissioner Plecnik, seconded by Commissioner Tyler. Planning Commission Chair, Mr. David Radachy explained that Mr. Reppert is the home ruled Concord Township appointee. Concord has requested his reappointment as has the Commission and Mr. Reppert. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck "NAYS": None.

16.RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,439,106.62(20220818\BC01)(C-4)

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

17.RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$629,154.45(20220818\BC02)(C-17)

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

18.RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20220818\BC03)(C-111)

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

19.RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20220818\BC04)(C-111)

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

DEPARTMENTAL REPORTS:

UTILITIES – Sanitary Engineer, Mr. Randy Rothlisberger, invited everyone to attend the Madison Wastewater Treatment Facility Open House which will take place on September 10, 2022 from 10:00 am until 2:00 pm. There will be tours of the facilities as well as trucks for everyone to see.

JOB AND FAMILY SERVICES – Job and Family Services Director, Ms. Suzanne Casar, thanked her staff for their willingness to represent the Department at Cityfest this weekend. She thanked Commissioner Tyler for coming by their Department for a tour and stated that her employees enjoyed meeting and speaking with him.

COUNTY ADMINISTRATOR – Mr. Boyd gave a brief update on the Public Safety Center Project and explained the next steps in the process. HOK has completed their analysis and it has been sent to Sheriff Leonbruno and his team for review. He also stated that the Perry Nuclear Power Plant Dry Run will take place next week followed by the evaluated exercise in late September. He explained the importance of this year's evaluated exercise as it will include a hostile action-based drill.

Commissioner Tyler thanked Mr. Boyd for continuing to arrange tours of various departments for him.

FINANCE – none.

CLERK – Commissioners Clerk, Ms. Jennifer Bell, stated that the next Commissioners Meeting will be held on Thursday, August 25, 2022 at 10:00 a.m.

LEGAL – none.

OLD BUSINESS: - none.

NEW BUSINESS: none.

PUBLIC COMMENT: Commissioner Hamercheck asked if anyone in the audience wished to address the Board. No one present wished to address the Board.

EXECUTIVE SESSION: On a motion by Commissioner Plecnik, seconded by Commissioner Hamercheck, the Board convened an Executive Session at 11:22 a.m. to discuss Legal- Pending Litigation with the vote as follows: "AYES": Commissioners: Plecnik, Tyler and Hamercheck "NAYS": None.

The Lake County Board of Commissioners adjourned to Executive Session at 12:35 p.m.

ADJOURN: On a motion by Commissioner Tyler seconded by Commissioner Plecnik, the Board adjourned the meeting at 12:35 p.m. with the vote as follows: "AYES": Commissioners: Tyler, Plecnik and Hamercheck "NAYS": None.

Minutes approved this twenty-fifth day of August, 2022.

BOARD OF LAKE COUNTY COMMISSIONERS

JOHN R. HAMERCHECK, PRESIDENT

JOHN PLECNIK, VICE PRESIDENT

MARK A. TYLER, COMMISSIONER

JENNIFER BELL, CLERK