

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

JOHN R HAMERCHECK, COMMISSIONER	JASON W. BOYD, ADMINISTRATOR
JOHN PLECNIK, COMMISSIONER	LEGAL COUNSEL
RICHARD J. REGOVICH, COMMISSIONER	MIKE MATAS, BUDGET DIRECTOR
JENNIFER BELL, CLERK	NEWS MEDIA

(Tape 2023-0316)

CALL TO ORDER: Commissioner Hamercheck called the Meeting to order at 10:05 a.m. Thursday, March 16, 2023

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

OPEN TO THE PUBLIC: Commissioner Hamercheck asked if anyone in the audience wished to address the Board. Commissioner Hamercheck introduced Fairport Harbor High School Seniors, Autumn Hutter and Hannah McCaulley who will be shadowing the Commissioners office today. Commissioner Plecnik stated that this is an exciting partnership and Commissioner Regovich stated that Fairport Harbor High School is offering a great program for their students.

Commissioner Hamercheck introduced Ms. Lisa Miller Manning from the OSU Extension Office to speak on Ohio 4-H week which occurred last week. Ms. Manning introduced Mr. Chris Hochevar to speak on the Young Guns Group that he and his wife oversee with the youth and she also introduced Mr. Travis Fowler. Also present were Gabriella Hochevar, Macie Wrachford, Belle Bowman, Juda Mettler, Paige Veselko, Liv Steelman, Mary Steelman, Emma Feckanin and Ruby Pealer who all spoke about their 4-H experiences. The Board presented a special certificate to the group recognizing Ohio 4-H week. The Board commended all the participants and stated that they are truly an inspiration for all youth and wished them future success.

Mr. Adam Gumpf, Public Affairs Liaison from Ohio Treasurer Robert Sprague’s office was in attendance to present the Board with a certificate of appreciation for the County’s involvement with the Stable Account Program. Commissioner Plecnik thanked the State Treasurers Office for the recognition.

Clerk of Courts, Ms. Faith Andrews, was present to speak about what a wonderful resource Jobs and Family Services and OhioMeans Jobs has been for her office. She stated that she has hired several stellar employees. Director of Job and Family Services, Ms. Suzanne Casar thanked Ms. Andrews for the recognition of OhioMeans Jobs.

Ms. Andrews also spoke about Item# 20 on today’s agenda. She referred to the budget hearing she had and spoke of her budget along with the cash surplus in the Certificate of Title Administration Fund. Ms. Andrews discussed what she, as the Clerk is responsible for paying. Ms. Andrews spoke of the programs she sponsors such as the COPS Grant (2020-2024) with the funding of 12 officers, Public Defender’s Project, Telecommunicator’s Program through Auburn Career Center and the workstation refresh project in her office. She continued to speak about future projects including travel and tourism and other accounts that she funds and about the digitization project for her office. She stated that she has received several funding requests from her surplus account and she would be happy to discuss them further with the Commissioners. She also discussed travel and tourism and that she would be excited to discuss in more detail. Ms. Andrews pointed out that as of March 1, 2023, they can title. watercraft which brings in an additional funding stream. Commissioner Hamercheck commended Ms. Andrews for her leadership and her staff for their hard work, effectiveness, efficiency and interest. He also thanked her for her support of law enforcement. Commissioner Plecnik shared the excitement of the winery owners that Lake County is making good on their promise to promote and develop the Grand River wine region.

Mr. Brian Massie 8196 Rainbow Drive in Painesville on behalf of Lobbyists for Citizens and a friend of his that is wheelchair bound, discussed not having anyone to assist her with filing her income tax and an issue she is having with LakeTran that he will share more details of in the second public portion. He provided the Board with a handout which pertained a partnership with the IRS and Lifeline through the Volunteer Income Tax Assistance Program (VITA) for preparation through Lifeline.

RESOLUTIONS:

**1.RESOLUTION TO ADVERTISE FOR BIDS FOR THE LAK-(CR700-0.59) BISHOP ROAD BRIDGE IN THE CITY OF WILLOUGHBY HILLS, OHIO; FEDERAL PROJECT NO. E230248; PID NO. 117510; LCE PROJECT NO. 2022-017 (Bid Opening April 26, 2023)(20230316\E01)(E-2)**

On a motion by Commissioner Regovich, seconded by Commissioner Hamercheck. Commissioner Plecnik stated that he lives on Bishop Road and that is why he refrained from seconding the motion to adopt. Chief Deputy Engineer, Traci A. Salkiewicz, explained that this project is one of five Lake County projects being funded through the Bipartisan Infrastructure Bill. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners Regovich and Hamercheck. "ABSTAIN": Commissioner Plecnik "NAYS": None.

**2.RESOLUTION AUTHORIZING ACCEPTING A CONSTRUCTION SURETY FOR THE VILLAS AT CANTERWOOD FARM ESTATES PHASE 2 SUBDIVISION IN CONCORD TOWNSHIP(20230316\E02)(SD-443)**

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

**3.RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR THE LAK-LANE ROAD (CR 123) RESURFACING PROJECT WITH KARVO COMPANIES, INC., DECREASING THE AMOUNT BY \$189,779.22, FEDERAL AID NO. FAN E200(678), PID NO. 112509, LCE PROJECT NO. 2020-010(20230316\E03)(E-3)**

On a motion by Commissioner Regovich, seconded by Commissioner Plecnik. Ms. Traci Salkiewicz, Chief Deputy Engineer, stated that there was some additional work anticipated but ultimately not needed. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners Plecnik, Regovich and Hamercheck "NAYS": None.

**4.RESOLUTION AWARDING A BID CONTRACT TO COLE BURTON CONTRACTORS, LLC FOR THE LAKE COUNTY RESURFACING PROJECT - 2023, AS REQUIRED BY THE LAKE COUNTY ENGINEER IN THE AMOUNT OF \$1,619,973.10 (20230316\E04)(E-3)**

On a motion by Commissioner Plecnik, seconded by Commissioner Regovich. Ms. Salkiewicz wanted to point out the true partnership her department shared with the Townships and the Board. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners Plecnik, Regovich and Hamercheck "NAYS": None.

**5.RESOLUTION AUTHORIZING FINAL APPROVAL AND ACCEPTANCE OF A THREE-YEAR MAINTENANCE BOND FOR FAIRWAY PINES PHASE 4 SUBDIVISION IN PAINESVILLE TOWNSHIP(20230316\E05)(SD-439)**

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

**6.RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES WATER OPERATING FUND AND PROJECT FUND 595, AQUARIUS WATER TREATMENT PLANT SWITCHGEAR/GENERATOR IMPROVEMENTS PROJECT 435-W(20230316\U01)(UT-2)**

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

**7.RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES SEWER OPERATING FUND AND PROJECT FUND 596, TWILIGHT LIFT STATION IMPROVEMENTS PROJECT 439-S(20230316\U02)(UT-2)**

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

**8.RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES SEWER OPERATING FUND AND PROJECT FUND 596, ARCOLA CREEK/BENNETT ROAD TRUNK SEWER IMPROVEMENTS PROJECT 454-S(20230316\U03)(UT-2)**

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

**9.RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH WITHIN LAKE COUNTY DEPARTMENT OF UTILITIES WATER OPERATING FUND AND PROJECT FUND 595, VINE STREET WATERLINE-WILLOWICK DRIVE TO S.R. 91 PROJECT 447-W(20230316\U04)(UT-2)**

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

**10.RESOLUTION APPROVING FINAL CHANGE ORDER NO. 1 WITH MILLER BROTHERS CONSTRUCTION COMPANY, INC. FOR THE CELL C4 EXPANSION PHASE VI-PART E CELL CONSTRUCTION PROJECT NO 421-L INCREASING THE TOTAL CONTRACT AMOUNT BY \$55,317.02(20230316\U05)(UT-4)**

On a motion by Commissioner Plecnik, seconded by Commissioner Regovich. Sanitary Engineer, Mr. Randy Rothlisberger, stated that this resolution pertains to the actual materials quantities utilized to complete the cell expansion at the Landfill. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners Plecnik, Regovich and Hamercheck "NAYS": None.

**11.RESOLUTION APPROVING FINAL ESTIMATE NO. 8 (RELEASE OF RETAINAGE) IN THE AMOUNT OF \$15,000.00 WITH X-PRESS UNDERGROUND, INC. AND ACCEPTING A THREE-YEAR MAINTENANCE BOND IN THE AMOUNT OF \$75,205.58 FOR DEERFIELD RELIEF SEWER-DEERFIELD FORCEMAIN PROJECT 366-S FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES(20230316\U06)(UT-12)**

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

**12. RESOLUTION ACCEPTING A THREE- YEAR COMBINED MAINTENANCE BOND IN THE AMOUNT OF \$39,613.53 FOR SANITARY SEWERS AND WATERLINES FOR FAIRWAY PINES PHASE 4 SUBDIVISION IN PAINESVILLE TWP. (JOB NO. 21-72 & 21-73)(20230316\U07)(SD-439)**

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

**13.RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT MARCH 24, 2023, IN THE AMOUNT OF \$621,854.10(20230316\JFS01)(JFS-14)**

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

**14. RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT BETWEEN MOTOROLA SOLUTIONS AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY DEPARTMENT OF TELECOMMUNICATIONS FOR VESTA (911) SUPPORT (20230316\C01)(404-g1)**

On a motion by Commissioner Plecnik, seconded by Commissioner Regovich. Telecommunications Director, Mr. Paul Stefanko, explained the details of the Vesta system and that this is a five-year renewal of the Motorola Vesta(911) support system. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners Plecnik, Regovich and Hamercheck "NAYS": None.

**15. RESOLUTION APPOINTING CARL DONDORFER TO THE LAKE COUNTY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD TO COMPLETE THE REMAINDER OF A FOUR-YEAR TERM EXPIRING JUNE 30, 2025(20230316\C02)(B-50)**

On a motion by Commissioner Regovich, seconded by Commissioner Plecnik. Commissioner Plecnik thanked Mr. Dondorfer and welcomed him to the ADAMHS Board. Commissioner Hamercheck also thanked him and stated that Mr. Dondorfer also serves on the OneOhio Region 13 Board. The foregoing resolution was adopted with the vote follows: "AYES": Commissioners Plecnik, Regovich and Hamercheck "NAYS": None.

**16. RESOLUTION DECLARING THE LAKE COUNTY BOARD OF COMMISSIONERS' REGULAR MEETING SCHEDULE BEGINNING APRIL 6, 2023(20230316\C03)(C-107)**

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

**17. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$1,063,578.33(20230316\BC01)(C-4)**

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

**18. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,930,114.47(20230316\BC02)(C-17)**

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

**19. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL FUND ACCOUNTS(20230316\BC03)(C-111)**

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

**20. RESOLUTION TRANSFERRING CASH AND AN APPROPRIATION WITHIN GENERAL AND NON-GENERAL FUND ACCOUNTS(20230316\BC04)(C-111)**

On a motion by Commissioner Regovich. seconded by Commissioner Plecnik.

On a motion by Commissioner Hamercheck to amend and separate BC04(current resolution). He explained why he would like to do so, pointing out that there are two items within the resolution and if the Board takes action on the resolution as is, both items would be approved. Assistant Prosecutor, Mr. David Hackman, clarified that Commissioner Hamercheck is speaking of the cash transfer. Commissioner Hamercheck stated that was correct and that he would like to separate the two cash transfers to allow the Board to discuss them separately and that there is an expenditure for JFS that is essential. No second was received to Commissioner Hamercheck's motion to amend and separate the current BC04 resolution.

Commissioner Hamercheck stated how \$275,000 is being suggested for signage for a particular archway in the Madison area. Commissioner Hamercheck and Mr. Hackman discussed that the Clerk of Court declared a surplus of \$275,000 and requested it be transferred into the General Fund. Commissioner Hamercheck questioned whether the \$275,000 is the true surplus amount. He stated that it is his belief that there is a provision where the Budget Commission could review. Mr. Hackman stated that it is his belief, under the statute, that if there is a declaration of surplus within the Certificate of Title Administration Fund and the Clerk of Court and Board of Commissioners do not agree on said amount, it would go to the Budget Commission for consideration in a full public hearing. Commissioner Hamercheck and Mr. Hackman continued to discuss different scenarios in which the Budget Commission would become involved. Clerk of Court, Ms. Faith Andrews explained that she does not declare a surplus unless she needs to fund her legal department. She explained in detail the process she takes to declare a surplus and have it transferred into the General Fund.

On a motion by Commissioner Hamercheck to amend the \$275,000 listed within BC04 to \$5,000,000. No second was received to Commissioner Hamercheck's motion to amend the \$275,000 listed within BC04 to \$5,000,000.

The Board and Mr. Hackman discussed best practice and past practices.

The foregoing resolution was adopted with the vote follows: "AYES": Commissioners Plecnik and Regovich "NAYS": Commissioner Hamercheck

**DEPARTMENTAL REPORTS:**

**UTILITIES** – Sanitary Engineer, Mr. Randy Rothlisberger, stated that his department received some very promising bids for the first waterline project of this year.

**JOB AND FAMILY SERVICES** – Director of Job and Family Services, Ms. Suzanne Casar, reminded everyone of the upcoming 17<sup>th</sup> Annual Foster Parents Reverse Raffle and was happy to announce that the "Back to School Bash" will be held on Saturday, August 5, 2023 at Harvey High School and save the date postcards will be going out soon.

COUNTY ADMINISTRATOR – Mr. Jason Boyd, stated that the 2022 Classic Park Lighting Project (which is the 1<sup>st</sup> ARPA funding project), is very near completion. There have been very productive weekly construction meetings that he has attended. He thanked Mayor Morley, Ms. Jen Yorke, her team from the Lake County Captains, and the construction company for working so well on this project to ensure that it would be completed by opening day.

FINANCE – none.

CLERK – Commissioners Clerk, Ms. Jennifer Bell, stated that the next Regular Meeting is scheduled for Thursday, March 23, 2023 at 10:00 a.m. She also stated that the resolution pertaining to the Commissioners Meeting schedule will be posted on the County website this afternoon.

LEGAL – none.

OLD BUSINESS: Commissioner Hamercheck stated that Budget Hearings to move toward finalizing the budget will be held at 9:00 A.M. before next Commissioners Meeting (March 23).

NEW BUSINESS: Commissioner Hamercheck gave an update on the recent NOACA Board meeting last week, stating that an unusual event occurred. He explained discussion was had regarding the *Climate Action Plan* and after public input regarding the name of the Plan, it was changed to *Local Emissions and Weather Resiliency Planning*. An amendment was made to the language and discussion focused on people's personal positions. He discussed the results of the voting of this amendment and stressed the importance of the Lake County Commissioners being in attendance or at the least sending an alternate.

PUBLIC COMMENT: Commissioner Hamercheck asked if anyone in the audience wished to address the Board. Mr. Brian Massie of 8196 Rainbow Drive in Painesville on behalf of Lobbyists for Citizens discussed information provided in the Quarterly Investment Meeting, his thoughts on the Budget Hearings, and the proposed Safety Center Project. He also discussed in detail his friends' issues with LakeTran, his thoughts on the Budget Commission and an update on his meeting with Mr. Dale Fellows pertaining to the process of adding two Lake County citizens to the Budget Commission.

EXECUTIVE SESSION: On a motion by Commissioner Plecnik, seconded by Regovich, the Board convened an Executive Session at 12:06 p.m. to discuss Legal-Pending Litigation with the vote as follows: "AYES": Commissioners Regovich, Plecnik and Hamercheck "NAYS": None.

The Lake County Board of Commissioners adjourned to Executive Session at 12:06 p.m.

ADJOURN: On a motion by Commissioner Plecnik seconded by Commissioner Regovich, the Board adjourned the meeting at 12:54 p.m. with the vote as follows: "AYES": Commissioners Plecnik, Regovich and Hamercheck "NAYS": None.

Minutes approved this fifth day of July, 2023.

**BOARD OF LAKE COUNTY COMMISSIONERS**

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JOHN R. HAMERCHECK, PRESIDENT

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JOHN PLECNIK, COMMISSIONER

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RICHARD J. REGOVICH, COMMISSIONER

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JENNIFER BELL, CLERK