

COMMISSIONERS MEETING – MONDAY, FEBRUARY 11, 2002

Patricia G. Geissman called the meeting to order at 9:30 a.m. with Thomas R. Bahr and Stephen D. Hambley present.

The meeting opened with the Pledge of Allegiance, a moment of silence for Gene Glick, and a Prayer. Mrs. Geissman stated that the community lost a friend last week, noting that Mr. Glick initiated the first van for transportation that has evolved into the Medina County Transit.

At the beginning of the meeting the oral reading of the minutes of February 4 was dispensed with. Each Commissioner has read them personally. Mr. Bahr moved to approve the minutes. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Doug King, Administrative Assistant in the County Engineer's Office, presented a resolution accepting and awarding the bid for a new brush chipper for the Highway Department to Vermeer Sales. Mr. Bahr moved to accept and award the bid. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list.

Chris Jakab, Finance Director, presented and reviewed 5 resolutions involving various fund transfers, revenue adjustment for Workforce Development, authorizing the purchase of gasoline for the Engineering Center from Petroleum Traders, and the weekly bills in the amount of \$463,512.39. Mr. Bahr moved to approve the 5 resolutions. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Roger Harris, Human Resources Director, presented and reviewed the personnel changes resolution. Mr. Bahr moved to approve the personnel changes. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

John Stricker, County Administrator, presented a resolution amending the Table of Organization for the Office for Older Adults. This deletes an Outreach Worker position and adds an Outreach Coordinator position. Mr. Bahr moved to approve the amendment. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken Hotz, Sanitary Engineer, presented a resolution accepting 2 easements for the Columbia Road sanitary sewer project. This is the project that goes to the Buckeye School Complex. They have a package plant that the EPA will get rid of and the line will be run from AlterCare (formerly Shangri-La). Mr. Bahr moved to accept the easements. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken presented a resolution releasing an existing sanitary sewer easement. An engineering company executed and recorded an easement for a private sewer connection on Sleepy Hollow Road. The easement was deeded to the County. This is just a house connection and the County should not be responsible for maintaining the easement. Mr. Bahr moved to release the easement. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Debra Radecky, Office for Older Adults Director, stated that with the changes to their Table of Organization this morning they are fully staffed. Plans have started for Senior Day on May 21, which will be a celebration of the American Heritage. Programming includes a Valentine's Day party on February 22, discussions involving new tax laws and prescription services, a St. Patrick's Day party on March 15 and a pool tournament. The office will be closed next Monday and there will be no meal deliveries that day.

Mead Wilkins, Job & Family Services Director, presented 3 resolutions involving approval of an agreement for therapeutic foster care program between JFS and the ADAMH Board & its partners, approval of a renewal agreement with Cornerstone for the family collaborative treatment team, and allowing for expenditures relating to Family Affair. They have had an agreement with the ADAMH Board for mental health services in some of the foster homes for many years and this resolution changes the rate to include mileage and respite services. Mr. Bahr moved to approve the 3 resolutions. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

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Mrs. Geissman presented and reviewed a resolution amending Resolution #01-1206 for supplemental transportation services for Transit. There are capacity constraints that have forced the need for an additional contract to provide ambulatory supplemental services. Royal Transportation Services, which provides this service, has consented to the award of an additional contract for these services. Mr. Bahr moved to approve the amendment. Seconded by Mr. Hambley.

Mr. Hambley stated that there were 2 different awards for transportation for when our Transit can't respond. Royal Transportation was awarded the contract for ambulatory services and Shields Transportation was awarded a contract was for the mobility assistance services. Shields also bid on the ambulatory services. There are times when Royal can't meet the demand and this amendment with Shields supplements the contract so there is backup for the service. This enhances the ability to provide service with the growing transportation needs in the county.

There was no further discussion.

Roll Call on the motion and second to amend the supplemental transportation services showed all Commissioners voting AYE.

Commissioners reviewed a notice of a new liquor permit for Ohio Springs Inc. dba Sheetz Convenience Store in Granger Township. No comments or concerns have been received.

The Clerk read the resolution to allow expenses of county officials. Mr. Bahr moved to allow the expenses. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

The meeting was opened for public comment and there was no one from the public wishing to comment.

Mr. Hambley stated that during last week's discussion session he brought up the jail pay-to-stay program and received criticism, and he believes it was implied that he had criticized the Sheriff, Judges and other elected officials. There was no criticism intended by the discussion. He had asked that a *County Advisory Bulletin (CAB)* from 1997 about the program be distributed for the discussion session. He doesn't believe that when the Sheriff received the initial information on the program that he was advised fully about the program. The *CAB* describes 2 types of programs; the first primarily involves the Judges and the second, which was much of the discussion last week, involves primarily the Sheriff. Comments were made to the Sheriff that Commissioners were considering the second option and the Sheriff felt this should have been discussed with him first. The Judges could have made the same argument because they are all involved. His proposal was to discuss this and have it taken to the forum that involves all of the entities (Commissioners, with Mrs. Geissman as liaison, the Prosecutor, Sheriff, and Common Pleas and Municipal Court Judges) for discussion. It was not an attempt to divert the process. The intent was to have the information provided early, and due to a clerical error it was not included in all of the packets, which may have created the impression he was trying to "jump" into this without prior notice to his colleagues.

Mrs. Geissman noted that the Sheriff will be at the discussion session.

Mrs. Geissman stated that the Executive Session scheduled after the discussion session will take around 5 minutes per John Stricker and suggested taking care of this matter before the discussion session.

Mr. Hambley moved to recess into Executive Session to discussion personnel/compensation at 9:50 a.m. Seconded by Mr. Bahr. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reconvened the meeting for the discussion session at 9:55 a.m.

Sheriff Neil Hassinger and Lt. Baker were present to discuss the pay-to-stay program for the Jail. They are currently using pay-to-stay through the Home Arrest Program. There were 86 on Home Arrest on Friday. There is no work-release program at the Jail because if they can be released for work they are on Home Arrest. Those on Home Arrest pay for their costs on the

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program as well as their food, medical, etc. He has contacted some counties with pay-to-stay programs and none have provided information on their net income from the program. The problem with pay-to-stay is that additional staff would be needed to run the program and the revenue is based on the income of the prisoners, who still need to be able to support their families at home. One county hires a private organization to handle their program and the company receives 30% if collection is made before the prisoner's release or 70% if the collection is made after their release. He's not sure that the Probation Department or the Judges have the personnel to handle interviewing people and doing credit checks, etc. There are also questions involving prisoners that don't pay once they are released and this would involve the Prosecutor's Office. Through questioning he noted that pre-sentencing hearings aren't held for cases such as DUI's, which would be when the Judges would be imposing pay-to-stay on prisoners. He feels the Judges are utilizing the Home Arrest Program, adding that his office is the only Sheriff's Department in the State that handles the full Home Arrest Program. The new court liaison program has also been successful in keeping some people from being sent to Jail. It needs to be kept in mind that people going before judges have violated a law and being sent to jail is part of their sentencing for their violations. Things aren't going to change until the recidivism rate is reduced and there are some repeat offenders that can't be helped.

There was a discussion about researching to see if there is a net benefit or if this type of a program breaks even. Currently villages/cities are charged for inmates held at the Jail on violations of their ordinances, and this could be affected by instituting a pay-to-stay program. If it is determined after the research that there is a benefit, Sheriff Hassinger would have no problem with establishing the program. There was a brief discussion about the possibility of the Community Corrections Planning Board doing the research. Instead it was agreed that the Finance Director could look into this before a proposal is taken to that Board.

Sheriff Hassinger reported that they have already spent \$3,000 this year to transport prisoners from out of state. One commercial airliner will not allow transporting prisoners, and they rented a small plane recently instead of using a commercial airliner to transport a prisoner. This transportation is racking up a lot of miles on the vehicles used.

Through questioning the Sheriff stated that he has checked into renting space in other jails for female prisoners. There are insufficient beds available for females elsewhere, which was being reviewed in order to empty the female pod at the Jail for use by male prisoners.

Mike Salay, Assistant County Engineer, and Nils Johnson & another from Cunningham & Associates reviewed a preliminary plat of Maplewood Estates in Montville Township. This subdivision was platted years ago and had no financial backing. The current developer is requesting vacation of a portion of a road that was planned for access to S.R. 3. This road would instead become a cul-de-sac within the development. There are less than 50 lots involved and there is no requirement for a second entrance. An existing entrance is located on Chippewa Road. There are 6 lots on this road and they are looking at reconfiguring those into 5 lots. ODOT does not want an entrance at the current existing "paper" road. ODOT said they could not get a permit to create an intersection with Route 3 because the additional entrance is not necessary. A copy of a letter from ODOT was presented. The Planning Commission has approved the plat conditional upon getting this road vacated. They would like to get utilities, such as water, extended to this subdivision. There is a 100-acre parcel north of this and the owner has no plan for development. ODOT recognizes that a road would be needed if that 100 acres develops, but that would be a requirement of that development when and if it happens. The 2 owners on the sides of the road easement are interested in having it vacated. The fire chief & his assistant recommend a dry hydrant in the pond and that has been worked out. A proposal has also been submitted to Jim Troike, Assistant Sanitary Engineer, for water.

There was a discussion about retaining part of the road easement for utilities. The utility easement cannot be automatically retained when the road easement is vacated. The developer needs to work out an agreement with the adjoining property owners for a utility easement. Both owners will get 15-foot wide strips if the road easement is vacated and a utility easement is granted. In order to proceed with the vacation, the developer needs to get a petition signed by the 3 owners and should get the utility easement agreement before the Commissioners proceed with a viewing and hearing on the road vacation.

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Mr. Bahr stated that he attended a roundtable last week at the University of Akron regarding Governor Taft's proposal for a Third Frontier. Representatives were present from the counties of Stark, Wayne, Medina, and Summit and the City of Akron. The common theme of those present was workforce development. A big thing at the discussion was the \$500 million + bond issue.

Mr. Hambley asked if this is the Governor's proposal for the 2003 ballot.

Mr. Bahr stated that it is and it's to purchase those bonds. The common theme was that there is a need for the development of workforce in this region.

Mrs. Geissman reported that she received a call last week from a former Medina County resident that lives in Columbus now. The gentleman was concerned about a report on their local news about Medina County spending over \$2 million on a bell. She assumes it was a report about the bicentennial bells being cast in the 88 counties and that she can't image the counties spending this type of money on those bells.

Mr. Hambley stated that the State released the schedule of where all of the bells are going to be cast this year. Possibly the \$2 million is the overall cost for the entire statewide program over the next 3 years. He noted that Brunswick Old Fashioned Days has been selected by the State for the casting of the Medina County bell.

Mrs. Geissman stated that the gentleman said he was going to call the television station to get clarification on the report he had heard.

Mrs. Geissman noted that a letter was received regarding farmland preservation and that the Medina-Summit Land Conservancy is working on applications for several farmers. They will be coming before Commissioners to discuss allowing them to proceed. These will have to be done in compliance with the county's preservation plan.

Bill Thorne, Assistant Prosecutor, stated that there are some proposed resolutions for the townships to pass as well. He is making sure they are in line with the county's plan. He noted that each individual farm property will be required to have a resolution passed.

Mr. Hambley stated that he understands they also have to be in compliance with any other plans the county may have such as for sewers, water quality, etc.

Through questioning Bill stated that he has not heard any news on the annexation law.

Dave Miller, County Engineer, stated that there will be a meeting on February 21 in Medina Township regarding S.R. 42 information. He also noted that the annual meeting with the Township Trustees will be held on March 14. He plans to review the permissive license tax law changes that allow them to request more of that funding. He is also entering an audit contract on vehicle registration to make sure that addresses are correctly listed as township or city residents. Under this contract he would pay \$3 for any vehicle registered incorrectly and pays nothing if they don't find any incorrect registrations.

Ken Hotz noted that a couple weeks ago he attended a Montville Township Zoning Board meeting. They are talking about rezoning property south of Route 3 and along Route 162 from residential to commercial or industrial. After the meeting Mr. Clarkson from Cunningham & Associates asked about extending the waterline from Route 3/Route 162 to Poe Road, which is not as far south as the Maplewood Estates Subdivision that was discussed earlier. There are so many requests now for lines through his office that they don't have the manpower to do the engineering for this. Cunningham has offered to do the engineering and plan preparation, which would be reviewed for approval by Ken's office. He believes the issue of rezoning in Montville will be very volatile.

Mr. Bahr noted that their overall plan has had some commercial area planned.

Bill stated that the township's plan was as not to the extent that the change is being proposed.

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Ken stated that if there are no objections by the Commissioners he will notify Mr. Clarkson that they can prepare the plans. The County would have to extend the line.

Mr. Bahr suggested that Route 3 should be considered as a 4-lane road at some point in the future. This should probably be considered in the design of utility planning. If the road is widened future costs could be saved.

Ken noted that the sanitary sewer was put along Route 303 at the side of the pavement years ago and now there are manholes in the middle of the pavement.

There was further discussion about the possibility of Route 3 being widened by ODOT at some time in the future. Dave Miller agreed that at some time it will be widened, adding that the intersections along Route 3 that will probably go to 3-lanes in the next 10-15 years.

Bill stated that he has 2 litigation subjects to discuss with Commissioners in Executive Session.

There was no further business before the Board for the discussion session.

At 10:44 a.m. Mr. Bahr moved to recess into Executive Session for the purpose of discussion litigation. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

At 11:06 a.m. Mr. Bahr moved to adjourn the meeting. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

RESOLUTIONS PASSED:

02-0099 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

02-0100 RESOLUTION ACCEPTING AND AWARDED THE BID FOR THE PURCHASE OF ONE (1) NEW BRUSH CHIPPER FOR THE MEDINA COUNTY HIGHWAY DEPARTMENT

02-0101 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE GASOLINE ROTARY FUND

02-0102 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE MEDINA COUNTY PRINT SHOP REVENUE LINE ITEM

02-0103 REVENUE ADJUSTMENT FOR THE WORKFORCE DEVELOPMENT FUND

02-0104 RESOLUTION AUTHORIZING THE PURCHASE OF 3,100 GALLONS OF PREMIUM UNLEADED AND 4,100 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEER CENTER

02-0105 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

02-0106 RESOLUTION AMENDING THE TABLE OF ORGANIZATION FOR OFFICE FOR OLDER ADULTS

02-0107 AUTHORIZING THE SANITARY ENGINEER TO OBTAIN EASEMENTS FOR VARIOUS SANITARY SEWER IMPROVEMENT PROJECTS

02-0108 RESOLUTION RELEASING AN EXISTING SANITARY SEWER EASEMENT DOCUMENT #20020R005086

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02-0109 RESOLUTION AUTHORIZING AN AGREEMENT FOR THERAPEUTIC FOSTER CARE PROGRAM BETWEEN MEDINA COUNTY JOB & FAMILY SERVICES AND MEDINA COUNTY ADAMH BOARD AND ITS' PARTNERS

02-0110 RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE DEPARTMENT OF JOB & FAMILY SERVICES AND CORNERSTONE PSYCHOLOGICAL

02-0111 RESOLUTION ALLOWING FOR EXPENDITURES RELATING TO FAMILY AFFAIR

02-0112 AMENDMENT OF RESOLUTION NO. 01-1206 SUPPLEMENTAL TRANSPORTATION SERVICES CONTRACT AWARD

02-0113 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

MEDINA COUNTY COMMISSIONERS:

Patricia G. Geissman

Respectfully submitted,

Thomas R. Bahr

Pamela J. Terrill, Clerk

Stephen D. Hambley