

COMMISSIONERS MEETING – MONDAY, JANUARY 10, 2005

Sharon A. Ray called the meeting to order at 9:30 a.m. with Patricia G. Geissman and Stephen D. Hambley present.

The meeting opened with the Pledge of Allegiance and a Prayer.

At the beginning of the meeting the oral reading of the minutes of December 20, December 27 and January 3 was dispensed with. Each Commissioner has read them personally. Mrs. Geissman moved to approve the minutes; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ms. Ray presented and reviewed the Reorganization Resolution and setting dates of session for 2005. Mrs. Geissman moved to approve the resolution; 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 and reviewed resolutions approving the vacation of a portion of Abbeyville Road in York Township, approving the final plat and annual assessment on improvements & establishing a public watercourse for Windfall Reserve Subdivision Phase II. Mrs. Geissman moved to approve the 3 resolutions; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list.

Gary Berkowitz, Human Resources Director, presented and reviewed the personnel resolution. Mrs. Geissman moved to approve the personnel changes; Seconded by Mr. Hambley.

Mrs. Geissman read a statement that the process of selecting an Administrator of the County Home was a farce and that Mr. Hambley had promised the job to Lynn Remington over a year ago. She feels that excellent candidates with the management skills were overlooked and that Lynn needs to take educational programs for those skills. Lynn had requested a higher salary and requested time to think about whether she wanted the position when she should have been excited about being given the position. She understands that Ms. Ray was ready to appoint someone else when she heard that Lynn wanted to think about it. She stated that she cannot support the appointment. A copy of her statement was presented to the Clerk and is attached to the end of the minutes as Exhibit A.

Mr. Hambley stated that he never promised Lynn the position. Comments have been taken out of context and out of Executive Session regarding appointment of a department head. That discussion was over a year ago. The others were aware of what he was going to discuss with Lynn and he questioned how Mrs. Geissman would know any part of their actual discussion. He told Lynn to take a couple of days to think about the promotion; she did not request it. In looking at her credentials she has been at the Home for 30 years and has progressive management experience, he feels she is the best person for the position. He admitted some bias, but he doesn't make the decision by himself. This will be the same bias he will probably have about Jim Troike when Ken Hotz retires. The process of interviewing and involving the County Home Advisory Council was not flawed. In the past MCDAC, Planning Commission and Workforce Boards were involved in department head selections. His colleagues knew and approved this process for interviewing including advertising and who would be involved. Relative to having a degree the advertisement was for a 4-year degree or equivalent experience, which Lynn has. Various factors were used in evaluating and preparing a matrix in which Lynn was in the second spot. The statement that the process was flawed or slanted is inappropriate. If there had been an outstanding candidate he would have gone with that. Lynn represents revolutionary changes and has done an outstanding job as Interim Superintendent even with many of the key people gone at the Home. She has demonstrated that she is the most qualified.

Mrs. Geissman stated that adding any further comments to her statement would hurt innocent people, but Mr. Hambley did admit he had promised the position to Lynn and that he

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had not chose but to support that. In regards to the resumes, all of the records are available if anyone would like to see them.

There was no further discussion.

Roll Call on the motion and second to approve the personnel changes showed all Commissioners voting AYE, with Mrs. Geissman voting NAY on the appointment of Lynn Remington.

Gary presented resolutions approving the extension of the collective bargaining agreements with the Teamsters Local 293 for unionized employees of Child Support Enforcement Agency and Job & Family Services. This will extend the agreements while they are in negotiations. Mrs. Geissman moved to approve the extensions; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Gary presented a resolution articulating the rationale for laying off the Volunteer Coordinator in the Office for Older Adults due to funding reductions from the Western Reserve Area Agency on Aging. Mrs. Geissman moved to approve the resolution; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Chris Jakab, Finance Director, presented and reviewed resolutions involving a transfer to the Soil & Water Conservation District, approving the request for an advance of taxes collected for MCDAC, accepting & rejecting bids for Adult Probation's drug testing supplies, accepting & rejecting bids for Transit Department surplus vehicles, declaring county property as excess property, and the weekly bills in the amount of \$480,096.38. The advance of taxes is for payments to MCDAC grantees. The rejection of the bids for drug testing supplies also authorizes re-bidding. The rejection of the Transit vehicle bids authorizes going through the on-line auction and listing a minimum bid that will be accepted. The excess property resolution involves list A for property to be disposed of and list B for property to be auctioned on-line. Mrs. Geissman moved to approve the 5 resolutions and payment of the bills; 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 Animal Shelter by adding an intermittent employee. Last week they had an employee out due to an illness and they didn't have anyone they could call in to assist. The intermittent employee would only be called in during those times. Mrs. Geissman 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 authorizing the purchase of a hook truck through State Purchasing for the Solid Waste District. The hook truck is used to pick up boxes and the current one is getting worn out. Mrs. Geissman moved to approve the purchase; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Debra Radecky, Office for Older Adults Director, stated that they have OSU Extension doing a program today on slow cooker recipes and upcoming events include a program on reverse mortgages by Wells Fargo, the office will be closed January 17, bingo will be held on the 19th and 26th, a nutrition presentation on the 21st, this month's tour is to the Harry London Chocolate Factory, the movie this month is Princess Diaries 2, and on January 28 they will be holding a Groundhog Day party. They are delivering 216 home-delivered meals daily.

Mike Pataky, Child Support Enforcement Agency Director, stated that there is one Title IV-D contract to be finalized. They have been working on their budget and planning for future seminars and conferences that they will need to attend during 2005.

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

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

Ms. Ray noted that due to a scheduling conflict, the Executive Session will be held prior to the discussion session.

Mr. Hambley moved to recess into Executive Session for the purpose of discussion personnel/appointment; Seconded by Mrs. Geissman. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reconvened the meeting at 10:08 a.m. for the discussion session.

Mike Salay, County Engineer, stated that they have been corresponding and working with ODOT relative to the I-71 widening, reconstruction of I-76/Lake Road intersection, and the overall I-71/I-76 interchange. He reviewed a drawing of the area and the proposed changes showing where properties will be impacted. The most cost effective option for the interchange is to change the access road to the campground and the owner of the campground has agreed to this. The new access would be north of the existing access and it would become a public road under the township when completed. The acquisition phase of the interchange portion will take about a year and the engineering has already started. There will be 4 fields affected by and they will be acquiring a good portion of the old truck stop on the south side of I-76. Westfield Township has a rezoning hearing to change the sod farm from residential to commercial. ODOT needs an agreement with the County for the maintenance and acceptance of the new road. This has been reviewed and approved by Westfield Township. His office will prepare a resolution for next week's meeting.

Another resolution for next week will involve the I-76/Lake Road intersection. The TID had the engineering done for this portion of the project. The reconstruction is a \$1.9 million project and ODOT is requesting \$60,000 from the County to use towards the \$225,000 estimate to acquire right-of-ways. Mike stated that his office would use their A&G funding for this contribution. This improvement will increase the capacity on Lake Road to the truck stops. He noted that nothing has been done to improve the old truck stop on the south side of I-76 because the owner was aware this project was coming and that their property would be affected. Lake Road will only be improved where the road is already wider and it will be a concrete surface road in that area. Paying for the engineering part upfront through TID was good for the county and has enabled ODOT to start moving on these projects. Mike will also have his office prepare a resolution involving this portion of the project.

Mike stated that since they have taken overseeing the inspections that had been done by the Soil & Water Conservation District, the billing system for those inspections has been reviewed. He proposes that they have upfront deposits for the inspections and that they draw from that fund to cover the costs. If additional funding is needed a deposit would be made into a special account. Once the project is complete if there is money remaining it would be refunded. This will simplify their process. He will prepare a written proposal to come before the Board.

There was a discussion relative to the public hearing on the Access Management Plan. The hearing has been scheduled at a time that the Trustees Association is holding their conference and they will not be able to attend that hearing. It is important to have input from the trustees in the county about their concerns and questions. After a brief discussion it was determined that a second public hearing will be held on February 17 at 7:00 p.m. at the Highway Garage. The Clerk will handle advertising this second hearing.

There was a discussion regarding the members and alternates for the OPWC Integrating Committee for Issue 2. Dave Miller has retired as the County Engineer and can no longer serve on this committee. It was agreed that Mr. Hambley would remain on the committee with Ms. Ray as his alternate and that Mike Salay will be appointed with Doug King as his alternate. This will be taken care of at next week's meeting.

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Ms. Ray noted that John Burke, Treasurer, was present and that he was unable to be in the discussion last week when the figures for renovations to expand his office were discussed. She asked if the estimate was complete.

John Stricker stated that everything is in the estimate. The difference in the 2 estimates is whether drywall or glass is used. Through further questioning, John stated that there is one estimate for each category. He and Tom Maupin, Maintenance Superintendent, put the pricing together by getting quotes from people they were very comfortable with that wouldn't provide outlandish amounts. Based on the total renovation costs, this would have to go to bid. Relative to the balcony room having enough space for the Auditor's equipment and personnel, Nancy Abbott, Recorder, had expressed concern that it was not sufficient and Sampsel also expressed concern about creating a small room with the number of servers in it that the amount of HVAC that would be needed would create a wind tunnel.

John Burke stated that he talked with Nancy and she said her opinion was based on looking at the balcony room and that it was a guess on her part. He understands that the issues are 1) costs, 2) where the money will come from, and 3) the size. He agreed that he had said at the last meeting that Dretac funds could be used. He felt the only objection on the size was from Nancy.

Mr. Hambley stated that Tom Maupin and Sampsel also questioned the small room and the affect of a wind tunnel. The only alternative is knocking out the wall and taking both balcony rooms.

John Burke stated that relative to the size, the current computer room is 363 feet for 18 file servers and the other room is 605 feet, making a total of 968 feet in the current location. That room is not being totally used. The proposed balcony room is 896 feet. He has talked with Mirifex and there number of servers (currently 18) is going to be reduced. He has also talked with Lowell Filak, County Engineer's, and viewed their computer room. They have 420 feet and he counted 27 file servers, a 6 ton air conditioner and 2 internal air conditioner backup units in that area. The proposal for the balcony room conversion is for approximately a 20 ton air conditioner. Based on this there is more than enough space in that one balcony room.

Ms. Ray asked if the Engineer's servers are the same as the Auditor's.

John Stricker stated that he is not sure, but that the calculations on the Auditor's servers were done by professionals and taken right off the back of each unit. They even double checked the calculations because they were surprised at the tonnage required.

Through questioning on how much the Dretac funds could be used, John Burke suggested that one contractor be used. Myers is being used for the Recorder and he feels the costs will be less if one contractor is used, and even lower costs would be obtained if the project is done by bid. He's not sure how much Dretac can pay until the final costs are known. The bottom line is that the first proposal for space for his office across the hall is inadequate and creates a security problem. He feels, based on the area at the Engineering Center, that better estimates can be obtained and that the balcony room should be sufficient. Through further questioning, he stated that he did not see where the Engineer's printers and office is located, but that half of the balcony room is big enough for 27 file servers.

Ken Hotz stated that their printers are located throughout the building.

John Burke stated that he wants to use the printer that is sitting in his vault that he hasn't been able to use. Through questioning, he stated that it is possible that he has over \$100,000 in Dretac for the renovation costs because he feels the estimates are high and that it can be done cheaper.

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Through questioning, Joan Heller stated that they don't believe there is enough space for their 18 servers, other equipment and staff in the balcony room.

John Burke stated that the Engineer's has 27 servers in half the space that is proposed for 18 Auditor servers, which is going to be reduced.

Mrs. Geissman stated that she would like to give John Burke the opportunity to check into this further to see if what he is saying is correct.

John Stricker stated that there is a question about use of the Dretac funds to move and renovate space for the Auditor.

Bill Thorne, Assistant Prosecutor, stated that he needs more details on what is proposed.

John Burke stated that it is basically to move the Auditor's computer room and to remodel the room upstairs for the Auditor's equipment and to remodel downstairs to expand the Treasurer's Office.

John Stricker reviewed a drawing indicating the division of the balcony room and the location of the file servers, printers, etc. as well as an insulated wall for sound, and employee space.

John Burke stated that it would depend on how the room is divided and questioned if the way it is proposed is the most efficient way to cut it up. He stressed that the Engineer's department, which is the most advanced computer group in the county, has over 20 file servers in half the space of the balcony room.

Through further discussion, it was noted that the Engineer's file servers are rack-mounted and that very few of the Auditor's are rack-mounted or able to be rack-mounted. John Stricker was not sure of the function of each file server or whether any of them have been upgraded. Joan Heller stated that they will continue to have 18 servers. It was also noted that Mike Myers is an architect, not a contractor, and that he could look over the materials and make sure the estimates are right.

After further review, John Burke was asked to get a legal opinion on what Dretac will be able to fund and to determine the amount that could be used. Joan Heller was asked for a list of the file servers as well as their functions, size, and whether they have been or are planned for upgrading. John Stricker was asked to work on a formal quote.

Mrs. Geissman stated that Sheriff Neil Hassinger had contacted her and was pleased with the ability to use new heat sensors. There was a robbery in Lodi and one suspect was apprehended and the other ran into woods. They were able to use the heat sensors to track the second suspect and determine that he was armed with a cross bow. This equipment is a lifesaver.

Ms. Geissman reported that the LGF Executive Committee met last week and had tried to meet with the Governor. She met with the Gazette and Denise has been assigned to get LGF information out to the public. This is going to be a difficult year on county budgets statewide with not knowing what the LGF will be.

Mrs. Geissman noted that she had talked with Jim Douth, Economic Development Corporation Director, and had the impression she should be the liaison to the Joint Office of Economic Development (JOED). A letter from Mr. Hambley indicated Jim felt he should be on the JOED because he is liaison to the Port Authority.

Mr. Hambley noted that NEOTEC deals with foreign trade zones and port authorities and the JOED is the governing board to NEOTEC. Jim Douth will be one of our representatives on NEOTEC. One other representative is needed. It was agreed that a member from the Port Authority would be a good choice.

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Mrs. Geissman stated that she had suggested Ms. Ray for NOLLA so that each Commissioner is on a regional board. Ms. Ray agreed with this appointment.

The Clerk was instructed to make the modifications to the areas of responsibilities resolution.

There was a discussion concerning NOLLA and that Nancy Abbott has expressed interest in serving on this. There is a need for 2 other representatives and those should come from a municipality and township. Ms. Ray agreed to check with the Trustees and the Mayor's Associations about the other 2 representatives needed.

Ken Hotz presented the annual report on the Solid Waste District. The tonnage is up 2.1% from last year. They had 802 visitors in 2004 at the CPF, bringing the total to 21,000 since the facility opened.

Ms. Ray noted that a letter was received from the City of Brunswick regarding their appointment to the Board of Health. This was for information only.

There was a quick review and approval of the changes for the CCAO 2005 roster.

Mr. Hambley moved to adjourn the meeting at 11:55 a.m.; Seconded by Mrs. Geissman. There was no discussion. Roll Call showed all Commissioners voting AYE.

RESOLUTIONS PASSED:

- 05-0017 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

- 05-0018 RESOLUTION ARTICULATING THE RATIONALE FOR LAYING OFF THE VOLUNTEER COORDINATOR IN THE OFFICE FOR OLDER ADULTS DUE TO FUNDING REDUCTIONS FROM THE WESTERN RESERVE AREA AGENCY ON AGING & THE OHIO DEPARTMENT OF AGING FOR BUDGET YEAR 2005

- 05-0019 REORGANIZATION RESOLUTION AND SETTING DATES OF SESSIONS FOR THE YEAR 2005

- 05-0020 RESOLUTION APPROVING THE VACATION OF A PORTION OF ABBEYVILLE ROAD IN YORK TOWNSHIP, MEDINA COUNTY, OHIO

- 05-0021 RESOLUTION APPROVING THE FINAL PLAT FOR THE WINDFALL SUBDIVISION PHASE II LOCATED IN LOT 105 OF MONTVILLE TOWNSHIP, MEDINA COUNTY, OHIO

- 05-0022 RESOLUTION APPROVING ANNUAL ASSESSMENT ON IMPROVEMENTS CONSTRUCTED...20.0798 ACRES OF LAND IN LOT 105 OF MONTVILLE TOWNSHIP... WINDFALL RESERVE SUBDIVISION PHASE II..ESTABLISHING THEREBY SAID IMPROVEMENTS AS A PUBLIC WATERCOURSE

- 05-0023 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

- 05-0024 RESOLUTION APPROVING EXTENSION OF THE COLLECTIVE BARGAINING AGREEMENT BETWEEN TEAMSTERS LOCAL 293 AND UNIONIZED EMPLOYEES OF CHILD SUPPORT ENFORCEMENT AGENCY

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- 05-0025 RESOLUTION APPROVING EXTENSION OF THE COLLECTIVE BARGAINING AGREEMENT
BEWEEN TEAMSTERS LOCAL 293 AND UNIONIZED EMPLOYEES OF MEDINA COUNTY
JOB AND FAMILY SERVICES

- 05-0026 TRANSFER OF COUNTY GENERAL FUNDS TO THE MEDINA COUNTY SOIL & WATER
CONSERVATION DISTRICT

- 05-0027 APPROVING THE REQUEST FOR AN ADVANCE OF TAXES COLLECTED FOR THE MEDINA
COUNTY DRUG ABUSE COMMISSION

- 05-0028 ACCEPTING AND REJECTING BIDS FOR ADULT PROBATION DEPARTMENT DRUG
TESTING SUPPLIES

- 05-0029 ACCEPTING AND REJECTING BIDS FOR TRANSIT DEPARTMENT SURPLUS VEHICLES

- 05-0030 RESOLUTION DECLARING MEDINA COUNTY PROPERTY AS EXCESS PROPERTY

- 05-0031 RESOLUTION AMENDING THE TABLE OF ORGANIZATION FOR MEDINA COUNTY ANIMAL
SHELTER

- 05-0032 RSEOLUTION AUTHORIZING THE SANITARY ENGINEERING DEPARTMENT TO
PURCHASE A HOOK TRUCK THROUGH STATE PURCHASING FOR MEDINA COUNTY
SOLID WASTE DISTRICT

- 05-0033 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

MEDINA COUNTY COMMISSIONERS:

Sharon A. Ray

Respectfully submitted,

Patricia G. Geissman

Pamela J. Terrill, Clerk

Stephen D. Hambley

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For The Record.....County Home Administrator

There have been many times that commissioners don't see eye to eye on the best person to hire for a position, but we compromise and agree upon a person we can all vote to support.

Why can I not do that this time?

Because, the entire process of choosing an Administrator for the County Home has been a farce.

During the interview process when I asked Mr. Hambley if he had promised the job to Lynn Remington, he replied "that was over a year ago."

Excellent candidates that were qualified and experienced, that could have hit the ground running as an administrator, were overlooked for a person that upon her appointment will be expected to take educational programs to improve her management skills.

When Lynn Remington was appointed the interim director last summer her salary went from \$37,000 a year to \$48,000. When told she had been selected for the position at the same salary she was getting as the interim director, \$48,000 a year, she told Mr. Hambley she'd have to think about it. Lynn Remington had requested \$54,000 to \$56,000. Ms. Ray upon learning of this told the county administrator that she was ready to move on to another candidate and would not support a further increase in her salary.

Lynn Remington should have jumped for joy for the offer to remain the director at \$48,000. The county has experienced department heads that have been working for us for many years that do not earn \$48,000 a year.

Normally I can go along with the majority, but in this case I cannot and represent the citizens of Medina County with a clear conscience. Considerable money was spent in a process that was for appearances only, and good people applied for a job that had already been promised. I cannot support that!

JANUARY 10, 2005
EXHIBIT A