

COMMISSIONERS MEETING – MONDAY, JULY 7, 2003

Stephen D. Hambley called the meeting to order at 9:30 a.m. with Patricia G. Geissman present. Sharon A. Ray was attending a meeting relative to Workforce Development.

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

At the beginning of the meeting the oral reading of the June 30 minutes was dispensed with. Each Commissioner has read them personally. Mrs. Geissman moved to approve the minutes as corrected; Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

Dave Miller, County Engineer, presented a resolution approving ditch maintenance work in Fox Meadow Subdivision Phase 1 in Montville Township. Mrs. Geissman moved to approve the work; Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

Commissioners reviewed the weekly permits list.

Chris Jakab, Finance Director, presented and reviewed 13 resolutions involving increases to the annual appropriations, various fund transfers, revenue adjustments for the Bond Retirement Fund, purchasing fuel for the Engineering Center and Highway Garage from Ports Petroleum, approving the request for an advance of taxes collected for MCDAC, declaring county property as excess property, approving a funding agreement for Family First Council services, accepting a lease agreement with the County Board of Education, adopting a revised training-related policy to allow for reimbursement of Leadership Medina participation costs, and the weekly bills in the amount of \$457,219.35. One fund transfer was for the Board of Elections and reflects half of the annual appropriation amount in the 2003 appropriations. The advance of taxes for MCDAC is for the second half tax collections. The resolution declaring excess property involves obsolete computer components and authorizes the Juvenile/Probate Courts to dispose of the property rather than auctioning or further storage. The Family First services include placement and evaluation of youth through ICAT. The lease with the County Board of Education is for space in the Professional Building that was vacated by the City Board of Education. This is a 2 year lease starting August 1, 2003. The revision for reimbursement of Leadership Medina participation costs increases the maximum payment from \$900 to \$1125 to offset increases by Leadership Medina. A bill was presented for addition to the weekly bill pages for the land purchase for the University of Akron property in the amount of \$37,429.85. Mrs. Geissman moved to approve the 12 resolutions, payment of the bills and the additional bill; Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

Gary Berkowitz, Human Resources Director, presented and reviewed the personnel resolution. Mrs. Geissman moved to approve the personnel changes; Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

John Stricker, County Administrator, and Ken Hotz, Sanitary Engineer, had no resolutions to present.

Mr. Hambley presented and reviewed a resolution appointing representatives to the Weapons of Mass Destruction/Terrorism Advisory Team. The new representatives are Wadsworth Fire Chief Ron Likley, Beth Kilchenman from the American Red Cross, and Robert Wyrick from the Wadsworth Police Department. Mrs. Geissman moved to approve the appointments; Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

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 both Commissioners voting AYE.

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

COMMISSIONERS MEETING – MONDAY, JULY 7, 2003

Mr. Hambley noted that there is a 10:00 Public Hearing on the 2004 Tax Budget, the discussion session will be at 1:30 p.m. with a Public Hearing at 2:00 regarding Friendsville Road improvements.

Commissioners recessed the meeting at 9:20 a.m.

At 10:00 a.m. the meeting was reconvened for the public hearing on the 2004 Tax Budget.

Chris Jakab presented an updated spreadsheet and noted that this is a planning document for the upcoming budget as well as a review of the various tax rates required for voted levies. There is split on a 2 ½ inside mills for general fund and general bond retirement, and there was a slight increase in the general fund from 2.33 mills to 2.35 mills. The tax budget includes the County Home operating levy, 3 Achievement Center operating levies, the Achievement Center bond issue, and MCDAC's levy at .4 mill. \$3.87 billion is the estimated certified valuation amount for next year that reflects a 2% increase over this year. Once the final values are out from the Auditor the tax rate resolution will be presented for consideration. This is done in the fall. The general fund receipts for next year are fairly consistent with estimates that were made at budget time. The requested numbers from various departments were plugged in, bringing the 2004 amount a little below what has been estimated. If the tax budget is approved it will be submitted to the Auditor and the tax rates will be set in the fall for 2004.

There were no questions or comments.

Mrs. Geissman moved to close the public hearing; Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

Mrs. Geissman moved to approve the resolution adopting the 2004 Tax Budget; Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

John Stricker noted that under the new statutes the tax budget becomes optional.

Chris noted that our Auditor wishes to keep this process as opposed to the new process.

There was a short discussion noting that the current process gives the Auditor direction in calculation of the millage and gives the Commissioners a chance to look at this mid-year, which can reduce surprises at the end of the year. It also helps identify trends such as the general bond retirement where the need to devote millage is going down. It was noted that the Achievement Center will be paid for in 4 years and that they are planning to go for an increase for operating this year. There was a brief discussion about the number of entities going for increases and the uncertainty of how those will affect people's pocketbooks. It was noted that the Achievement Center has to bring the issue to the Commissioners to have it put on the ballot. Mrs. Geissman noted that she would allow it to go on the ballot, but will not help them fight the battle.

There were no further comments.

Commissioners recessed the meeting at 10:06 a.m.

At 1:30 p.m. the Assistant Clerk received bids for 2 Hot Mix Resurfacing projects and Reclamation of Crowe Road for the County Engineer's. Bids were received for the Medina Line, Hamilton & Greenwich Roads Hot Mix Resurfacing from Kenmore Construction Company Inc., Kokosing Construction Company, and Karvo Paving. Bids were received for the Smith, Marks and Windfall Roads Hot Mix Resurfacing from Shelly Company, Kenmore Construction Company, Kokosing Construction Company, and Karvo Paving. Bids were received for the Crowe Road Reclamation from Lytle Construction Inc. and Kokosing Construction. All bids were turned over to the County Engineer's Office for review and recommendation.

Commissioners reconvened the meeting at 1:30 p.m. for the discussion session.

Mrs. Geissman stated that she has been trying to get word back from the U.S. Marshall on the request for funding for the pod at the Jail. She has not heard back from him.

COMMISSIONERS MEETING – MONDAY, JULY 7, 2003

Mrs. Geissman noted that there is a meeting with the Lodi Village Council this evening involving the Family First Council and the Resource Center to see if they can get some help with the funding for the resource center. The only thing guaranteed for the Center at this time is \$15,000 through September. Through questioning, she agreed they are applying for a grant through the Lorain-Medina Rural Electric Coop (LMRE). LMRE is resistant because the Village has their own power. The Center serves youth in the Village, but a large number of their clients are from outside the Village and within the LMRE area. Tom Whelan, Lodi Community Hospital, is talking with the hospital board about moving the Center from the square to the vacant half of the child care center at a reduced rent. She feels everything will come together to continue the Center operations.

Mrs. Geissman noted that a letter was received from the Fair Board regarding a blanket. The cost is being split privately by each Commissioner. It was noted that Ms. Ray has turned her payment into the Clerk to forward.

Mrs. Geissman asked if Mr. Hambley had contacted the residents that had questioned getting sound barriers in the Brunswick area.

Mr. Hambley noted that ODOT was following up on that. He has talked with one of the owners and they realized it was probably too late but wanted to see if there was anything that could be done to have the barriers constructed. The State doesn't have any additional funding available and they are already over budget on I-71.

Mrs. Geissman noted that the majority of the people in the area did not want the barriers.

Mr. Hambley agreed, noting that these people were residents that wanted them.

Mr. Hambley stated that the financial plan for the University Technology Park will be presented to the Transportation Improvement District (TID) on Wednesday. Their agenda includes hiring an engineer for the roadway and utility design. Chris Jakab and Al Zelina are working on the final estimate now.

John Stricker reported that there is some difficulty getting the sewer for a building involving the new facility construction for the ADAMH Board. He reviewed a drawing of where the new facility and another planned building will be located next to the Ann Tubbs Estates. Ken Hotz has suggested tying into the Ann Tubbs Estates sewer. An easement is proposed that would allow for this, and the County would pick up the easement and maintain the sewer. This would eliminate the requirement to run the sewer out to the street, which is difficult due to the terrain. Ann Tubbs Estates is partially HUD funded and they have said it is okay with them, but they would like a letter from the Commissioners saying that there will be no additional cost to them and that the County will maintain the sewer forever. He presented a draft letter for review. The Commissioners will also need to accept the easement after Ann Tubbs Estates signs off. There were no problems with the proposal or the draft letter. Commissioners signed the letter to HUD, which will be sent to their Cleveland office.

Mr. Hambley noted that a letter was received from Lorain County Commissioners that they have approved the name change for a section of Dunham Road to West Dunham Road. The information has been sent to Dave Miller for his review and to start the procedures for approval of the name change by this Board.

Mr. Hambley noted that correspondence was received from a gentleman suggesting setting up a compost site in Hinckley. Ken is drafting a letter explaining the county system.

There was no further business before the Board for discussion.

Commissioners recessed the meeting at 1:44 p.m.

Commissioners reconvened the meeting at 2:00 p.m. for the public hearing on the Friendsville Road improvement project. An attendance sheet is attached to the minutes as Exhibit A.

COMMISSIONERS MEETING – MONDAY, JULY 7, 2003

Fred Boreman, Project Coordinator, reviewed an aerial map of the project location. This project was initiated by the County Engineer in lieu of the realignment of Friendsville Road to the south, a new railroad bridge, and paving to the north. Approximately \$175,000 will come from State Issue 2 funding and the rest will come from county funding. He is overseeing the design and working with the utility companies, property owners and Railroad Company for approvals. Preliminary drawings showing the road from the intersection of Seville Road to Mr. Baker's recent improvement just above White Road, which is roughly 1000 foot of pavement area.

In front of the Vallant home there will be about a 7 foot fill where there is a very deep vertical curve. In front of Baker's office building there will be about a 3 foot cut to straighten out the profile to a 50 MPH design speed. Guardrails will be replaced with new standard height guardrails. The bridge deck will be milled off and the asphalt will be redone. This will eliminate some of the weight on the bridge that is currently there from consecutive resurfacing over the years. The road will be brought up to grade in front of the Vallant's so that from the house to the road there will be a 1% to 1 ½% grade to allow water to run away from the house. The Vallant's driveway will be rebuilt with fill in the area between the garage, barn and road, and the area in front of the house along the embankment will basically drop off the pavement right into the yard. Dropping the hill and bringing this up will clear the sight distance to the north and south from their driveway. Another concern was the outlet pipe for the Vallant's sanitary sewer. Fred shows on the map where their outlet pipe comes out after treatment in their septic system. That will be tied into a new storm sewer system and there will be no ditches on their side of the road. Everything from the front yard between the driveway, house, road and high ground will be directed into a catch basin that will drop into a new pipe that takes a northwesterly direction parallel to the road to where the grade drops at the edge of their yard. There will be a manhole put in so the shallow water will fall, dissipate and slow the velocity. This will also allow for their septic outlet pipe to tie in and give them access for cleanout, etc. The pipe will continue northwest over the slope and then turn at the bottom of the fill to shoot into the creek at grade so there is no erosion. This area will be filled and seeded as part of the erosion protection of the project.

Since the aerial map was made a house and driveway have been put in on the Storm property and the buildings on the Whitmore property have been torn down with only 2 trees left. Everything falls away from the road in the general slope of the northeast. The drive pipe and enclosure on the Storm property will be eliminated by bringing the water around and swaling it down the property line to the creek. The house is lower than the road so a diversionary swale ditch will be built to trap the roadway runoff from going into the yard and house. The water will be trapped and directed down the embankment in a pipe down the hill and swale with a catch basin at the top. Currently there are twin 72" diameter corrugated metal pipes that are 90' long, with the lower pipe being 3 ½' lower than grade at the creek. The higher pipe was basically put in as a safety valve in case the creek came to full capacity, making a lake on the side that would run through the second pipe. These pipes are going to be replaced with one circular concrete 84" diameter, 144' long pipe with headwalls. The shoulder embankment on either side will be widened approximately 7' horizontally and water will cascade over the existing embankments about 4' deep. Reshaping, seeding and netting will be done to get a good drop of vegetation growing.

Currently there is a culvert under Seville Road on the eastern side of Friendsville that has a corrugated metal pipe that has rotted and is blocked. This will be replaced with plastic and be extended to an existing swale and catch basin. This catch basin takes water over the embankment to the railroad ditch. Guardrails will be brought up to grade and be on a standard 40' radius. There will be very little grading on either side. The existing road will be pulverized to about a 2" diameter rock and salvaged. After the embankments are brought up, the old road material will be supplemented with new limestone for a thickness of 8" to 9" of stone material for a base of the road, which will be covered with 6" thick asphalt. Questions with the final design as far as trees and access will be dealt individually with each property owner. The challenge is to have 24 hour access for the property owners during construction with little inconvenience. Fred presented a set of drawings for review that show the profiles and cross sections. There are also plan sheets showing the layout in relation to the existing right-of-way. He noted that when the bridge replacement was done in 1972 they acquired additional right-of-way for future expansion, which means there no right-of-way needs to be purchased at this time.

COMMISSIONERS MEETING – MONDAY, JULY 7, 2003

Mr. Hambley opened the hearing up for questions or comments.

James Vallant, 9606 Friendsville Road, stated that they pretty much saw the possibility what would happen and understand it. One concern is the placement or replacement of trees. It will be hard after 30 years to see it differently with the big trees gone. He asked about the location of the small trees. He feels the improvement will affect the speed and noise of traffic and the accidents will probably go away. He sees the advantage for them as far as their property with the changes that he couldn't do himself.

Mr. Hambley asked about the current speed limit on the road.

Fred stated that the last radar showed a prevailing 40-42 MPH, which is basically due to the steep grade approach at the south end of the railroad bridge and the horizontal turn.

Mr. Hambley understands there are some sight distance issues for the Vallant property.

Mr. Vallant stated that due to the way the road goes down and the trees.

Victoria Vallant added that when the bridge was redone in 1972 a new apron was put on the end of their driveway, but over the years the road has been paved over and over again, which made the road higher than the driveway. If there is a semi in front of Mr. Baker's, unless it has smoke stacks sticking out, it cannot be seen from their driveway.

Fred noted that they weren't aware of that until the preliminary discussion about this project. After that discussion he talked with the Highway Garage and a study was done. Limited sight distance signs were put up in the north bound direction, which has helped some. That is a temporary fix until this project is done.

Mr. Baker asked about the timeline.

Fred stated that they wanted to hold the public hearing first because there were issues such as the trees, noting where large trees are located along the road. Headlights from vehicles going over the bridge are blocked from going into the Vallant's home by some trees. Some trees will be buried or fill will be put on their root systems. If the trees survive, another concern is that the road will be raised 6-7 feet, which will raise the trucks going through. Currently the trees are cut to make a canopy for the trucks to go through. That canopy will have to be larger; meaning over 2/3 of the trees on the east side will have a larger canopy cut. He is anticipating working with the Vallant's to come up with a replacement situation as part of the design. The mature 25 foot trees can be replaced with nice smaller trees that will eventually grow.

Mr. Baker asked about the construction time and the time the road will be closed.

Fred stated that it will depend on the size of the contractor, etc. The reason he has talked with Mr. Baker earlier about allowing the contractor to have access at his site for material was that those are the type of issues that come up when the plans are completed or at the preconstruction meetings. The plan is to bid this project as soon as possible and have this completed this year. He noted that Dave Miller, County Engineer, is concerned about this project in conjunction with the improvement planned in Burbank over the old railroad.

Mr. Hambley asked if the Burbank project involves S.R. 83 and if it is scheduled for 2004.

Dave stated that the federal fiscal year changes at the end of October. So they could start the Route 83 project any time after October.

Mr. Hambley asked if they are likely to divert traffic in the direction of this project.

Fred stated that there isn't infrastructure in the area to carry that traffic anywhere except Friendsville, Garman and Seville Roads.

Dave added that logistic wise, Friendsville will have to be closed, which means the sand trucks will probably use White Road. The only other choice is to detour them to Garman and out

COMMISSIONERS MEETING – MONDAY, JULY 7, 2003

into the middle of the interchange, which is not a safe place to detour trucks. He assumes the road will be closed 60-90 days.

Mr. Baker suggested another solution could be to talk to the railroad company about opening the crossing again, but he's not sure that would work.

Dave doesn't believe that is a possibility.

There were no further questions or comments.

Mrs. Geissman moved to close the public hearing. Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

Mrs. Geissman moved to adjourn the meeting at 2:19 p.m. Seconded by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

RESOLUTIONS PASSED:

- 03-0529 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

- 03-0530 RESOLUTION APPROVING USE OF SUBDIVISION DRAINAGE MAINTENANCE FUND FOR REPAIR WORK IN FOX MEADOW SUBDIVISION PHASE I IN MONTVILLE TOWNSHIP, MEDINA COUNTY, OHIO

- 03-0531 RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION

- 03-0532 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE MEDINA COUNTY PRINT SHOP REVENUE LINE ITEM

- 03-0533 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE GASOLINE ROTARY FUND

- 03-0534 AUTHORIZING CASH TRANSFERS FOR THE CAPITAL IMPROVEMENT FUND AND THE BOARD OF ELECTIONS CAPITAL FUND

- 03-0535 REVENUE ADJUSTMENT FOR THE BOND RETIREMENT FUND

- 03-0536 RESOLUTION AUTHORIZING THE PURCHASE OF 3,100 GALLONS OF PREMIUM UNLEADED AND 3,800 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER

- 03-0537 RESOLUTION AUTHORIZING THE PURCHASE OF 2,500 GALLONS OF DIESEL AND 1,500 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE MEDINA COUNTY HIGHWAY GARAGE

- 03-0538 APPROVING THE REQUEST FOR AN ADVANCE OF TAXES COLLECTED FOR THE MEDINA COUNTY DRUG ABUSE COMMISSION

COMMISSIONERS MEETING – MONDAY, JULY 7, 2003

- 03-0539 RESOLUTION DECLARING MEDINA COUNTY PROPERTY AS EXCESS PROPERTY

- 03-0540 APPROVAL OF A FUNDING AGREEMENT FOR FAMILY FIRST COUNCIL SERVICES

- 03-0541 RESOLUTION ACCEPTING A LEASE AGREEMENT WITH THE MEDINA COUNTY BOARD OF EDUCATION

- 03-0542 ADOPTING A REVISED TRAINING-RELATED POLICY TO ALLOW FOR REIMBURSEMENT OF LEADERSHIP MEDINA PARTICIPATION COSTS

- 03-0543 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

- 03-0544 RESOLUTION APPOINTING REPRESENTATIVES TO THE MEDINA COUNTY WEAPONS OF MASS DESTRUCTION/TERRORISM ADVISORY TEAM

- 03-0545 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

- 03-0546 ADOPTION OF THE 2004 TAX BUDGET

MEDINA COUNTY COMMISSIONERS:

Stephen D. Hambley

Respectfully submitted,

Patricia G. Geissman

Pamela J. Terrill, Clerk