

COMMISSIONERS MEETING – THURSDAY, JUNE 3, 2004

Sharon A. Ray called the meeting to order at 10:00 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 May 17 and May 24 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.

Doug King, Administrative Assistant in the County Engineer's Office, presented resolutions approving revisions to the Engineering Code for Subdivision Development of Medina County and to close a section of Marks Road all of next week. Mrs. Geissman moved to approve the 2 resolutions; 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 resolutions amending the annual appropriations by transferring and increasing appropriations, various fund transfers, accepting & awarding the bid for Jail and Detention Center inmate food services, designating a financial institution as a public depository for the Child Support Enforcement Agency, and the weekly bills in the amount of \$558,410.32. The food service bids were received from 2 companies on April 8, with Aramark submitting 2 bids. The Sheriff has recommended Aramark's second bid and Chris concurs with the recommendation. The beginning date for the new contract is June 14 and there will be an annual savings of \$65,000. The public depository for Child Support will be changing from Bank One to Fifth Third Bank. Mrs. Geissman moved to approve the 8 resolutions and payment of the bills; Seconded by Mr. Hambley.

Through questioning by Ms. Ray, Chris stated that the public depository agreement had been for 2 years, but the law has changed and those agreements are now for 5 years.

There was no further discussion.

Roll Call on the motion and second to approve the 8 resolutions and payment of the bills showed all 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 all Commissioners voting AYE.

John Stricker, County Administrator, presented a resolution entering into an agreement with the City of Wadsworth to participate in the Medina County Fair Housing Consortium. Participation in the Consortium was set up to cover everyone in Medina County. Brunswick and Medina Cities had already joined and the County covers the unincorporated areas. With Wadsworth now joining all areas of the county will be covered. Mrs. Geissman moved to approve the agreement; Seconded by Mr. Hambley.

Ms. Ray thanked and congratulated Dianne Ranftl for her work setting up workshops and on receipt of a State award for fair housing.

There was no further discussion.

Roll Call on the motion and second to approve the participation agreement showed all Commissioners voting AYE.

John presented a resolution authorizing a change order for Pappas Construction for the Society for Handicapped Citizens Camp Paradise playground. CDBG funds are being used to do

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the playground and the cost for equipment was reduced by using unit equipment. The use of this type of playground equipment makes it necessary to do additional excavating work at a cost of \$625. Mrs. Geissman moved to approve the change order; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

John presented a resolution to facilitate the effective reutilization of nonproductive land situated within the boundaries of Medina County. This allows Commissioners to view any property that has gone through the Sheriff's sale process and is scheduled for an Auditor's sale. If there are no bids in 2 Sheriff's sales the property is moved to an Auditor's sale. This resolution establishes that the Board would like to be included in review of the property to see if a government use can be obtained from that property. Mrs. Geissman moved to approve the resolution; Seconded by Mr. Hambley.

Mr. Hambley noted that he talked with a lady this morning that has property that adjoins the property being considered. We need to make sure the review process for public purpose includes letting adjoining owners know the County is interested. He's not sure why the lady didn't try to get the property in the 2 Sheriff's sale. This particular parcel is one the Park District asked about. If there is not bid the property goes to the State and there is a process the Park District can go through to get it from the State. If there are interested individuals, the evaluation should include whether it is best to be made for public use versus a private individual taking it over and paying the taxes. The public benefit versus the adjoining owners' rights should be weighed. The Park District plan is to use the land to expand access to Princess Ledges Park. This parcel, as most are that make it to an Auditor's sale, is not a buildable lot. The Prosecutor's Office has a presentation for Commissioners about this action. This resolution allows the Commissioners to review properties whenever they come up for an Auditor's sale.

There was no further discussion.

Roll Call on the motion and second to facilitate the effective reutilization of nonproductive land showed all Commissioners voting AYE.

Ken Hotz, Sanitary Engineer, had no resolutions today and Joyce Farnsworth, County Home Administrator, was out sick today.

The Clerk noted that she attempted to contact Dr. Ross Santamaria because the meeting was being held on a different day than normal and was only able to reach his answering machine.

Ms. Ray presented a resolution reappointing William Laux and Tom Lockard to the ADAMH Board with their terms expiring June 30, 2008. Mike Jenks, ADAMH Board Director, has recommended their reappointment. Mrs. Geissman moved to approve the reappointments; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ms. Ray presented a resolution authorizing the County Transportation Services Director to prepare and submit a proposal to operate the Brunswick Transit Alternative. Mrs. Geissman moved to approve the authorization; Seconded by Mr. Hambley.

Mr. Hambley noted that he, John Jones, John Stricker, and Brunswick representatives met with ODOT regarding this proposal and the potential for a County Transit Board. This is a step in moving forward on that. Brunswick decided to bid the service and there may be other interested parties. If the County is the successful bidder the County Transit Board can take over the operation and keep the urban and rural money separate.

There was no further discussion.

Roll Call on the motion and second to approve authorization to submit a proposal for the Brunswick Transit Alternative showed all Commissioners voting AYE.

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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.

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

Ms. Ray noted that the June 7 meeting will include the continued hearing for the Hartman road annexation.

Commissioners recessed the meeting at 10:21 a.m.

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

Sheriff Neil Hassinger stated that they have experienced 12-16 power surges a year at the Jail that are caused from lightening strikes. Last weekend lightening struck and there is approximately \$29,000 worth of damage to the jail. He doesn't believe the building is grounded properly and Tony is in the process of getting a lightening specialist to come out and examine the building. Through discussion he noted that the strike did go through their electrical system and cameras. He presented parts that were damaged from the lightening strike.

Mrs. Geissman noted that the deductible is \$2500 and that CORSA has a program for evaluating the grounding of buildings.

Chris Jakab stated that he has talked with Tony and CORSA will be coming out to check the Jail.

Sheriff Hassinger stated that they are facing serious overcrowding at the Jail. They have 217 inmates and only 21 are females, and they get about 19 weekenders (those that are picked up and brought in to be held for the weekend). They are using cots now in cells. There needs to be some addition done or he will have to start turning away the weekenders. It is not a safe situation for the inmates or staff. They currently are holding 4 murder suspects as well as suspects for felonious assault and sexual violators.

Mrs. Geissman noted that he may have to turn some away. Contact should be made with Ralph Regula's office regarding available federal funding or checking on other funding that may be available for expanding. She noted that the Marshall's Office is out of the picture for building a new section to the Jail.

Through discussion, it was noted that the judges are doing a great job working with alternate programs for offenders, but they are seeing more violent offenders coming in now. Constructing a smaller pod for women and using the existing pod for men was discussed as well as the possibility of building a female pod dormitory style with a couple of lock down cells available. The most women incarcerated at one time were 48 and that was with leasing of beds. It is projected that a small addition for the women would help with the capacity for 5-6 years. There is only enough property at the Jail for 2 additional pods and beyond that more land will be needed or a second Jail will need built. It was suggested to get the figures for a full size pod addition and setting up half for immediately use with some space possibly being set up for storage. Wadsworth has an 8-hour holding facility, Brunswick has a 3-5 day holding facility and Medina has no holding facility. In July 2003 the estimate for an additional small pod with 30 beds and 6 lockdown cells was \$2.8 million. Gail Carmen's new program funding will not alleviate the spacing problem as it is aimed at minor offenders for prevention services. They have the capacity for 54 in the women's section and they currently have 22 female inmates. Sheriff Hassinger was unable to work anything out with adjoining counties for taking the female inmates because most of them can only hold 30-35 and space could not be found for all of them. He feels that a dormitory style pod would work well for the women's section and it would be cheaper. It was agreed that John Stricker will work with Mike Myer on plans for an addition and

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Sheriff Hassinger will check to see whether a dormitory style pod would be acceptable for certification to hold the female inmates.

Mrs. Geissman reported that another \$100,000 is being added to the work for the railroad crossing on Beach Road because of the culvert work needed. The total project cost is now going to be between \$250,000 and \$270,000. The PUCO will pay 65% of the cost with the railroad paying 10% and the local (county/township) paying the remainder. This will be an additional \$35,000 for us and she is already trying to find money to make up the difference on this project. Emil Bolas, Sharon Township Trustee, said will be talking with the other trustees to see if they can commit up to \$35,000, noting that fixing the culvert will eliminate some flooding problems as well in the township. Information is still being gathered on resources for funding to help on each of the crossing projects.

Ken Hotz stated that he reviewed a letter from Wood County regarding HB 432 that regulates C&D (construction, demolition debris) landfills. Wood County sent a letter to their State representatives and request that this Board to do the same. There are regulations being imposed on these landfills that will drive up their costs. In the past it's been about half of the cost of going to a regular landfill. Wood County does bring up a good point in that some of the material is coming from out of state and in order to get into their trucks to haul here they grind it up. There is no way of knowing what else can be in that material once it's ground up. If that material is put into a normal landfill it could create some environmental problems. We have a C&D landfill in the county and he doesn't believe it will affect them because existing ones are grandfathered. It will probably have more of an impact in other parts of the state. He doesn't believe it would hurt to honor their request for a letter to our state representatives. Through questioning, Ken stated that the intent is to have the same enclosure standards as sanitary landfills. The EPA hasn't come up with the regulations at this time. He feels the only issue is with interstate commerce that allows material to be brought into Ohio, which will affect Wood County more because they are closer to the state line. We may be able to protect our interests because we have a Solid Waste District.

Through discussion it was noted that the state legislature is going to be going into recess and there is not urgency in getting a letter out immediately. Ken will look into this further and bring back information at a later date.

Mrs. Geissman noted that a legislation has been passed will allow having meals at the County Home during the holidays, which was done in the past but was discontinued a few years ago.

Mr. Hambley noted that a letter was received from the Township Association requesting jurisdiction on cul-de-sac's in the Subdivision Regulations. Bill Thorne, Assistant Prosecutor, has responded stating that the language in the regulations cannot be changed to delegate that authority to the townships. The current regulations do allow for input from the Trustees. This issue will probably have to be further discussed to possibly come up with some compromise language.

There was a brief discussion that the current regulations do allow the trustees some say if it works with their comprehensive plan. This could be an incentive to get their comprehensive plans in place. There are other factors, such as impact on traffic, to determine whether connecting streets will be needed in the future. There were 3 recently that the trustees preferred cul-de-sac's and because of other factors the Planning Commission agreed to that. Some recent ones have gone through that the townships weren't happy about the requirement for stub streets instead of allowing a cul-de-sac. Years ago cul-de-sac's required a variance but now they can be allowed after various items are taken into consideration. The Planning staff and Engineer's staff prefer connections within the subdivisions. Some townships prefer the use of cul-de-sacs while others go along with stub streets for later connection streets.

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Mr. Hambley noted that Planning Commission passed the amendments for the Subdivision Regulations and forwarded those to our office. The Clerk will be setting up a hearing and taking care of the advertising.

Mr. Hambley stated that Dan Hostettler, Convention & Visitor's Bureau, has reported that the Greater Ohio Bicycle Adventurers will be in Medina on June 19. They are asking that Commissioners greet them, with a 2-minute welcome speech possibly by the President of the Board. The event will be at the downtown Gazebo at 7:00 p.m. and the Governor will be attending as well. He asked that the others let Dan know by tomorrow whether they will be able to attend.

Chris Jakab reported that the application process for the Public Defender lead attorney position ended last Friday. The Public Defender Commission will be reviewing those applications and hope to move quickly. They received significantly less applications this time and a couple of attorneys have reapplied.

Ms. Ray presented a draft letter for Commissioners and Dave Miller, County Engineer, to sign relative to the Engineer's Office taking over the enforcement of the Erosion and Sediment Control reviews and inspections. Through discussion it was noted that the agreement for the reviews and inspections was between the County Engineer and the Soil & Water Conservation District and that Commissioners had given the Engineer authority to enter that agreement. The cancellation of the agreement is mutual and does not need reviewed by the Prosecutor. After review and corrections were recommended to the letter, Ms. Ray noted that it will not be sent out until after adoption of a resolution transferring the responsibility back to the Engineer is passed.

Ms. Ray stated that Virginia Mitchell, Achievement Center Superintendent, has brought to her attention a proposal at the State level to change their funding structure. She would like to have a letter objecting to the changes sent out by Commissioners.

Mrs. Geissman stated that she is meeting with Virginia next week about this issue.

There was a review and discussion of the legislation, which will increase costs to private providers by 61%. Delaware County has filed suit on this and Virginia requested that Commissioner follow up with a letter. There is a meeting in Columbus today about this legislation. Commissioners agreed to send a letter by fax today.

Mr. Hambley asked about the joint meeting that the Clerk was trying to set up with the councils of the 3 cities.

The Clerk responded that she has heard back from Medina and Wadsworth only.

Mr. Hambley stated that he would check into Brunswick's response because he was aware that they had talked about it and came up with a proposed date.

There were no further items before the Board of discussion.

Mrs. Geissman moved to adjourn the meeting at 2:20 p.m.; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

RESOLUTIONS PASSED:

04-0470 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

04-0471 RESOLUTION TO FACILITATE THE EFFECTIVE REUTILIZATION OF NONPRODUCTIVE LAND SITUATED WITHIN THE BOUNDARIES OF MEDINA COUNTY

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- 04-0472 RESOLUTION AMENDING THE 2004 APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS
- 04-0473 RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION
- 04-0474 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE GASOLINE ROTARY FUND
- 04-0475 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE MEDINA COUNTY PRINT SHOP REVENUE LINE ITEM
- 04-0476 AUTHORIZING CASH TRANSFER FOR THE GENERAL BOND RETIREMENT FUND
- 04-0477 RESOLUTION AUTHORIZING COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILD SUPPORT ENFORCEMENT FUND TO THE PROSECUTOR TITLE IV-D FUND
- 04-0478 RESOLUTION ACCEPTING AND AWARDING THE BIDS FOR JAIL AND DETENTION CENTER INMATE FOOD SERVICES
- 04-0479 RESOLUTION DESIGNATING A FINANCIAL INSTITUTION AS A PUBLIC DEPOSITORY FOR THE MEDINA COUNTY CHILD SUPPORT ENFORCEMENT AGENCY
- 04-0480 RESOLUTION APPROVING REVISIONS TO THE ENGINEERING CODE FOR SUBDIVISION DEVELOPMENT OF MEDINA COUNTY, OHIO
- 04-0481 RESOLUTION DETERMINING THE NECESSITY TO CLOSE MARKS ROAD (C.H. 22) BETWEEN FENN ROAD (C.H. 70) AND SPIETH ROAD (T.H. 65)
- 04-0482 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS
- 04-0483 RESOLUTION ENTERING INTO AN AGREEMENT WITH THE CITY OF WADSWORTH TO PARTICIPATE IN THE MEDINA COUNTY FAIR HOUSING CONSORTIUM FOR THE PURPOSE OF PARTICIPATING IN THE COMMUNITY DEVELOPMENT BLOCK GRANT FAIR HOUSING ACTIVITY
- 04-0484 RESOLUTION AUTHORIZING A CHANGE ORDER FOR PAPPAS CONSTRUCTION CO. INC. FOR SOCIETY FOR HANDICAPPED CITIZENS CAMP PARADISE PLAYGROUND

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04-0485 RESOLUTION REAPPOINTING MEMBERS TO THE MEDINA COUNTY ALCOHOL, DRUG
ADDICTION & MENTAL HEALTH (ADAMH) BOARD

04-0486 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

04-0487 RESOLUTION AUTHORIZING THE COUNTY TRANSPORTATION SERVICES DIRECTOR TO
PREPARE AND SUBMIT A PROPOSAL TO OPERATE THE BRUNSWICK TRANSIT
ALTERNATIVE

MEDINA COUNTY COMMISSIONERS:

Sharon A. Ray

Respectfully submitted,

Patricia G. Geissman

Pamela J. Terrill, Clerk

Stephen D. Hambley