

COMMISSIONERS MEETING – MONDAY, MARCH 15, 2004

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

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

At the beginning of the meeting the oral reading of the March 1, March 8 and March 15 minutes 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, except for Ms. Ray abstaining on the March 1 minutes.

Doug King, Administrative Assistant in the County Engineer's Office, presented a resolution to proceed with County Access Management Regulations. Mrs. Geissman moved to approve the resolution; Seconded by Mr. Hambley.

Mr. Hambley noted that this forms the County Access Management Advisory Committee that is charged with drafting regulations for the public. Public hearings will be held once these are drafted. He thanked those on the Committee for volunteering.

Mrs. Geissman added that this is a very diverse program.

There was no further discussion.

Roll Call on the motion and second to proceed with the Access Management Regulations showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list.

Chris Jakab, Finance Director, presented and reviewed resolutions approving various cash/fund transfers, revenue adjustment for Workforce Development, purchasing fuel for the Engineering Center from Ports Petroleum, adoption of the 2004 annual appropriation measure, and the weekly bills in the amount of \$598,824.87. A summary of the budget was attached to the 2004 annual appropriations showing that the general fund is a little over \$35 million and that the entire appropriations total \$146, million. The budget includes a cost of living increase, \$1/2 million for capital improvements, money for replacement vehicles and equipment, some new or replacement employees, and partial assistance to the Transportation Improvement District (TID). Mrs. Geissman moved to approve the 7 resolutions and payment of the bills; Seconded by Mr. Hambley.

Mr. Hambley noted that a new program in the budget is a comprehensive planning grant assistance program. Local communities can apply for grants up to \$5,000 to update or prepare comprehensive plans.

There was no further discussion.

Roll Call on the motion and second to approve the 7 Finance 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.

Gary presented a resolution authorizing a 5 day unpaid suspension of a vehicle operator in the Transit Department. Mrs. Geissman moved to approve the suspension; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

John Stricker, County Administrator, presented a resolution ratifying the by-laws of the Housing Network. The by-laws set the rules for which the Network will operate. There are 23

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voting members allowed for, and the current membership includes 17 charter members and 3 elected members. Mrs. Geissman moved to ratify the by-laws; Seconded by Mr. Hambley.

Mr. Hambley noted that the committee has been working on the by-laws the last couple of months and adopted them at their last meeting. This is a board under the Commissioners, which requires that the Commissioners ratify the by-laws.

Ms. Ray added that the need for this Network has been demonstrated.

There was no further discussion.

Roll Call on the motion and second to ratify the Housing Network's by-laws showed all Commissioners voting AYE.

Ken Hotz, Sanitary Engineer, presented a resolution creating a restricted sewer main in Marks Road. This line was extended by a developer who has asked for the restriction in order to have those connecting share in the cost of the extension. They cannot charge more than the Sanitary Engineer's Office would charge and will not be reimbursed 100% for the extension. Mrs. Geissman moved to approve the restricted sewer main; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken presented a resolution authorizing the advertisement for bids for 3 replacement vehicles. Mrs. Geissman moved to approve the advertising; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken presented a resolution to obtain easements for various waterline improvement projects. Mrs. Geissman moved to obtain the easements; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken presented a resolution authorizing release of the escrow account of Mark Schaffer Excavating & Trucking for the Erhart, Egypt, Coon Club and Stone Road waterline project. Mrs. Geissman moved to approve the release; Seconded by Mr. Hambley.

Mr. Hambley noted that there is an issue at the House (of Representatives) level to eliminate retainage for projects such as this. NOACA formally opposed this bill last week and many local entities oppose eliminating retainages. Not allowing for retaining funds would be a disadvantage to public entities and they would have no leverage on projects.

Ken added that currently when a project is 50% complete the law allows for retaining 8% of the total project costs until the work is completed.

There was no further discussion.

Roll Call on the motion and second to approve the release of the escrow account showed all Commissioners voting AYE.

Ken presented a resolution authorizing a cooperative agreement for the sanitary sewer relocation for S.R. 18 with the Ohio Water Development Authority (OWDA). This would be for the area between Windfall Road and River Styx road. Mrs. Geissman moved to approve the agreement; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Mike Pataky, Child Support Enforcement Agency Director, stated that for the past few weeks they have been doing some reorganization within the Agency. They have had one area that handled calls and they are moving from one person getting all of the questions to different employees being specialized in certain areas for responses. He had requested an additional employee in the budget and now that it has passed he will pursue this. They have also created a

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“phone tree” on their system with as few options as possible for clients to select for a response to help address concerns quickly.

Patrice Theken, Department of Planning Services Director, stated that the first Zoning Workshop was held on the 24th and it turned out well. The next workshop is tomorrow evening regarding signage and sign regulations. At the last workshop a lot of people addressed issues that weren't on the agenda and this gave them ideas for future workshops. The Zoning Inspector meeting will be on April 16 regarding the CAUV program.

John Jones, Transportation Services Director, presented and reviewed the statistics for February. Total ridership is up 4.3% versus February 2003, but is still 3.6% below the total for this time last year. He is working on some issues to discuss with the City of Medina regarding the “L” route, noting that ridership on the “L” is still down 26%. They used 7,331 gallons of fuel and got 9 miles to the gallon. They covered 4,869 revenue service hours for an operating ratio of 9.3, which reflects that some agencies have not made their payments yet. The first bus bids will be open today, noting that they had durability issues with the Ford chassis. The specifications call for a heavy duty chassis. He is expecting 3-4 bidders. RLS & Associates were in last month to evaluate the dispatch office. He has not received a report at this time, but did get suggestions for training and software use issues. Through questioning, he has not heard back yet about an intern from Wright State. He believes they are waiting for their quarter to over before they make a determination and he thinks they will get an intern for the summer.

Buck Adams, Emergency Management Agency (EMA) Director, presented a resolution adopting the all hazard and flood mitigation plans as submitted by the EMA. Several years ago they started reviewing community based disaster mitigation and preventing disasters as much as possible. As part of a grant received for this program a flood mitigation plan had to be prepared. They determined that there were other things that could affect the county besides floods, and the plan was prepared as an all hazard and flood mitigation plan. They worked with the Park District and the Planning Department. There have been about 50 public meetings to solicit public input into this process. There is now a “blueprint” that can be used as we seek funding we have this to follow to make us safer should disaster strike. Every community in the county has reviewed and supported this plan. As a county-wide plan the Commissioners need to approve this to make it official. Mrs. Geissman moved to approve the plan; Seconded by Mr. Hambley.

Mr. Hambley thanked the departments that were involved, particularly EMA for getting this through the process through the local entities.

John Stricker added that it is amazing that every entity has approved this.

There was no further discussion.

Roll Call on the motion and second to approve the all hazard and flood mitigation plan showed all Commissioners voting AYE.

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

Ms. Ray presented a resolution commending Zachary Nielson on earning the Eagle Scout Award. Mrs. Geissman moved to approve the commendation; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ms. Ray presented resolutions commending 25 students for their participation and graduation from Junior Leadership Medina County. She reviewed the list of students receiving the commendations. Mrs. Geissman moved to approve the commendations; Seconded by Mr. Hambley.

Mrs. Geissman noted that almost every school had representatives in Junior Leadership and that they will probably be seen participating in the Leadership Medina County.

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Ms. Ray stated that she is sure that these students will participate civically in the future.

Mrs. Geissman moved to approve the 25 commendations; Seconded by Mr. Hambley. There was no further discussion. Roll Call showed all Commissioners voting AYE.

Ms. Ray presented a notice of a new liquor permit for Skyview Lodge Inc. in Brunswick Hills Township. This is presented for informational purposes. No questions or concerns have been received.

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.

Commissioners recessed the meeting at 10:00 a.m.

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

Mrs. Geissman stated that the CORSA Board confirmed that the Jail doctor's insurance can be obtained for \$5,000 plus administrative costs, which brings the total to approximately \$6,000. She has informed Chris Jakab about this, noting that the bill has just been paid for \$14,000 for the Jail doctor. This has been available since the first of January, but notices were not sent out. They had anticipated setting this up for May, but there were some jails that didn't have insurance and they set it up ahead of time.

Ken stated that they have received \$600 in cost-sharing on the recyclables at the CPF. for white goods and paper. That is the first time that money has been received on this. Paper used to go for \$75/ton but it is now going to \$46/ton and newspapers have gone from \$90 to \$68. The white goods and ferrous cans went up.

Ken stated that Home Depot has sent a proposal to assist with the paint drive in April. They want to send some employees to volunteer to assist in the collection wearing Home Depot shirts and are offering free advertising at their stores. After a brief discussion, Commissioners agreed to have Ken meet with them about their proposal.

Mr. Hambley stated that he has talked with the Planning Commission and Patrice Theken about the grant assistance program. The original intent was that the Planning Commission would review the applications for the program and make a recommendation. There has been enough interest in the program expressed by various communities that serve on the Planning Commission that it is felt there could be some problems with their making the decision on distribution. It is now being proposed that the Planning Commission set recommendations for priorities for the program and that the Planning Department staff will review the proposals and provide the requests to the Commissioners for a decision on distribution. He would also like Chris Jakab's input into this. Commissioners agreed to the change in the distribution decision-making.

Ms. Ray presented a draft resolution appointing the Building Appeals Board. The terms are supposed to be staggered 5 year terms and it is felt that the same process of accepting applications should be followed for appointment to this board. The recommendation is to appoint all members, except the attorney position, with 1-4 year terms. At this time the attorney position will be advertised and as the other terms expire advertising will be done for those positions. This will replace one member each year and reinstate the staggered terms. The Commercial Board of Appeals will be meeting the end of March and the attorney position may not be filled by that time, but they will still have a majority on board. Through questioning, she stated that the members do not have to be county residents. The board only meets when there is an appeal filed. The Commercial Board meets about 2 times a year and it has been years since the Residential Board has met. Commissioners were in agreement to the recommendation for appointing these members.

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There were no further items before the Board for discussion.

Ms. Ray moved to adjourn the meeting; Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

RESOLUTIONS PASSED:

- 04-0178 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

- 04-0179 RESOLUTION COMMENDING ZACHARY NIELSON ON EARNING THE EAGLE SCOUT AWARD

- 04-0180 RESOLUTION COMMENDING BIAGO BOYTIM ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0181 RESOLUTION COMMENDING JILL INCANDELA ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0182 RESOLUTION COMMENDING RITA LAHOOD ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0183 RESOLUTION COMMENDING AMANDA MUELLER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0184 RESOLUTION COMMENDING JESSICA SAVICH ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0185 RESOLUTION COMMENDING LINDSEY KOENIG ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0186 RESOLUTION COMMENDING EMILY LLOYD ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0187 RESOLUTION COMMENDING JENESSA REUTER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0188 RESOLUTION COMMENDING SEAN HUTSON ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0189 RESOLUTION COMMENDING DAVID BRAHLER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

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- 04-0190 RESOLUTION COMMENDING DEVAN ICSMAN ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0191 RESOLUTION COMMENDING KATIE RUHLIN ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0192 RESOLUTION COMMENDING ELISABETH BARROW ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0193 RESOLUTION COMMENDING JOHN RIDLEY ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0194 RESOLUTION COMMENDING KATHLYN STAPF ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0195 RESOLUTION COMMENDING JENNIFER SWARTZ ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0196 RESOLUTION COMMENDING KARI VALANTASIS ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0197 RESOLUTION COMMENDING AARON HILL ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0198 RESOLUTION COMMENDING ANNE NELSON ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0199 RESOLUTION COMMENDING RACHEL NORRIS ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0200 RESOLUTION COMMENDING EMILY LYREN ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0201 RESOLUTION COMMENDING LAUREN PARKER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0202 RESOLUTION COMMENDING MITCHELL LAUBAUGH ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0203 RESOLUTION COMMENDING NICK SOLITARIO ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

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- 04-0204 RESOLUTION COMMENDING VIRGINIA BRAZIER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY, CLASS OF 2004

- 04-0205 RESOLUTION TO PROCEED WITH COUNTY ACCESS MANAGEMENT REGULATIONS AS AUTHORIZED UNDER SECTION 5552 OHIO REVISED CODE

- 04-0206 AUTHORIZING A CASH TRANSFER FOR THE CLERK OF COURTS' AUTO TITLE FUND

- 04-0207 CASH TRANSFER TO THE CRIPPLED CHILDREN'S HEALTH FUND

- 04-0208 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE MEDINA COUNTY PRINT SHOP REVENUE LINE ITEM

- 04-0209 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE GASOLINE ROTARY FUND

- 04-0210 REVENUE ADJUSTMENT FOR WORKFORCE DEVELOPMENT FUND

- 04-0211 RESOLUTION AUTHORIZING THE PURCHASE OF 3,200 GALLONS OF PREMIUM UNLEADED AND 4,300 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER

- 04-0212 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

- 04-0213 RESOLUTION APPROVING AND AUTHORIZING A FIVE (5) DAY UNPAID SUSPENSION OF JERRY SWAGGERTY, VEHICLE OPERATOR, TRANSIT DEPARTMENT

- 04-0214 RESOLUTION RATIFYING THE BY-LAWS OF THE MEDINA COUNTY HOUSING NETWORK

- 04-0215 CREATING A RESTRICTED SEWER MAIN IN MARKS ROAD (SE PROJECT S-500/00-198.1)

- 04-0216 RESOLUTION AUTHORIZING THE SANITARY ENGINEERING DEPARTMENT TO ADVERTISE FOR BIDS FOR THREE (3) REPLACEMENT VEHICLES

- 04-0217 AUTHORIZING THE SANITARY ENGINEER TO OBTAIN EASEMENTS FOR VARIOUS WATERLINE IMPROVEMENT PROJECTS

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- 04-0218 RESOLUTION AUTHORIZING THE COUNTY SANITARY ENGINEER TO RELEASE THE ESCROW ACCOUNT OF MARK SCHAFFER EXCAVATING & TRUCKING FOR THE ERHART, EGYPT, COON CLUB & STONE ROADS WATERLINE PROJECT MCSE #W-500/00-5.1.55.1
- 04-0219 RESOLUTION AUTHORIZING COOPERATIVE AGREEMENT FOR THE SANITARY SEWER RELOCATION FOR S.R. 18 (MEDINA ROAD) WITH THE OHIO WATER DEVELOPMENT AUTHORITY
- 04-0220 RESOLUTION ADOPTING THE ALL HAZARD AND FLOOD MITIGATION PLANS AS SUBMITTED BY THE MEDINA COUNTY EMERGENCY MANAGEMENT AGENCY
- 04-0221 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS
- 04-0222 ADOPTION OF THE 2004 ANNUAL APPROPRIATION MEASURE AND THE REPEAL OF ALL 2004 TEMPORARY APPROPRIATION MEASURES

MEDINA COUNTY COMMISSIONERS:

Sharon A. Ray

Respectfully submitted,

Patricia G. Geissman

Pamela J. Terrill, Clerk

Stephen D. Hambley