

COMMISSIONERS' MEETING – MONDAY, MARCH 3, 2003

Stephen D. Hambley called the meeting to order at 9:00 a.m. with Sharon A. Ray present. Pat Geissman is in Washington, D.C. on county business for the County Commissioners' Association of Ohio (CCAO).

The meeting was opened with the Pledge of Allegiance and a prayer.

Mr. Hambley asked if the minutes could be tabled and Ms. Ray agreed.

Doug King, Administrative Assistant in the County Engineer's Office, had no report.

Chris Jakab, Finance Director, presented and reviewed five (5) Finance resolutions involving amending the temporary appropriations resolution; authorizing the submission of a grant application to the Ohio Department of Rehabilitation and Correction; a fund transfer; authorizing the purchase of gasoline; and amending the resolution appointing members and alternates to the Community Corrections Planning Board. The final resolution Chris presented was the weekly bills totaling \$349,508.08. Ms. Ray moved to approve the five (5) Finance resolutions and pay the weekly bills. Mr. Hambley seconded the motion. There was no discussion. Roll Call showed both Commissioners voting AYE.

Gary Berkowitz, Human Resources Director, presented and reviewed the personnel resolution. This week's resolution included new hires, rate changes, a promotion, and a fund change. Ms. Ray moved to approve the personnel changes and Mr. Hambley seconded the motion. There was no discussion. Roll Call showed both Commissioners voting AYE.

John Stricker, County Administrator, showed the Commissioners the plaque that Illes Architects received from the National Frame Builders Association. The award was for "Building of the Year – 2002" (Commercial Over 5,000 Square Feet) for the Agricultural Center located in Lafayette Township. Housed in the building are the Soil & Water Conservation District, the Ohio Department of Natural Resources, and the United States Department of Agriculture. John said that they are really pleased with the building, and is the most energy efficient building in county government. Commissioners extended their congratulations to Kerry Illes.

Ken Hotz, Sanitary Engineer, had no report today.

Joyce Farnsworth, County Home Administrator, reported that they have 57 residents this month. The residents were recently treated to the Chatham Pancake Supper that they look forward to every year. A volunteer is needed to drive residents on the shuttle bus to outings. Anyone interested can call Becky Hess at 330-722-9553. Joyce commented that they had a productive County Home Advisory Council meeting last week.

Mr. Hambley, Commissioner's liaison to the County Home who serves on the County Home Advisory Council Admissions Committee, said that they are working on the admissions policy. It is in the hands of the lawyers for review, slowing things down a bit.

Dr. Ross Santamaria reported on the upcoming workshops on ethics and supervision that he will be attending that are required to maintain his license. He is looking forward to doing a presentation on careers in Forensic Psychology at Baldwin Wallace College.

The Assistant Clerk read the expenses of county officials. Ms. Ray moved to approve the expenses. Mr. Hambley seconded the motion. There was no discussion. Roll Call showed both Commissioners voting AYE.

Mr. Hambley opened the floor to Public Comment and there was none.

Mr. Hambley announced that there would be a Discussion Session at 1:30 p.m. today and a Public Hearing on the Storm Water Plan at 2:00 p.m. Commissioners recessed the meeting at 9:12 a.m. on a motion by Ms. Ray and a second by Mr. Hambley. There was no discussion. Roll Call showed both Commissioners voting AYE.

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Commissioners reconvened the meeting at 1:30 for Discussion Session.

Ms. Ray gave Bill Thorne, Assistant County Prosecutor, some documents to review regarding legal matters. She reported that she has not been able to get through to the Brunswick Community Center yet but will keep trying to see if they can utilize that facility to have the meeting for the Regional Public Officials.

Mr. Hambley added that this is the group that Peter Lawson Jones put together and they met at Northeast Ohio Areawide Coordinating Agency (NOACA) on February 14th. There is another meeting on March 14. They would like to do the March 28th meeting with the State Representatives and have Medina County host it. They need to find a place that will hold up to 100 people.

Ms. Ray said that she is still waiting to hear back from Judge Kimbler regarding details of the new Law Clerk.

Ms. Ray reported on the discussion last week at the Community Corrections Board about the Sheriff's Pay to Stay Program at the Jail. They had considered a 6-month trial period because the courts would like to monitor their receipt of fees and fines to see if that goes down as people start paying for their jail stay. There were some problems getting paperwork from the Common Pleas Court immediately over to the Jail. In Municipal Court the commitment papers have to be given to the Jail as soon as the person is taken into custody or they begin serving their sentence. Judge Collier has announced some new procedural changes that should do away with the delay in Common Pleas Court. She will check with Judge Kimbler to see if he has the same changes. Two (2) resolutions that the Commissioners passed this morning were the grant for the nonviolent felony offenders' intensive supervision and reappointing members to the Community Corrections Board. The Community Corrections Board has decided to meet twice a year instead of once a quarter.

Mr. Hambley said he received a call from Julianne Burke on Dunham Road in Litchfield. A couple weeks ago she called for EMS and had a very slow response. Because Dunham Road is broken up into two sections and they went down the wrong one, it took about 15 extra minutes to get back. Mr. Hambley showed the road on the map, which is in Medina and Lorain Counties. She is the only resident on the part of the road in Medina County. She has asked to change the name to West Dunham Road and it would not change the numbering. She got a letter from the other property owner in Lorain County. Mr. Hambley said he spoke with Mike Salay and Dave Miller from the Highway Engineer's Office about it, and they have no problem with it. Ms. Ray also agreed to the change so Mr. Hambley will pursue the road name change with the Lorain County Commissioners and the Litchfield Township Trustees.

Ken Hotz, Sanitary Engineer, said that the Solid Waste district made an application to amend the permit to allow Norton Environmental to mix paper in with Class 1 compost. They received an amendment from the Environmental Protection Agency (EPA) last week. This will allow them to make better compost that can be put to more uses other than daily landfill cover.

Mr. Hambley asked Ken how the Central Processing Facility (CPF) addition for the Refuse Derived Fuel (RDF) Project was progressing. Ken said they are trying to figure out where to put the hole in the wall between the old building and new building for the conveyor. They do not want to open up the transfer floor for another month to prevent traffic with road salt from going on it so soon. Mr. Hambley asked Ken to set up a Solid Waste Policy Committee soon and he said he would schedule one in the beginning of April.

At 1:38 p.m. on a motion by Ms. Ray and a second by Mr. Hambley, the Commissioners recessed into Executive Session to discuss personnel compensation. There was no discussion. Roll Call showed both Commissioners voting AYE. Commissioners recessed the meeting at 2:00 p.m.

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At 2:02 p.m. the hearing convened to discuss the National Pollutant Discharge Elimination System (NPDES) Storm Water Plan Phase 2. An attendance sheet for this hearing is attached as Exhibit A. He explained that the Commissioners received a letter from James Kamps representing the Medina County Soil & Water Conservation District, along with copies of the county's final version of the Storm Water Plan. They need to file the plan by March 10, 2003. He asked Chris Hartman from the Soil & Water Conservation District to go over it.

Chris presented an outline of the NPDES Phase 2 SWMP and reviewed its major components. This is a mandated program carried out by the Ohio EPA to force populated areas to address pollutants conveyed to water resources by storm water and snow melt runoff. The jurisdictions that are involved in Medina County's Plan are Brunswick Hills, Hinckley, and Wadsworth Townships, Brunswick and Wadsworth cities and the county itself. Granger and Sharon Townships are involved now but are applying for a waiver to get out of it based on EPA waiver criteria. They are waiting for a response to their request. They will be given time to file their plan if they end up being required to go ahead with Phase 2. The City of Medina will be a part of this in the upcoming months and they will have six (6) months to develop their plan and implement it five (5) years after that. A Storm Water Management Plan is required with the application and it must address six (6) minimum control measures: public involvement, public education, illicit discharge, construction, post-construction, and prevention.

Overall Chris said that this is a five-year program. The permit and the plan need to be submitted by March 10. They have five years to implement all of the control measures. Certain things will happen immediately and certain things will happen later and the Plan spells all of that out. They will be working with and cooperating with all of the other permitted jurisdictions within Medina County – the Soil & Water Conservation District, Sanitary Engineers, Highway Engineers, Department of Planning Services, and the Health Department. There will be an annual assessment of the management practices to make sure they are working the way they intended them to.

In the Plan it suggests a countywide resolution, township ordinances or zoning amendments to protect critical creeks or streams, and the corridors and wetlands around them, to address long-term pollutants. Mr. Hambley asked if the zoning amendment would be in the form of a model zoning amendment.

Chris said that they left it to be somewhat flexible. It would be ideal if there were a model ordinance that they could refer to for the county as a whole but that issue may need to be addressed at the township level.

Mr. Hambley asked if it would be done within the context of Storm Water Regulations. Chris said that or a separate resolution.

Mr. Hambley asked Bill Thorne to define the level of county effort in that regard. Bill said if they did anything in that regard he would recommend a Commissioners' model approach.

Jim Troike, Assistant Sanitary Engineer, asked if the townships had to get their plans done by March 10th as well and Chris said yes.

Mr. Hambley said that Brunswick Hills and Brunswick have passed theirs and Soil & Water Conservation has been working with all of them.

Mr. Hambley said that Chris Hartman and Bill Thorne have a meeting at the Health Department tonight and he has a question about their level of commitment to the part of the Plan regarding illicit discharge with home septic systems.

Chris said that there are different opinions on what "illicit discharge" means and how the language is written in the permit. They verified that the only thing that is required for the Plan to address is a map showing where illicit discharge is located and at the end of the fifth year they have to have the ordinance ready to implement to address how it will be handled then. Tonight the Health Department will clarify that they will be committing to doing the map.

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Bill Thorne said the Health Department would have to commit to changing their operating policy as well, in the next five years.

Kathleen Scheutzow asked if they had the definition of “illicit discharge” in the Plan and Chris said they did. She said that she read the township Plan and asked how the county’s Plan mirrors the township’s Plan.

Chris said whatever is being done in the townships by default is being done for the county as well. That is where the overlap occurs. She asked if the county is committing to the 50% mapping for the Highway Engineers to do in year one and 50% in year two.

Mike Salay, Assistant Highway Engineer, said that they were acceptable with the mapping component of the plan. They were initially doing it for the townships anyway. They have the computers, software, field personnel, and data in-house, which is transferable.

Mr. Hambley said that it is not a very large area and it is within the realm of projected revenues they have coming in. The Real Property Transfer Tax (RPTT) could be a source of revenues that goes into the Tax Map program. There would be no fees charged for this purpose.

Jim Troike asked when the five-year guideline starts and Chris said at midnight on March 10, 2003.

Kathleen Scheutzow asked if there were copies of the Plan available. Mr. Hambley said they were available through the Commissioners’ Clerk.

On a motion by Ms. Ray and a second by Mr. Hambley, the Public Hearing was adjourned at 2:25 p.m. There was no discussion. Roll Call showed both Commissioners voting AYE.

RESOLUTIONS PASSED:

03 -0132 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

03 -0133 RESOLUTION AMENDING THE TEMPORARY APPROPRIATION RESOLUTION

03 -0134 AUTHORIZING THE SUBMISSION OF FY04 GRANT APPLICATIONS TO THE OHIO DEPARTMENT OF REHABILITATION AND CORRECTIONS

03 -0135 RESOLUTION AUTHORIZING COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILD SUPPORT ENFORCEMENT FUND TO THE PROSECUTOR TITLE IV-D FUND

03 -0136 RESOLUTION AUTHORIZING THE PURCHASE OF 2,500 GALLONS OF PREMIUM UNLEADED AND 4,500 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER

03 -0137 AMENDING THE RESOLUTION APPOINTING MEMBERS TO THE COMMUNITY CORRECTIONS PLANNING BOARD

03 -0138 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

03 -0139 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

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MEDINA COUNTY COMMISSIONERS:

Stephen D. Hambley

Sharon A. Ray

Respectfully submitted:

Pamela M. Vereb
Asst. Clerk