

COMMISSIONERS MEETING, MONDAY, MAY 15, 2006

Stephen D. Hambley called the meeting to order at 9:30 a.m. with Sharon A. Ray 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 May 8 minutes was dispensed with. Each Commissioner has read them personally. Ms. Ray moved to approve the minutes; seconded by Mrs. Geissman. There was no discussion. Roll Call showed all Commissioners voting AYE.

Doug King, Administrative Assistant in the County Engineer's Office, presented and reviewed seven resolutions. The first one was authorizing the County Engineer to advertise for bids for the improvement of Fenn Road at the intersection of Thomas Lincoln Parkway to improve sight distance, and the resurfacing of Fenn and Substation Roads. The second resolution was finding that public convenience and welfare requires the improvement of Garman Road in Harrisville Township to safely convey the projected traffic generated by the Love's Travel Center to be constructed at the intersection. The third resolution Mr. King presented was accepting and awarding the bid for the replacement of Culvert No. 3 on Rivers Corners Road in Homer Township; Culvert No. 10 on Sleepy Hollow Road in Brunswick Hills Township; and, Culvert No. 2 on Dunsha Road in Granger Township. The bid was awarded to Marks Construction, Inc. Valley City, Ohio, in the amount of \$241,220.14. The fourth resolution was approving the final plat for Bramblewood Farm Subdivision Phase II in Brunswick Hills Township; and the last three resolutions were road closings; Substation Road between Grafton and Boston Roads on Wednesday, May 17, and Thursday, May 18, 2006 and Substation Road between Center Road and Autumnwood Lane on Monday, May 15, and Tuesday, May 16. Ms. Ray made a motion to approve the seven resolutions and Mrs. Geissman seconded the motion. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list.

Chris Jakab, Finance Director/Acting County Administrator, presented and reviewed the following resolutions: (1) amending the annual appropriations by increasing/decreasing appropriations of various funds; (2) cash transfers from Sanitary Engineering Funds to the General Fund for the second quarter of 2006 indirect cost billing; (3) cash transfer corresponding to the Ohio Department of Health's billing for the Crippled Children's Health Fund; (4) transfer of General Funds to the Medina County Alcohol, Drug Addiction & Mental Health (ADAMH) Board; (5) establishing a revised rate structure for residents of the Medina County Home that raises the current rate from \$1,580 per month to \$1,645, which is approximately a 4% increase roughly corresponding to the budgetary increase from 2005 to 2006; (6) approving the submission of a grant application for a FY06 Office of Criminal Justice Services (OCJS) – Domestic Relations Court Visitation Center Program in the amount of \$25,525; (7) approval of an internship agreement between the Department of Planning Services and the University of Akron for the period of May 14 through August 27, 2006, with an amount not to exceed \$3,090.38 and, (8) approving an agreement for Workforce Development technical assistance services with Kip Stottlemeyer & Associates in the amount of \$10,000 from the Ohio Department of Job & Family Services funds to be used specifically for increased technical assistance in the areas of customer service at the Summit/Medina County Workforce Development offices. He also requested payment of the weekly bills in the amount of \$969,837.39. Ms. Ray moved to approve payment of the eight finance resolutions and payment of the weekly bills. Mrs. Geissman seconded the motion, but asked that County Home resolution (No. 5) be voted on separately. Ms. Ray amended her motion to approve all but the County Home resolution. Mrs. Geissman seconded the motion. There was no discussion. Roll Call showed all Commissioners voting AYE on the other seven resolutions and payment of the weekly bills.

Ms. Ray moved to approve the revised County Home rate structure resolution and Mrs. Geissman seconded the motion. Mrs. Geissman stated that she was pleased to receive Mr. Hambley's letter saying he was not accepting the recommendation from the advisory committee and increased the rate to at least the cost of the increase in operations of the County Home over

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the last year. She said she does not think that is far enough. She said she supports the County Home residents and also supports the taxpayers. She feels it is very important they are accountable to them. The present levy was passed to support the county's most vulnerable residents; not those that have the income or assets giving them the ability to pay the true cost of living at the County Home, which is \$1,859 per month. She said Mr. Hambley mentioned that historically they never charged the full cost. Mrs. Geissman said they never had a levy previously, and she did not realize residents were not paying their cost if they had the funds until the issue came up a couple of years ago. She feels they do not need to keep a pattern that is not getting them all of the potential income that they could be receiving. In order to represent the taxpayers and the couple that attended the public hearing that said they were willing to support the County Home, but they did that in the belief that the County is collecting all that might be available to them. Some of those twelve residents that are paying the full amount now have the potential, possibly, to pay more – especially with the recommendation of not just a renewal levy, but a replacement levy that might not be necessary with more revenue coming in from those able to pay the full amount.

Mr. Hambley stated that of the twelve residents, five individuals are paid for by the ADAMH Board, which is tax supported; they are indigent, and that is why they qualify. There was a rigorous debate last year and all three Commissioners voted in favor of the \$1,580 rate. They have maintained that lower level of what the actual cost has been historically, and he continues to support that.

Mrs. Geissman said she voted for the \$1,580 rate with the understanding that the committee was going to do everything they could to at least reach the goal of 55 residents at the County Home to lower costs. She had talked to some of the members and they also felt that if people had funds to pay what it actually cost to live there, they should pay it. The Advisory Council barely had a quorum when they made the rate recommendation.

Ms. Ray stated that the County Home Advisory Council has come a long way over the last few years in correcting a situation that has been allowed to go unchecked for the previous 15 years. There was never a procedure in place to annually review the rate. Last year was the biggest jump because they went from a multi-tiered rate to one single rate. Now they are continuing to increase higher. These are only guideline figures because the capacity of the County Home changes on a weekly and sometimes daily basis. They are moving in the right direction and are between the actual cost and the rate that was charged last year. They have made tremendous strides and she is very comfortable with it.

There was no further discussion. Ms. Ray voted AYE. Mrs. Geissman voted NAY. Mr. Hambley voted AYE. Motion carried.

Mr. Jakab welcomed and introduced Scott Miller, the new Assistant Finance Director, who previously worked for the State Auditor's Office for almost fifteen years.

Gary Berkowitz, Human Resources Director, presented a resolution approving personnel changes for employees under the jurisdiction of the Medina County Commissioners. Ms. Ray moved to approve the personnel changes; seconded by Mrs. Geissman. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken Hotz, Sanitary Engineer, presented a resolution authorizing the release of the escrow account of Engineered Fluid, Inc., for the Ledge Road pump station. Ms. Ray made a motion to approve the resolution and Mrs. Geissman seconded the motion. There was no discussion. Roll Call showed all Commissioners voting AYE.

The next resolution Mr. Hotz presented was accepting sanitary sewer easements; one for a sanitary sewer project and the other for a private subdivision. A motion was made by Ms. Ray and a second by Mrs. Geissman to approve the resolution. There was no discussion. Roll Call showed all Commissioners voting AYE.

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The last resolution Mr. Hotz presented was to increase the charge for making connections to the waterline. They have been having a problem with the rising cost of copper and not being able to collect enough to cover the cost of tap-ins from the main line to the property line. Ms. Ray asked if there was a reason for the increase; he said they heard there was a strike at the copper mines, but he is not sure. Ms. Ray made a motion to approve the resolution and Mrs. Geissman seconded the motion. There was no discussion. Roll Call showed all Commissioners voting AYE. Mr. Hambley said the Ohio Department of Transportation (ODOT) workers expressed concern about their high construction material costs as well, so construction costs have risen overall. Mr. Hotz added that concrete and steel are now being shipped overseas. Mrs. Geissman commented that large amounts of construction materials have also been used to rebuild after the hurricanes. Mr. Hambley commented they have to keep those funds solvent so they have to raise the fees. There was no further discussion. Roll Call showed all Commissioners voting AYE.

Patrice Theken, Department of Planning Services Director, reported that there was a "Planning for the Environment" workshop on May 23 and an upcoming "Planning for Safe Communities" workshop in June. The May 5 zoning inspectors' meeting in the Village of Seville was well attended.

Chris Hartman, Soil and Water Conservation District Manager, thanked the Commissioners for supporting them through their budget this year. Part of the budget included hiring a new staff position - Adult Education Coordinator. They are in the process of hiring that person and hope to have the position filled in June. He said he would be making a presentation Thursday at the Medina County Township Association meeting regarding a summary of services that the office provides to landowners, as well as to township trustees and officials. The purpose of the meeting is to renew the memorandum of understanding with each Township's Board of Trustees this year. It was done previously in 1986 and 1995. They completed their tree seedling sale a few weeks ago and the customer base had increased to over 440 customers. Mr. Hartman announced that May 13 through May 20 week is National River Cleanup Week; Cleanup events have been organized throughout the County.

Art Verdoorn, Chief Building Official, gave a report for the month of April 2006. There were 60 housing permits in April 2006 as compared to 80 in April 2005. Year-to-date there are 241 housing permits compared to 249 last year. So far this May, they are very far ahead of May 2005. He predicts that permits will be down slightly (about 10%) from last year. Commercial permits are keeping pace with last year. Revenue is higher so far this year and there is still considerable building activity. He said he gets mixed reports from builders; some are very busy and some are slow. Mrs. Geissman said she heard that contractors' sales are down from last year. Mr. Verdoorn said many investment firms were buying for investments last year nationwide. They are holding their own and Medina County is still a good area that is growing. They are feeling the overall impact, but not severely. The new Residential Building Code is effective May 27, 2006. There are just a few changes from the old to the new code.

Mr. Hambley read a resolution commending Joni Madasz for her years of service with the Medina County Probate Court. Ms. Ray moved to approve the commendation; Mrs. Geissman seconded. There was no discussion. Roll Call showed all Commissioners voting AYE.

Mr. Hambley read a resolution approving the petition for annexation of 3.0204 acres of land known as being part of Harrisville Township to the Village of Lodi. This is an Expedited Type 1 petition, which requires the Commissioners to review it and approve it if it meets the conditions set forth in the Ohio Revised Code. There is a written agreement between Harrisville Township and the Village of Lodi. Ms. Ray moved to approve the annexation; Mrs. Geissman seconded.

Roxanna Rohrich, Tax Maps Room Supervisor, stated that her problem with this annexation, besides getting the drawing and description corrected, is that it does not state if it is to be removed from the township or not. Mr. Hambley said he understood that there were no

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detachments in Harrisville Township and Bill Thorne, Assistant Prosecutor, agreed. He said it was dual jurisdiction. Ms. Rohrich said they would need to create a new taxing district. Mr. Hambley asked if they did that with previous Lodi annexations, and Ms. Rohrich said there have not been any since the dual jurisdiction has been allowed. Mr. Thorne said dual jurisdictions have not been recorded. Ms. Rohrich said she would have to create a new taxing district and they are already up to 53, which causes a lot of extra work for the Auditor and everyone. If these could specify that that they are going to be detached, then there is no problem. Mr. Hambley said he does not believe their intention was to detach. Ms. Rohrich said the petition does not state that. Mrs. Geissman asked the Assistant Prosecutor if they needed to send the annexation petition back. Mr. Thorne said no, and they will be creating a dual jurisdiction lot. Mr. Hambley pointed out that the property is surrounded by the Village of Lodi. He asked if the adjoining lots were dual jurisdiction. Ms. Rohrich said they are not carried that way. Mr. Hambley asked why they would not be carried the same way as those. Ms. Rohrich said there is a specific difference now in the meaning of dual jurisdiction where part of the taxes still go to township and all the other parcels do not technically do that right now. Mr. Thorne said they should, but they are not. He believes there was no detachment on this annexation.

Mrs. Geissman asked Mr. Thorne if it meets the requirements. Mr. Thorne said he talked to Clerk Pam Vereb about it and basically, if it is an agreed-upon annexation, that is all it is for Expedited Type 1. Mr. Thorne said it is a split parcel that is part village and part township and it cannot be developed either way so they are trying to make it all one. The Clerk said it met all of the requirements. Mr. Thorne said they have no choice but to approve it. Mrs. Geissman asked if that was the case even if it is all dual jurisdiction and not clear. Mr. Thorne said they are all dual unless they say otherwise. Ms. Ray commented that the surrounding properties have probably been done incorrectly, and Mr. Thorne agreed. The new annexation law reflected the problem that had already existed. Ms. Rohrich said she has been trying to do it properly and asked how she should proceed. Mr. Hambley said she should check with the Highway Engineer's Office and get advice from the Prosecutor's Office.

Mr. Hambley reviewed the list of requirements with the Clerk and she stated that they were met. Ms. Ray asked Ms. Rohrich if she reviewed and approved the legal description, and she said she reviewed it and did not approve it because they both have problems. Mr. Hambley said the law states they need to take action so they could approve it contingent upon that approval. Ms. Ray amended her motion to make it contingent upon approval and review of the legal description and plat by Tax Maps and Mrs. Geissman seconded that motion. There was no further discussion. Roll Call showed all Commissioners voting AYE.

The Clerk read the regular resolution to allow expenses of County officials and a resolution to allow expenses for the County Engineer's Office. Ms. Ray moved to allow the expenses; seconded by Mrs. Geissman. 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.

Mr. Hambley said they needed a motion for an Executive Session following the Discussion Session for the purpose of discussing pending litigation. Ms. Ray moved to schedule an Executive Session to discuss pending litigation, which was seconded by Mrs. Geissman. There was no discussion. Roll Call showed all Commissioners voting AYE.

Mr. Hambley said they also needed a motion for an Executive Session for personnel/interviews. Ms. Ray moved to schedule an Executive Session for personnel/interviews, which was seconded by Mrs. Geissman. There was no discussion. Roll Call showed all Commissioners voting AYE.

The meeting recessed at 10:02 a.m. for the Commissioners to move to the Conference Room for the discussion session at 10:05 a.m.

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Discussion Session

Mrs. Geissman asked Mead Wilkins, Job & Family Services Director, to explain the staff change proposal that she distributed for review at the last discussion session. Mr. Wilkins said the changes are mostly for the Income Maintenance Division that is struggling to keep up with the large volume of complex cases and the auditing demands by the State. There were over 30,000 office visits last year and their case loads went up by 5,000. This might not be a permanent solution, but would get them "up to speed" for the current environment. Mr. Wilkins discussed the changes to the Table of Organization adding two eligibility workers, an eligibility supervisor, and moving some positions around. Mr. Hambley stated that these changes would have no impact on the General Fund. There was a short discussion about the problems with the state computer software and the time involved in correcting it. The Commissioners were all in agreement with the changes to help them deal with the workload more efficiently.

Mrs. Geissman stated that last week she made the comment that she felt they should move forward with the pod for the Jail, and Mr. Hambley brought up the TEL Amendment issue. She feels that is a legitimate concern. In talking with the County Commissioners Association of Ohio (CCAO), it would take effect 30 days after the election if passed. The issue is if they should base this on their expenditures for 2006 or 2007 if the TEL Amendment passes. Perhaps they should put it into the 2007 budget. She spoke with Larry Long from CCAO who said the Columbus Dispatch said Mr. Blackwell is willing to take a step back on the issue and legislators are looking into taking it off the ballot. They would like to see it handled at the State level, leaving County government out of it, rather than a Constitutional Amendment. Mr. Hambley said Mr. Blackwell said, according to his web site, they are considering an alternative to the language and the Constitutional issue, but he has not said it is a bad thing. It has not been worked out yet.

Mrs. Geissman said she feels they cannot "put the world on hold" and not take action because there is a safety issue at the Jail. The Sheriff had to put cots up again this weekend due to overcrowding.

Ms. Ray asked if the CCAO said anything about the \$275 million that the Buckeye Sheriff's Association is recommending being put into the State budget. Mrs. Geissman said she talked to Congressman Regula and he said they were working on it. The Finance Director told her, if they do not get any Federal or State funding, that the County could finance it. Mr. Hambley said that he agreed to proceed, but cautiously, so whatever they do to move forward is not irreversible if they do not work out taking it off the ballot. The Finance Director knows from going through the numbers that it is very clear that any debt incurred comes when it is spent, so they would be affected.

Ms. Ray said Mr. Jakab put together a schedule that showed the Courthouse expansion project and the proposed pod numbers that were created for them, the inside millage, and the debt schedule. They were going to proceed with that, as far as timing. They were looking into something to offset the shortage, which was not significant. Mrs. Geissman did not recall seeing it, so Mr. Jakab said he would get her a copy of the feasibility study. Mr. Hambley said, if it would go into effect, it would be helpful to see what next year's budget would look like and see how many millions of dollars they would have to remove and not spend. Mrs. Geissman said that there are many uncertainties. She has been told it is impossible to get it implemented in 2006 because they do not know what their expenditures are or the expenses carried over. Mr. Hambley said it would be helpful to go over the exercise of seeing how many millions of dollars they would be short in terms of their authority to spend and what areas and funds they would have to cut and maintain whole. Mr. Jakab said they have tax budget requests that are due shortly. He could take those requests and project some numbers for next year to give them an idea what may be if the amendment went into effect. Mrs. Geissman said she would like to let the Sheriff know that they are behind the project and want to move forward with it and do what steps they can until November. Ms. Ray asked the Sheriff if he was comfortable with the proposal that showed the inside millage and construction dates and he said he was.

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Sheriff Hassinger discussed an article by the Governor of Colorado about the TEL Amendment in Colorado that said there was overreaction in Ohio. He said he is not sure that is true or not. Mr. Hambley said in his research he has found that many of Ohio's major issues were not issues in Colorado such as enterprise funds and the debt. They need to be good stewards of the dollars and realize that if the outcome is not what is desired, they could be in an even worse mess if they have gone ahead and proceeded with financing. He said he is in support of the project until they reach the point where they make sure it is not irreversible.

Sheriff Hassinger discussed the mental health report at the Jail that showed 16% of the inmates received mental health medication and 26% receive some type of mental health service, so they are basically becoming a mental health facility, and that is a shame. The State has pushed the mentally ill into the county jails, which is wrong. They have to train the staff how to handle them. Although the judges are working hard to keep some of the people out that would normally come to the Jail, they have consistently had to set up 12 to 15 cots on the weekends. One weekend, they had to shut down the Jail and refuse to accept any more prisoners. They really appreciate what the Judges are doing, otherwise they would have triple the number of cots. Unlike jails that have large dormitories, the way the Medina County Jail is set up, they cannot safely put cots in some areas. He said he appreciates their support. Ms. Ray said they anticipated moving ahead with the pod and courthouse expansion at the same time. She feels they should stay the course and move toward their goal. It is going to take some time. The Sheriff said he spoke with Dean Holman, Prosecutor, about the situation and he said shutting down the Jail would not be an option. They would have to house them at other facilities and the county would have to pay for that.

Mrs. Geissman stated that she is not sure they needed to expand the courthouse at this time. She is convinced they need to build another pod for the Jail. They just put a lot of money into the parking lot and she thinks the taxpayers would wonder what they are doing if they start expanding the Courts. Maybe that is something they could look at "down the road". The Courthouse needs new windows and perhaps that is something that could be done instead of expansion. Ms. Ray asked her if there was a reason her position changed now, as compared to what it was a year ago when she, Chris Jakab and John Stricker started working on the project. Mrs. Geissman said they have the urgency of the Jail and when Mr. Hambley brought up that Ms. Ray was going to see what was needed at the Courthouse, she had no objection. She never said she was going to support it. There was a discussion about the lack of space at Clerk of Courts and Adult Probation offices. Mr. Hambley asked if her objection was the dollars or the need. Mrs. Geissman said both. She does not recall the judges saying they needed a new courtroom. There are some space problems. She does not know if there is a way to take their existing space and reevaluate how it is being used to give more space because she has not seen any floor plans that indicate what could be done.

Mr. Jakab said they are not at the floor plan stage. They have done some preliminary assessments of the needs as itemized by each of the elected officials in the Courthouse and compiled the square footage totals in terms of new space and renovation space, including window replacement and HVAC upgrade. The architect proposed sketching it out and seeing what the footprint would actually look like, and if they could condense some of the square footage needs that had been requested. They recently received a proposal from the architect to move to the next phase which would help the process. There is an investment to be made of about \$4,000 similar to the cost of the Jail's assessment. He thinks it is necessary if they want to continue to try to plan toward a project, whether that is just portions of the required improvements or most of the recommendations. Mrs. Geissman said she has no problem going forward with that. She does not want to see something that is a safety issue be tied to something that there is time to do. Mr. Hambley said the Judges, Adult Probation, and Kathy Fortney come to discuss their space needs.

Mr. Jakab said it would be good to view the current space at the Courthouse. He thinks there is need for improvement particularly in Domestic Relations, Clerk of Courts, and Adult Probation and there are basic HVAC issues. Ms. Ray said there are also technology issues. Some of the offices have one outlet. Mr. Jakab said there are some minimal things that they

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should be looking at. Mrs. Geissman said she has no problem with that, but she does not want to tie the two projects together. Mr. Hambley said he sees no reason to hold off much longer because of the anticipated increase in interest rates. The only thing that causes him to pause in support of both projects has been the outcome of the TEL Amendment and what that would do in terms of the other expenses. It would not be a matter of revenues – the problem is it would be a matter of expenses. The debt management has been tremendous. If the TEL Amendment had been in effect, they would never have been able to refinance the Jail and save the hundreds of thousands of dollars saved by refinancing. Every dollar that would go to financing the projects would take away from somewhere else – not because they did not have the revenues, but it would prohibit them from making the expenditures. Mrs. Geissman said if the expenditures are based on the 2007 expenditures, they need to get that amount of funding in there so it is there for the life of the loan. There was a short discussion about the problems that would occur if the TEL Amendment passed. Ms. Ray stated that if they decided to build the Jail today, it is not going to be done in this budgetary cycle. If the TEL Amendment passed and it went into effect 30 days after, and they base it on 2006 expenses, they are not going to be any further ahead, so it makes no financial sense. They have to expend the money – it is not what they put in the budget to plan for it. If they do not spend it in 2006 they would not get credit for it the following year. Mrs. Geissman said legislators feel there is no way to implement the amendment in 30 days so that is why they are looking at it being the 2007 expenditures. It is going to be a nightmare and might end up in the courts. Mr. Hambley said until they know the outcome of that issue, they would be foolhardy to go into debt. They could go forward up to that point. They are both worthwhile projects and they can take a look at them now while the money is cheaper. The Feds raised interest rates last week again and they are not anticipated to go back down. Mrs. Geissman said she is glad to hear this because last week she thought the project was being dismissed until they waited to see what happened. Ms. Ray said she did not get that impression at all. Mr. Hambley said ultimately, any debt they took on or any commitments they made they have to see what that would do to the next year's budget. They do not have \$5 million to trim off their general budget. Ms. Ray said solid financial planning is the route to go and not react to what could happen and all agreed. Mr. Hambley said Mr. Jakab's suggestion to take a look at what the anticipated fund expenditures are going to be will give them a better understanding.

Mrs. Geissman said one thing she is sure all three would agree upon is that safety is always a priority. The Sheriff said he would never be able to shut the Jail down and they would have to send inmates somewhere else so they are still going to have to pay. Mr. Hambley said maybe he would have no road patrol because that and Dispatch are not mandatory. Obviously, he is fully supportive of those, but it comes down to the point what is mandatory and the other funds that actually change what they could expend that they have no control over. They have water projects that are not going to be paid for until next year that would count against the county. They have to take a look at the funding sources that have already been in play. They made the decision this year or last year that do not show up until the end of the project. They have to think of that timeline. That is not the type of planning they have had to do in the past. That might force them to make cuts. It endangered safety in Colorado just because of those issues. They should move cautiously, planning for a worst-case scenario, or they could end up going to the ballot for a Jail expansion. Mrs. Geissman said they would not get people out to vote for that. This is probably going to be resolved if legislators can find a way to get it off the ballot. She was told if they can't get it off the ballot, everyone is going to come out against it.

Mr. Hambley presented a newspaper article from the Saturday, May 13, 2006 Cleveland Plain Dealer entitled "Ozone target out of reach, EPA chief says" about Northeast Ohio not being able to meet new stricter federal ground-level ozone standards by 2010 no matter what steps they take. He also distributed a report called "Ozone – Northeast Ohio". (Mr. Hambley is president of the NOACA Governing Board.) He said the EPA Director was at the Northeast Ohio Areawide Coordinating Agency (NOACA) Board meeting on Friday and the PD covered it. He discussed the new state improvement plan for air quality requirements for ozone and particle emissions. Northeast Ohio has to deal with the ozone problem first, as a region. But the report showed that the areas contributing to the problem were not the region and it was largely outside of Ohio's control. Pollution drifts here from other parts of Ohio and neighboring states. The state has three years to come into attainment, but the public utilities and other pollution sources

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such as the trucking industry, have ten years. Mr. Hambley said it comes down to, that it does not make much difference what the region does, they can just let time play out. They will get closer to compliance as time passes. The Ohio EPA is in the process of suing the Federal EPA to challenge them. The options are to continue to argue the case or move into a serious non-attainment, which has some huge economic consequences. He will keep them apprised of the situation.

Mrs. Geissman said the Medina County Arts Council would like to sand down the floor in the Broadway Hall and paint it flat black at their expense. The Sheriff volunteered his inmates to do the painting. The other Commissioners approved. The other option would have cost thousands of dollars and much more time.

Mr. Hambley said that Ron Rhodes, Hinckley Township Trustee, requested they revisit the Jelica Drive road vacation. They would need to reconvene the hearing and get public comment. The recommendation from the County Engineer was to vacate, but also leave the portion for utility easements. The subdivision adjoining it had already been platted and the access issue has been resolved. He asked the Clerk to advertise, set the hearing, and instruct the County Engineer to prepare the plat.

Mr. Hambley said the Cuyahoga County Soil and Water Conservation District is applying for an EPA grant for the watershed coordinator for the East Branch of the Rocky River, which partially extends into the Hinckley and Brunswick area. They are not asking for money, just a letter of support. Medina County Soil and Water Conservation District has agreed to send a letter of support and the Commissioners agreed to write a letter of support.

Mr. Jakab said he reviewed the mileage reimbursement rate that was previously amended to \$.36 per mile. He said it appears to him that the rate needed to be adjusted again due to the rising gas prices. He distributed data, including the budgetary impact to a couple of offices, for the Commissioners to review.

Mr. Hambley said a second company looked at the Data Center and will give a quote on the relocation project. The first company was fairly costly and they revised their quote. He said he would provide the quote from the second company as soon as it comes and they can discuss how they want to proceed.

At 10:52 Commissioners recessed the meeting for the Executive Session to discuss pending litigation that was voted on earlier. The Executive Session began at 10:43 a.m. and ended at 11:20 a.m.

Commissioners went into the Executive Session at 1:00 p.m. that was voted on previously to discuss personnel/interviews.

Ms. Ray moved to adjourn the meeting at 2:30 a.m. and Mrs. Geissman seconded the motion. There was no discussion. Roll Call showed all Commissioners voting AYE.

At 1:30 p.m., bids were received by the County Engineers for the resurfacing of various Medina County roads with Item 402. Bids were received from The Shelly Company and Kokosing Construction Co., Inc. and will be reviewed by the engineers for recommendation and award.

RESOLUTIONS PASSED 5/15/06:

NUMBER	RESOLUTION TITLE
06-0362	RESOLUTION COMMENDING JONI MADASZ FOR HER YEARS OF SERVICE WITH THE MEDINA COUNTY PROBATE COURT
06-0363	RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

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- 06-0364 RESOLUTION AUTHORIZING THE MEDINA COUNTY ENGINEER TO ADVERTISE FOR BIDS FOR THE IMPROVEMENT OF FENN ROAD (C.H. 70) AND THE RESURFACING OF FENN ROAD (C.H. 70) AND SUBSTATION ROAD (C.H. 38)
- 06-0365 RESOLUTION FINDING THAT PUBLIC CONVENIENCE AND WELFARE REQUIRES THE
IMPROVEMENT OF GARMAN ROAD (C.H. 91) IN HARRISVILLE TOWNSHIP, MEDINA COUNTY, OHIO
- 06-0366 RESOLUTION ACCEPTING AND AWARDING THE BID FOR THE REPLACEMENT OF CULVERT NO. 3 ON RIVERS CORNERS RD. IN HOMER TOWNSHIP, CULVERT NO. 10 ON SLEEPY HOLLOW RD, IN BRUNSWICK HILLS TOWNSHIP, CULVERT NO. 2 ON DUNSHA RD. IN GRANGER TOWNSHIP, MEDINA COUNTY, OHIO
- 06-0367 RESOLUTION APPROVING THE FINAL PLAT FOR BRAMBLEWOOD FARM SUBDIVISION PHASE II LOCATED IN TRACT 1 LOT 11 OF BRUNSWICK HILLS TOWNSHIP
- 06-0368 RESOLUTION DETERMINING THE NECESSITY TO CLOSE SUBSTATION ROAD (C.H. 39) BETWEEN GRAFTON ROAD (C.H. 42) AND BOSTON (C.H. 13)
- 06-0369 RESOLUTION DETERMINING THE NECESSITY TO CLOSE SUBSTATION ROAD (C.H. 38) BETWEEN CENTER ROAD (S.R. 303) AND AUTUMNWOOD LANDE (T.H. 811)
- 06-0370 RESOLUTION DETERMINING THE NECESSITY TO CLOSE SUBSTATION ROAD (C.H. 38) BETWEEN CENTER ROAD (S.R. 303) AND AUTUMNWOOD LANE (T.H. 811)
- 06-0371 RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION
- 06-0372 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS SANITARY ENGINEERING FUNDS TO THE COUNTY GENERAL FUND
- 06-0373 CASH TRANSFER TO THE CRIPPLED CHILDREN'S HEALTH FUND
- 06-0374 TRANSFER OF COUNTY GENERAL FUNDS TO THE MEDINA COUNTY ALCOHOL, DRUG ADDICTION & MENTAL HEALTH BOARD
- 06-0375 APPROVING THE SUBMISSION OF A GRANT APPLICATION FOR A FY06 OCJS- DOMESTIC RELATIONS COURT VISITATION CENTER PROGRAM
- 06-0376 APPROVAL OF AN INTERNSHIP AGREEMENT BETWEEN MEDINA COUNTY PLANNING SERVICES DEPARTMENT AND THE UNIVERSITY OF AKRON
- 06-0377 APPROVAL OF AN AGREEMENT FOR WORKFORCE DEVELOPMENT TECHNICAL ASSISTANCE SERVICES
- 06-0378 ESTABLISHING A REVISED RATE STRUCTURE FOR RESIDENTS OF THE MEDINA COUNTY HOME
- 06-0379 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS
- 06-0380 RESOLUTION AUTHORIZING THE MEDINA COUNTY SANITARY ENGINEER TO

COMMISSIONERS MEETING, MONDAY, MAY 15, 2006

RELEASE THE ESCROW OF ENGINEERED FLUID, INC. FOR THE LEDGE ROAD
PUMP STATION (CONTACT B) MCSE#W-300/00-1.1A

06-0381 AUTHORIZING THE SANITARY ENGINEER TO OBTAIN EASEMENTS FOR
VARIOUS SANITARY SEWER IMPROVEMENT PROJECTS

06-0382 RESOLUTION AMENDING CERTAIN CHARGES FOR WATER SERVICE
CONNECTIONS TO COUNTY WATERLINES

06-0383 RESOLUTION APPROVING THE PETITION FOR ANNEXATION OF 3.0204 ACRES OF
LAND KNOWN AS BEING PART OF HARRISVILLE TOWNSHIP TO THE VILLAGE
OF LODI, MEDINA COUNTY, OHIO

06-0384 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

06-0385 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

All deliberations concerning official business and formal actions by this Board of Commissioners was conducted in an open public meeting this fifteenth day of May, 2006.

COMMISSIONERS _____
Stephen D. Hambley

Respectfully submitted, OF _____
Sharon A. Ray

_____ MEDINA COUNTY _____
Patricia G. Geissman
Pamela Vereb, Clerk