

COMMISSIONERS MEETING, MONDAY, SEPTEMBER 25, 2006

Stephen D. Hambley called the meeting to order at 9:33 a.m. with Sharon A. Ray and Patricia G. Geissman present.

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

The oral reading of the minutes of September 18 was dispensed with as each Commissioner has read them personally. Ms. Ray moved to approve the September 18 minutes; the motion was seconded 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 the following resolutions: (1) closing Lester Road between Center Road and Country View Drive for installation of a ditch enclosure, beginning Monday, September 25, through Wednesday, September 27; (2) closing Ledge Road between State Road and Kellogg Road for installation of a ditch enclosure, beginning Wednesday, September 27, through Friday, September 29; (3) accepting and awarding the bid to R & I Construction, Inc. for the replacement of Bridge No. 12 on Seville Road for the price of \$391,240.45; (4) accepting and awarding the bid to Marks Construction, Inc. for the replacement of Bridge No. 33 on Station Road for the price of \$163,560.16; (5) extending the completion date of Bridge No. 25 on Wolff Road until October 13, 2006, with Marks Construction, Inc.; (6) approving the improvement of Marks Road from Fenn Road to Hamilton Road; (7) approving the improvement of Smith Road from Avon Lake Road to Columbia Road; and (8) approving the improvement of Lake Road from Chippewa Road to Wedgewood Road. He added that approving the road improvements is the first step to obtain Federal funding for those projects. Ms. Ray moved to approve the eight resolutions; the motion was seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list for September 14 through September 20, 2006.

Scott Miller, Finance Director, presented and reviewed the following resolutions: (1) amending the Annual Appropriation resolution; (2) amending the 2006 Appropriations resolution by transferring appropriations; (3) expenditure adjustments for various funds; (4) transferring \$12,000 from County General Funds to the Diversion Program to cover September operating expenses; (5) transferring funds from the General Fund to the Crippled Children's Health Fund; (6) transferring cash from the County Home Levy Fund to the General Fund; (7) transferring funds from the County General Fund to the Public Assistance Fund for the non-allocated portion of child welfare expenditures; (8) purchasing bulk fuel for the Engineering Center; and, (9) supporting the submission of an FY06 Specialized Transportation Program application for capital assistance. Mr. Miller requested payment of the weekly bills in the amount of \$1,257,099.90. There is also an estimated amount of \$500 to be used for postage for the delinquent property tax bills. Ms. Ray moved to approve the nine finance resolutions and payment of the weekly bills; the motion was seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

Gary Berkowitz, Human Resources Director, presented a resolution approving personnel changes for the employees under the jurisdiction of the Medina County Commissioners. It included the appointment of a new Medina County Drug Abuse Commission (MCDAC) Director, Brian Nowak, who will begin on October 16, to replace Karl Cetina. Ms. Ray moved to approve the resolution; the motion was seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

Mr. Berkowitz also presented a resolution amending the Table of Organization for the management staff reporting to the Medina County Commissioners and the Finance Department

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Table of Organization. Ms. Ray moved to approve the resolution and Mrs. Geissman seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Chris Jakab, County Administrator, presented a resolution on behalf of the Medina County Emergency Management Agency approving the acquisition of three parcels of land in the Village of Gloria Glens. This is a continuation of the Hazard Mitigation Grant Program eliminating these homes from the floodplain area. There are two properties on Twilight Trail and one on Playland Parkway. The acquisition costs are to be paid through the Ohio Emergency Agency Grant to the local Emergency Management Agency with the potential of transferring these properties to the Village for use as a community park. Ms. Ray moved to approve the resolution; the motion was seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

Ken Hotz, Sanitary Engineer, presented a resolution adopting an agreement with the Village of Westfield Center for Medina County to sell, transfer and operate the water supply and distribution system to the Village. Ms. Ray moved to approve the resolution; the motion was seconded by Mrs. Geissman. Mr. Hambley recognized Westfield Center Mayor Tom Horwedel and said the County was looking forward to serving them. There was no further discussion. Roll call showed all Commissioners voting AYE.

Mr. Hotz presented a resolution releasing a sanitary sewer easement off Muntz Road in Liverpool Township because it is no longer needed. Ms. Ray moved to approve the resolution; seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

Mr. Hotz presented a resolution to obtain easements for the Hinckley Township Waterline Project-Phase 2. Ms. Ray moved to approve the resolution; seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

Mead Wilkins, Job and Family Services (JFS) Director, presented a resolution amending the Prevention, Retention & Contingency Plan (PRC) for JFS. Mr. Wilkins explained that the PRC is the spending authority for Temporary Assistance for Needy Families (TANF) dollars. The first change is to correct a technicality for the Work Diversion Program with the Jail to include non-custodial parents who are not working. With the previous plan, a non-custodial parent had to be working to get any type of TANF benefits. Obviously, people in Jail are not working, so this allows an exception for JFS to use TANF dollars for non-custodial parents if they are part of the Work Release and Diversion Program. The other amendments would extend some of their services already in place, until the end of the year. 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. Hanigan, Workforce Development Director, presented and reviewed the department's monthly report. The Adult Dislocated and Youth Programs are on track for the program year that began in July. The Earmark Grants (building trades, healthcare, and homeland security) are moving ahead quite well. Their goal was to serve 112 people and they have 181 in process; they are far exceeding expectations.

Mr. Hanigan said Jim Doust, Medina County Economic Development Corporation Director, has accepted the Chairmanship of the Joint Summit-Medina Workforce Investment Board, which has created a vacancy on the Workforce Policy Board (WPB). That vacancy (Chair) has been filled by Jim Boyes, Associate Superintendent of the Medina County Schools. Marilyn Haskins, Senior Director, Human Resources of Wadsworth Rittman Hospital, is a new member on the WPB.

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Mr. Hanigan gave a report on some WPB programs. The Youth Committee met at Wadsworth High School and Principal Brian Williams expressed interest in partnering in the Internship Program. The Polymer Certification Program (a partnership of the University of Akron) had its first class on Tuesday, September 12, at the Polymer Training Academy.

Some events Medina Works participated in were the Community Health Fair on Saturday, September 9, and the Business Expo on Wednesday, September 13.

Lastly, Mr. Hanigan said the unemployment rate for Medina County remains at 4.5%, which is the seventh lowest unemployment rate in the State of Ohio.

Scott Uhas, Transit Director, presented and reviewed the Monthly Service Performance Report for August 2006. The Department of Transit has submitted their grant request to the State of Ohio for the fiscal year 2007. He thanked the County Administrator and Finance Department for their assistance on that project. He met with the Expanded Transit Option (ETO) group to discuss the procurement of a second vehicle. He and Don Whitner attended a training workshop last Friday regarding advertising and marketing and they got some good ideas from it. Ridership and revenue were both up in August. He attributes this to his operators and dispatch staff meeting their goals that are established on a daily basis.

Charles Huber, Chief Building Official, presented and reviewed his Department's permit activity report for the month of August. He said the first page continues to reflect downturns in building construction permitting activity. For August 2006 compared to August 2005, the estimated construction costs decreased 39.37% and the year-to-date figures reflect a 13.75% decrease comparing 2006 to 2005. There was a 12.76% decrease in the revenues collected by the Building Department for the number of residential building permits issued and a decrease of 17.87% in commercial permits revenue, comparing August 2006 to August 2005. They saw a positive growth of 29.89% in revenue from permits issued for accessory buildings for the same period. This is somewhat typical as people build less new homes; they turn their attention to either adding onto their existing homes or constructing accessory buildings such as detached garages. Building activity displayed by township showed Brunswick Hills Township having 21 permits for new houses in the month of August and Montville Township following in second place at 18 permits.

Mr. Huber also reported that the intergovernmental agreement between Medina County and the City of Brunswick to provide building official services to each other has been executed by the City of Brunswick.

Jeff Van Loon, Soil and Water Conservation District (SWCD) District Manager, invited the Commissioners to the Partnership for the Balance Growth Initiative on Thursday, September 28, in the Choral Room. The SWCD annual meeting will be held on Saturday, October 28.

Mr. Van Loon said they needed to obtain signed conservation easements for the Technology Park so that the boundaries can be marked. He will be meeting with the County Engineers this morning to take care of that and determine who will be paying for the signs.

The Ohio Environmental Protection Agency was fish shocking in the Black River near Lodi on Monday, September 25. Fish shocking is used to gather a fair representation of the diversity of the fish population. In this safe method, electrical current is run through the water, momentarily stunning the fish which are then swept up in nets for observation. About three years ago, the Park District raised the elevation of the Black River about four feet to restore the river to its original condition due to its down-cutting since State Route 224 was constructed. The EPA is assessing the biological results; so far, the report is good. Twenty-six species were found, including Smallmouth Bass and Largemouth Bass.

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The Division of Wildlife recently told Mr. Van Loon that Medina County had its first record of a badger sited, which is very rare in this part of Ohio. Unfortunately, it was hit on I-71.

Mr. Hambley presented a resolution appointing Seville Village Councilman Larry Landis as the villages' representative to the Medina County Planning Commission. His term will be effective immediately and expire on December 31, 2007. Ms. Ray moved to approve the appointment and Mrs. Geissman seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Clerk Pam Vereb read the resolution to allow expenses of County officials. Ms. Ray moved to allow the expenses; the motion was seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

The meeting was opened for public comment. There was no one wishing to speak.

Mr. Hambley said that there was a request for an Executive Session for the purpose of discussing personnel/appointment. Ms. Ray moved to allow the Executive Session; the motion was seconded by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

The meeting recessed at 10:00 a.m. for the Commissioners to move to the Conference Room for the Discussion Session at 10:03.

Discussion Session

Mrs. Geissman said Sheriff Hassinger advised her that he has the most people in the Jail that he has ever had. Two-hundred eighty people occupy every cot and space in the Jail and he also had to turn people away. She advised him that they cannot do anything to help the situation for awhile. He said he knew that; he just wanted to keep them informed.

Mrs. Geissman said she received correspondence from the Ohio Department of Transportation regarding the Hinckley intersection improvements at S.R. 303 and S.R. 94. There was a public hearing and they are continuing with the plan. It is a high priority because the intersection has had a high number of crashes and traffic is expected to double in the near future. They are seeking funds from the Ohio Department of Transportation (ODOT) Highway Safety program.

Ms. Ray announced that the next department head, elected officials, and agency directors meeting will be held on Thursday, October 19, from 9:00 a.m. to 10:30 a.m., in the Choral Room. Agenda items are expected to include the following; budget procedures, personnel policies, employee fringe benefits, and affirmative action plan update.

Mr. Hambley reported that they received a number of letters regarding the proposed Chippewa Lake purchase by the Park District and their application for the Clean Ohio Conservation Fund Green Space Grant (162 in favor of the Park District's proposal to buy the lake and two against it). A packet of the letters, including Park District Director Tom James' letter to the Chippewa Lake area residents addressing their concerns, was mailed to the other ten members of the District 9 Natural Resources Assistance Council three-county committee (Medina, Lorain and Huron Counties). The Friends of the Park spearheaded a letter writing campaign to demonstrate the support for the proposal by the Park District to buy the lake. There were three other proposals - one from Hinckley and two from Lorain County. Friday, September 29, is the meeting to discuss disbursement of the available funds from the local grant program.

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Chris Jakab, County Administrator, updated the Commissioners on the status of the old Prosecutor's house planned to be eliminated (demolished, burned, or sold for a dollar and moved). He met with the Medina City Planning Director to review some of the procedures and gave him a tour of the Courthouse area. The Director gave Mr. Jakab the application that needs to be filed with the proposed site plan. He has asked that the County demolish the old gas station at the same time as the house. The process also includes a meeting with the Historic Preservation Board and an official approval by the City. They will take sealed bids for any of the furnishings in the house at a later date. Ms. Ray asked if there have been any inquiries about moving the house and Mr. Jakab said there were none.

Ken Hotz, Sanitary Engineer, presented reports on the Appliance Round-up and the Electronics Collection Drive. The collection numbers of appliances have dropped somewhat and he said people probably have their barns cleaned out finally. They have collected over 15,000 appliances since they instituted the Appliance Round-up in 1995. The Electronics Collection Drive was a huge success this year resulting in the collection of 410 computers, 410 monitors, 108 mice, 244 keyboards, 71 cell phones, 26 software, 209 printers, 22 scanners, 50 hard-drives, 2 servers, 9 back-up devices, and 69 discs. They will now have a year-round collection effort since they have the trailer purchased through the Ohio Department of Natural Resources (ODNR) Grant for storage.

Charles Huber, Chief Building Official, said, that thanks to JFS Director Mead Wilkins and his staff, they are outfitting the Building Department personnel with photo identification cards. The State Building Code requires they have credentials available to present upon request.

Mr. Huber said Mr. Jakab looked at the Wadsworth City proposal regarding the financial charges for the County to do electrical inspections for them. He asked the Commissioners for their opinions of the analysis. Mr. Jakab explained how he ascertained the amount to be charged. Ms. Ray said it was appropriate for Wadsworth to pay their fair share and the other Commissioners agreed. Ms. Ray said Wadsworth City explored the possibility of hiring a certified electrical inspector, but declined to do that because the activity was erratic and this would be more financially reasonable. Mr. Huber said he would communicate their position to Wadsworth City.

Bill Thorne, Assistant Prosecutor, informed the Commissioners that he received a call from Lodi regarding the water agreement draft with the statement that the County would pay out-of-pocket expenses to them. They are contending that they have out-of-pocket expenses of about \$300,000 that is actually their waiver of the tap-in charges. In return for Loves Travel running and bearing the cost of the line, they waived tap-in charges. If the County should take the line back, they would like the right to recoup their waived tap-in fee, which is not a direct out-of-pocket paid expense. Other than that comment, there were no other comments. Mr. Hambley pointed out that tap-in fees pay for the capital costs of line extensions. Lodi has the capacity by virtue of the County giving them the entire line outside the Village going to the Outlet Mall. Mrs. Geissman said they waived the fees with the understanding that they were going to have all of Section B. Their attorney might have told them some things that were misunderstandings. Mr. Hambley said it is not an actual cost; it is a potential loss of future revenue. Mr. Hotz said he would contact Lodi so they can have some dialog.

Pam Vereb, Clerk, informed the Commissioners that the 91.0765 acre annexation from Wadsworth Township to the City of Wadsworth that they approved on September 11, 2006 has been appealed by the Township on the questions of both law and fact. She will proceed with the next step of forwarding the transcript and copies of the remainder of the file to the court.

Scott Miller, Finance Director, informed the Commissioners that he sent letters to all of the departments that have vehicles to inform them that there would be an auction of surplus

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vehicles the end of October. Mrs. Geissman asked why they did not auction them online. Mr. Jakab said people come in from Illinois and pay fairly good money for the police cruisers. They refurbish them and use them as taxi cabs in the Chicago area. It appears they get a better deal from that process than they would online. People actually want to see the vehicles and start them up. Ms. Ray asked how many vehicles they will have for sale and he said approximately 14. He is waiting to see if any townships want to be included in the sale.

The meeting was recessed at 10:22 a.m. for the Executive Sessions for the purpose of discussing personnel/appointment that was voted on earlier.

At 10:35 a.m., the meeting was adjourned on a motion by Ms. Ray and a second by Mrs. Geissman. There was no discussion. Roll call showed all Commissioners voting AYE.

RESOLUTIONS PASSED 9/25/06

<u>Number</u>	<u>Resolution Title</u>
06-0878	RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS
06-0879	APPROVING THE ACQUISITION OF PROPERTY IN THE VILLAGE OF GLORIA GLENS
06-0880	RESOLUTION ADOPTING THE AGREEMENT BETWEEN THE VILLAGE OF WESTFIELD CENTER AND MEDINA COUNTY TO SELL, TRANSFER, AND OPERATE THE WATER SUPPLY AND DISTRIBUTION SYSTEM OF THE VILLAGE
06-0881	RESOLUTION DETERMINING THE NECESSITY TO CLOSE LESTER ROAD (C.H. 56) BETWEEN CENTER ROAD (S.R. 303) AND COUNTRY VIEW DRIVE (T.H. 630)
06-0882	RESOLUTION DETERMINING THE NECESSITY TO CLOSE LEDGE ROAD (C.H. 135) BETWEEN STATE ROAD (C.H. 44) AND KELLOGG (T.H. 180)
06-0883	RESOLUTION ACCEPTING AND AWARDED THE BID FOR THE REPLACEMENT OF BRIDGE NO. 12 ON SEVILLE ROAD (C.H. 16) IN WADSWORTH TOWNSHIP, MEDINA COUNTY, FOR THE MEDINA COUNTY ENGINEER
06-0884	RESOLUTION ACCEPTING AND AWARDED THE BID FOR THE REPLACEMENT OF BRIDGE NO. 33 ON STATION ROAD (C.H. 23) IN LIVERPOOL TOWNSHIP, MEDINA COUNTY, FOR THE MEDINA COUNTY ENGINEER
06-0885	RESOLUTION TO EXTEND THE COMPLETION DATE OF THE REPLACEMENT OF BRIDGE NO. 25 ON WOLFF ROAD (T.H. 94) BY AND BETWEEN MARKS CONSTRUCTION, INC. AND THE MEDINA COUNTY BOARD OF COMMISSIONERS
06-0886	RESOLUTION TO IMPROVE MARKS ROAD (C.H. 22) FROM FENN ROAD (C.H. 70) IN MEDINA AND YORK TOWNSHIPS, MEDINA COUNTY, OHIO
06-0887	RESOLUTION TO IMPROVE SMITH ROAD (C.H. 4) FROM AVON LAKE ROAD (S.R. 83) TO COLUMBIA ROAD (C.H. 24) IN LAFAYETTE, YORK, LITCHFIELD, AND CHATHAM TOWNSHIPS, MEDINA COUNTY, OHIO
06-0888	RESOLUTION TO IMPROVE LAKE ROAD (C.H. 19) FROM CHIPPEWA ROAD (C.H. 50) TO WEDGEWOOD ROAD (S.R. 162) IN LAFAYETTE TOWNSHIP, MEDINA COUNTY, OHIO

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- 06-0889 RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION
- 06-0890 RESOLUTION AMENDING THE 2006 APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS
- 06-0891 EXPENDITURE ADJUSTMENTS FOR VARIOUS FUNDS
- 06-0892 TRANSFER OF COUNTY GENERAL FUNDS TO THE COUNTY DIVERSION PROGRAM
- 06-0893 CASH TRANSFER TO THE CRIPPLED CHILDREN'S HEALTH FUND
- 06-0894 AUTHORIZING CASH TRANSFER FOR THE COUNTY HOME LEVY FUND
- 06-0895 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE COUNTY GENERAL FUND (0010) TO THE PUBLIC ASSISTANCE FUND (0120) FOR THE NON-ALLOCATED PORTION OF CHILD WELFARE EXPENDITURES
- 06-0896 AUTHORIZING THE PURCHASE OF 7,400 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER
- 06-0897 SUPPORTING THE SUBMISSION OF AN FY06 SPECIALIZED TRANSPORTATION PROGRAM APPLICATION FOR CAPITAL ASSISTANCE
- 06-0898 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS
- 06-0899 RESOLUTION AMENDING THE TABLE OF ORGANIZATION FOR MANAGEMENT STAFF REPORTING TO THE MEDINA COUNTY COMMISSIONERS AND THE FINANCE DEPARTMENT TABLE OF ORGANIZATION
- 06-0900 RESOLUTION RELEASING AN EXISTING SANITARY SEWER EASEMENT DOC#20040R035939
- 06-0901 AUTHORIZING THE SANITARY ENGINEER TO OBTAIN EASEMENTS FOR VARIOUS WATER LINE IMPROVEMENT PROJECTS
- 06-0902 RESOLUTION AMENDING THE PREVENTION, RETENTION AND CONTINGENCY PLAN (PRC) FOR MEDINA COUNTY JOB AND FAMILY SERVICES
- 06-0903 RESOLUTION APPOINTING A REPRESENTATIVE FOR THE VILLAGES TO THE MEDINA COUNTY PLANNING COMMISSION
- 06-0904 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

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All deliberations concerning official business and formal actions by this Board of Commissioners were conducted in an open public meeting this twenty-fifth day of September, 2006.

Respectfully submitted,

Pam Vereb, Clerk

COMMISSIONERS _____
Stephen D. Hambley

OF _____
Sharon A. Ray

MEDINA COUNTY _____
Patricia G. Geissman