

## COMMISSIONERS MEETING – TUESDAY, SEPTEMBER 6, 2005

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

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

There were no minutes for approval.

Doug King, Administrative Assistant in the County Engineer's Office, presented resolutions approving final plats for Valley Estates Subdivision Phase IV and River Walk Subdivision, and approving the annual assessments and establishing a public watercourse for Valley Estates Subdivision Phase IV. Mr. Hambley moved to approve the 3 resolutions; Seconded by Ms. Ray. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list.

Chris Jakab, Finance Director, presented and reviewed resolutions amending the appropriations resolution, various fund transfers, approval of agreements for service coordination and intake & referral services for the Family First Council Help Me Grow Program, purchasing fuel for the Engineering Center from Ports Petroleum, and the weekly bills in the amount of \$643,465.87. The agreements for the Help Me Grow Program are for FY06, which began July 1, with Catholic Charities and Community Action. The cost for fuel is \$10,000 over the average cost of fuel for the year. It was difficult getting bidders for delivery and there was one bid received. Mr. Hambley moved to approve the 7 resolutions and payment of the bills; Seconded by Ms. Ray. There was no discussion. Roll Call showed all Commissioners voting AYE.

Gary Berkowitz, Human Resources Director, presented and reviewed the personnel resolution. Mr. Hambley moved to approve the personnel changes; Seconded by Ms. Ray. There was no discussion. Roll Call showed all Commissioners voting AYE.

John Stricker, County Administrator, had no resolutions.

Jim Troike, Assistant Sanitary Engineer, presented a resolution certifying the unpaid sewer bills for 2005. Mr. Hambley moved to approve the certification; Seconded by Ms. Ray. There was no discussion. Roll Call showed all Commissioners voting AYE.

Jim presented 2 resolutions to obtain easements. The first resolution accepts easements for the Chatham Phase 2 waterline and the second accepts easements for various private sanitary sewers. Mr. Hambley moved to approve the 2 resolutions; Seconded by Ms. Ray. There was no discussion. Roll Call showed all Commissioners voting AYE.

The Clerk read the resolution to allow expenses of county officials. Mr. Hambley moved to allow the expenses; Seconded by Ms. Ray. 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.

Mrs. Geissman noted that there will be an Executive Session to discuss pending litigation, followed by the discussion session, and then another Executive Session to discuss personnel/discipline/appointment.

Mr. Hambley moved to recess into Executive Session for pending litigation and later for personnel/discipline/appointment; Seconded by Ms. Ray. There was no discussion. Roll Call showed all Commissioners voting AYE.

The meeting recessed at 9:40 a.m. and reconvened at 10:25 a.m. for the discussion session.

## COMMISSIONERS MEETING – TUESDAY, SEPTEMBER 6, 2005

There was a review of a resolution permitting the Board to apply for grants on behalf of Lafayette and York Townships for the installation of active warning devices at grade (railroad) crossings. Last year's 2 resolutions were needed and were being combined into one resolution for this year. The section relative to the Angels on Track Foundation was not included in this draft. Bill Thorne, Assistant Prosecutor, agreed to have the resolution re-drafted for next week.

The review of the annexation petition of 177.1326 acres from Wadsworth Township to the City of Wadsworth, which was remanded to the Board by the court, was postponed. There was a brief review by Bill of petitions by owners within the 177.1326 acres that had been presented to the Clerk prior to the discussion session. Bill stated that the petitions cannot be considered in the review because all of the evidence was completed during the Board's hearings. The Clerk was instructed to keep the petitions on file and that they are not to be included for the review of the remanded annexation petition.

Ms. Ray stated that the Child Support Enforcement Agency (CSEA) received the #1 rating from the State for agencies of their size. This is the second year in a row they have received this. Last year the agency received incentive monies for the rating. Mike Pataky, CSEA Director, would like to have a pizza party for the employees, and she asked if it is possible to pay for this using Commissioners' funds.

Mrs. Geissman noted that Mead Wilkins, Job & Family Services (JFS) Director, uses a donation fund for this type of event and feels the Board has been very strict with JFS about not using general funds for these.

Mr. Hambley noted that CSEA does not receive donations.

After a brief discussion, Commissioners agreed to each chip in for a pizza party for the CSEA employees.

Mrs. Geissman reported that the CCAO Board met during the OSU Extension conference and unanimously opposed the taber bill as proposed by Blackwell for the November 6, 2006 ballot. The proposed bill, which amends the constitution, includes a state spending cap of 3 ½% on expenditures from the previous year; any exception over the 3 ½% must go before the electorate for approval by the majority, the electorate is defined as all eligible to vote, which means every citizen over 18 regardless of voter registration that means it would be impossible to approve an exception; if more money is collected than anticipated from a levy the extra funds goes back to the voters; a 5% all inclusive LGF is developed in the constitution; there is a cap on local government expenditures and taxing abilities; and, taxpayers will be able to use the courts for a remedy if a local government doesn't live within those caps. The CCAO is considering forming committees in each county such as the LGF committees that were formed to make sure everyone understands the issues. She noted that Colorado has a taber bill and have found that it has affected them in various ways, including economic development because the bill is so strict. Colorado is considering putting the issue back on the ballot. There are 26 states that have "watered down" versions of a taber bill.

Mrs. Geissman stated that there is a dedication in September in which the CCAO will be using county flags from across the state. She will get the date for the dedication and make sure someone from Medina County is in attendance.

Gary Berkowitz stated that there is a State Personnel Board of Review (SPBR) hearing on Friday. The Prosecutor's Office has filed a motion to dismiss the case that involves a Transit employee that had been terminated and requested changing it to a resignation, which the Commissioners agreed to. At this time, however, the person has not withdrawn his appeal to the SPBR and the hearing is still on.

Gary also reported that a notice was received from the State Employees Relations Board (SERB) that Local 3 SEIU wants to open negotiations for the Maintenance Department and a

## COMMISSIONERS MEETING – TUESDAY, SEPTEMBER 6, 2005

unit of the Sanitary Engineer's Department. Our counsel has been contacted to determine the dates to start the negotiations. He has also contacted Chris Jakab that these will be taking place.

Gary also reported that sometime this week we should hear back from the fact-finders opinion on the negotiations with the correction officers.

Chris Jakab reported that he met with John Burke, Treasurer, and Mike Kovack, Auditor, separately to discuss proposed replacement of the tax software. The vendor has been contacted for projected time frames and he will work out a schedule with Treasurer and Auditor. There are 4 options with high prices to them for replacement. He will correspond with the Board as the meetings move forward. Through discussion, he noted that he met with them separately to gather information about the software and will meet with them together at a later time to discuss the replacement further.

There was a brief discussion regarding applications for appointment for the Workforce Board. Mrs. Geissman and Ms. Ray have each received one application, and there are 3 openings on the Board. Copies of the applications received will be made and distributed among the Commissioners.

At 10:40 a.m. Commissioners recessed into Executive Session to discussion personnel/discipline/appointment that was voted on earlier in the meeting.

Commissioners adjourned the meeting at 11:24 a.m.

### RESOLUTIONS PASSED:

- 05-0836            RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS
- 05-0837            RESOLUTION APPROVING THE FINAL PLAT FOR VALLEY ESTATES SUBDIVISION PHASE IV LOCATED IN LIVERPOOL TOWNSHIP, LOT 3, SECTION 12
- 05-0838            RESOLUTION APPROVING THE FINAL PLAT FOR THE RIVER WALK SUBDIVISION LOCATED IN LIVERPOOL TOWNSHIP, LOT 1, SECTION 18
- 05-0839            RESOLUTION APPROVING ANNUAL ASSESSMENT ON IMPROVEMENTS CONSTRUCTED...51.1112 ACRES IN LOT 3, SECTION 12 OF LIVERPOOL TOWNSHIP... VALLEY ESTATES SUBDIVISION PHASE IV AND ESTABLISHING THEREBY SAID IMPROVEMENTS AS A PUBLIC WATERCOURSE
- 05-0840            RESOLUTION AMENDING THE 2005 APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS
- 05-0841            RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILD SUPPORT ENFORCEMENT AGENCY FUND TO THE GENERAL FUND FOR DOMESTIC RELATIONS COURT SERVICES
- 05-0842            RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE GENERAL FUND AND CHILD SUPPORT ENFORCEMENT AGENCY FUND TO THE TITLE IV-D PROSECUTOR FUND FOR PROSECUTOR SERVICES
- 05-0843            RESOLUTION AUTHORIZING COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILD SUPPORT ENFORCEMENT AGENCY FUND FOR INDIRECT COST ALLOCATION

**COMMISSIONERS MEETING – TUESDAY, SEPTEMBER 6, 2005**

- 05-0844 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
- 05-0845 APPROVAL OF AGREEMENTS FOR SERVICE COORDINATION AND INTAKE & REFERRAL SERVICES FOR THE MEDINA COUNTY FAMILY FIRST COUNCI HELP ME GROW PROGRAM
- 05-0846 RESOLUTION AUTHORIZING THE PURCHASE OF 3,900 GALLONS OF PREMIUM UNLEADED AND 3,500 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER
- 05-0847 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS
- 05-0848 RESOLUTION APPROVING THE AMOUNT OF UNPAID UTILITY BILLS FOR THE MEDINA COUNTY SANITARY ENGINEER AND PROVIDING FOR THEIR CERTIFICATION IN ACCORDANCE WITH SECTION 6117.02 OF THE OHIO REVISED CODE
- 05-0849 AUTHORIZING THE SANITARY ENGINEER TO OBTAIN EASEMENTS FOR VARIOUS WATER IMPROVEMENT PROJECTS
- 05-0850 AUTHORIZING THE SANITARY ENGINEER TO OBTAIN EASEMENTS FOR VARIOUS SANITARY SEWER IMPROVEMENT PROJECTS
- 05-0851 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

**MEDINA COUNTY COMMISSIONERS:**

\_\_\_\_\_  
Patricia G. Geissman

\_\_\_\_\_  
Stephen D. Hambley

\_\_\_\_\_  
Sharon A. Ray

Respectfully submitted,

Pamela J. Terrill, Clerk