

COMMISSIONERS MEETING – TUESDAY, SEPTEMBER 3, 2002

Patricia G. Geissman called the meeting to order at 9:30 a.m. with Thomas R. Bahr and Stephen D. Hambley present.

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

At the beginning of the meeting the oral reading of the minutes of August 26 was dispensed with. Each Commissioner has read them personally. Mr. Bahr moved to approve the minutes with one correction. Seconded by Mr. Hambley. There was discussion. Roll Call showed all Commissioners voting AYE.

Doug King, Administrative Assistant in the County Engineer's Office, presented a resolution approving the final plat for the Laurel Crossing Subdivision Phase II in Lafayette Township, and 2 resolutions requesting that ODOT determine a safe speed limit on C.H. 31, Vandemark Road and C.H. 18, Blake Road. Mr. Bahr moved to approve the 3 resolutions. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list.

Chris Jakab, Finance Director, presented and reviewed 12 resolutions involving amending the annual appropriations by transferring and increasing appropriations, approving agreements for service coordination and intake & referral services for the Family First Council Help Me Grow program, authorizing the Auditor to charge a convenience fee for the acceptance of payments for dog licenses over the Internet, approving a renewal lease agreement with Carnegie Management and Development Corporation for office space for the Clerk of Courts Medina Auto Title Office, revenue adjustments for Family First Council Help Me Grow Fund, various transfers of funds, and the weekly bills in the amount of \$656,500.35. The agreements for the Help Me Grow Program are with MRDD, Community Action, Catholic Charities and the Health District from July 1, 2002 through June 30, 2003. The Auditor has requested a \$1.00 transaction fee for each dog license sold over the Internet. The renewal lease for the Medina Auto Title Office is for one year, from October 1, 2002 through September 30, 2003. Kathy Fortney, Clerk of Courts, has been working with the Bureau of Motor Vehicles and State Patrol License Division on finding new office space suitable for the three agencies to share for less cost. Mr. Bahr moved to approve the 12 resolutions. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

John Stricker, County Administrator, presented and reviewed the personnel resolution. Mr. Bahr moved to approve the personnel changes. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken Hotz, Sanitary Engineer, presented a resolution authorizing change order #2 for the Spieth Road Water Pump Station Project, Contract "C" with Lake Erie Electric. This is for additional electrical items the City of Medina requested on their stations. The Commissioners need to approve the change order because the county entered the agreement for the project. The City will pay the cost of the change order. Mr. Bahr moved to approve the change order. Seconded by Mr. Hambley.

Through questioning by Mr. Bahr, Ken stated that there were \$20,000 in change orders for adding items. Overall they are ready to final out. One issue is being worked out with the general contractor. Most of the change orders were not the county's responsibility.

There was no further discussion.

Roll Call on the motion and second to approve the change order showed all Commissioners voting AYE.

Ken presented a resolution approving the amount of unpaid utility bills for the Sanitary Engineer and providing for their certification. The amount being certified is \$356,704.18. The certification will allow for the collection to start in January. Last year the certification was for 2.64% of the total billing. This year the certification is 2.60%. There are a few unpaid bills in the Strongsville area and those will be given to their County Auditor for collection. Mr. Bahr

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moved to approve the amount and to provide for certification. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken presented a resolution authorizing the purchase of a new 924G-wheel loader for the Central Processing Facility (CPF) through State Purchasing. Part of the expansion project was a new transfer floor. The loader is needed to load the transfer trailers. The new scale has been installed and should be functional in the next week. Mr. Bahr moved to approve the purchase. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Dr. Ross Santamaria, Diversion & Forensic Services, stated that his malpractice is in place at a good price, which also covers the Commissioners. The cheaper rate is because they only deal with psych groups. One of his licenses, which expires September 30, has been renewed to be affective upon expiration of the original. Before getting a license, a psychologist at Catholic Charities was supervised by Ross. He has been supervising this psychologist in specialized testing recently. He has had a good relationship with Catholic Charities. He also noted it has been working well having MCDAC in the same suite, as well as Cornerstone, but he's not sure how long Cornerstone will be staying. Fees are up mostly through new clients being seen. Testing for the Sheriff is down and it appears their employment situation has stabilized.

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

Commissioners recessed the meeting at 9:47 a.m. to move to the conference room.

At 9:50 a.m. Commissioners reconvened the meeting for the discussion session.

Mr. Hambley noted that the Commissioners designated the Soil & Water Conservation District to coordinate the stormwater phase 2 plan. A requirement is that the plan has to be submitted by February. The county's part of the cost for the plan is \$2,000. Dave Miller, County Engineer, sent over the contract for this. The whole process is placed upon the township trustees and county commissioners. By resolution the Board gave the responsibility for stormwater management to the County Engineer. If the County Engineer will not take the responsibility Commissioners would have to have the Sanitary Engineer involved. The \$2,000 payment is basically a down payment on an unfunded mandate. The plan has to be done and it has to include looking at what the additional costs will be by the time everything is implemented in 2007. John Lund, Mr. Bahr's Planning Commission alternate, has been involved as a consultant for communities developing these plans and he has met with Chris Hartman of the Soil & Water Conservation District. Mr. Lund is impressed with Medina County's approach and believes the county is being cost effective. We will not have the costs that some of the neighboring counties will have because we've already been doing the job in terms of construction site run off control and other mandatory control measures. We also have the mapping ability. In the long run it won't cost us as much, but it is going to cost us something. Through questioning by Mr. Bahr, Ken Hotz and Mrs. Geissman, he stated that the County Engineer's Office is going to be involved in this and the Commissioners are footing the bill. The other communities involved are also contributing their share. Essentially the contract is by the County Engineer and he's giving the bill to the Commissioners. The County Engineer doesn't have any stormwater fees that he can attach and there is no plan for discussion of forming a stormwater utility like the City of Medina. He would hesitate to support that kind of incentive unless it is absolutely necessary. He requested that Chris Jakab be given direction to transfer funds to the County Engineer for this.

Mr. Bahr stated he has no problem with this.

Mr. Hambley stated that because this is an unfunded mandate Commissioners will need to make decisions within the next year on where the money is going to come from and the next control measures. There is a requirement to have a specific funding program as part of the plan.

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There was a discussion about the EPA mandate and their ability to impose a \$10,000 a day penalty if this is not done because we would be discharging without a permit. They can also go back in years if there was not compliance before the mandated plan. The EPA went back 8 years on a community in South Carolina that didn't comply.

Mr. Hambley also noted that the rules aren't fixed as to the Phase 2 requirements and there are only going to be 2 EPA individuals revising possibly 500 plans from throughout the State. They are going to expect us to start implementing the plan before they approve it and they'll let us know if we're meeting their requirements after their review.

Commissioners agreed to have Chris transfer money to the County Engineer.

Mr. Hambley stated that Dave Miller has been advised that ODOT is closing the S.R. 303 northbound ramp at I-71 for 3 months. A report from the Brunswick Fire Chief regarding concerns for safety was received and letters were sent to ODOT from the Brunswick City Manager, Brunswick Council, and the President of the Brunswick Area Chamber of Commerce. He recommended that the Board of Commissioners do a letter to ODOT objecting to this closing as well. All Commissioners agreed.

Mr. Hambley stated that Commissioners will be getting a copy of proposed bylaws for the County Home Advisory Council. The proposed bylaws are a redraft of MCDAC's bylaws. The Council will be meeting the last Wednesday of each month.

Mr. Hambley noted that a letter was received from Kathy Fortney, Clerk of Courts, regarding discontinuing dog license sales at the Auto Title branches.

Mr. Bahr stated that he met with Ms. Fortney about this. The workload has increased at the Title branches because people from other counties can get their titles taken care of at any title office instead of just within their own counties. Beginning October 1 the branches will no longer sell dog licenses. Notifications will be posted in their windows to let people know they can no longer purchase them at those locations and to give them the locations where dog licenses can be purchased in the area. After a brief discussion, it was agreed that the notification should include that dog licenses can also be purchased over the Internet.

Mr. Bahr noted that John Shultz, Dog Warden, had been in at the Animal Shelter. He is getting around a little and it will be December before he'll be back to work. The Shelter is doing well. There has been some changes in the SPCA Board and the Shelter is developing a line of communication with them. The employees have taken good care of the place and things have really turned around at the Shelter.

Mr. Bahr noted that a fax was received from U.S. Senator George Voinovich's Office supporting Governor Bob Taft's request for a disaster declaration for various counties, including Medina County, regarding agriculture. This is going forward and farmers will be able to get federal aid.

Mr. Bahr reported that the FSA Building is completed and is a fantastic building. They will be moving in September 16 and holding an open house in early October. The New Horizons building is coming along quickly and should be completed in 2-3 weeks.

There was a brief discussion regarding Chris Jakab's note about the Sheriff's nursing staff. Chris will take care of this matter.

The Clerk presented and reviewed 2 applications by employees for withdrawal of funds under the financial hardship provision of the County Deferred Compensation Plan. Both have been approved and recommended for partial distribution under the federal regulations by the CCAO Deferred Compensation Program representative. Mr. Hambley moved to approve both requests for partial distribution. Seconded by Mr. Bahr. There was no discussion. Roll Call showed all Commissioners voting AYE.

The Clerk reviewed information from Dan Hostettler, Director of the Convention & Visitor's Bureau, regarding upcoming vacancies on their Board of Trustees. Jeanette King is

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eligible and interested in serving a second term. Terri Jones has resigned and an appointment can be made for 1 year to complete her term or a new three year term can start with the appointment. Alice Krull has completed her second term and is not eligible for reappointment at this time. Mr. Hostettler has a list of possible appointees that are eligible and interested in serving on their Board of Trustees.

Mr. Bahr recommended Donne Geig's of Geig's Orchards and Patti Boyer of Boyert's Greenhouse. Commissioners agreed with this recommendation. The Clerk was directed to send committee applications to these individuals.

There was no further business before the Board for discussion.

At 10:10 a.m. Mr. Bahr moved to recess into Executive Session to discuss litigation. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

At 10:43 a.m. Mr. Bahr moved to adjourn the meeting. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

RESOLUTIONS PASSED:

02-0754 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

02-0755 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

02-0756 RESOLUTION APPROVING THE FINAL PLAT FOR THE LAUREL CROSSING SUBDIVISION PHASE II LOCATED IN LAFAYETTE TOWNSHIP, TRACT NO. 1, LARGE LOT 1, SMALL LOTS 16 AND 17

02-0757 RESOLUTION REQUESTING THE OHIO DEPARTMENT OF TRANSPORTATION TO DETERMINE AND DECLARE A REASONABLE AND SAFE PRIMA FACIE SPEED LIMIT ON C.H. 31, VANDEMARK ROAD, BETWEEN U.S. 224 AND STATE ROUTE 162, CHATHAM ROAD, IN MEDINA COUNTY, OHIO

02-0758 RESOLUTION REQUESTING THE OHIO DEPARTMENT OF TRANSPORTATION TO DETERMINE AND DECLARE A REASONABLE AND SAFE PRIMA FACIE SPEED LIMIT ON C.H. 118, BLAKE ROAD, BETWEEN C.H. 41, GUILFORD ROAD AND C.H. 105, YODER ROAD, IN MEDINA COUNTY, OHIO

02-0759 RESOLUTION AMENDING THE 2002 ANNUAL APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS

02-0760 RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION

02-0761 APPROVAL OF AGREEMENTS FOR SERVICE COORDINATION AND INTAKE & REFERRAL SERVICES FOR THE MEDINA COUNTY FAMILY FIRST COUNCIL HELP ME GROW PROGRAM

02-0762 RESOLUTION AUTHORIZING THE MEDINA COUNTY AUDITOR TO CHARGE A CONVENIENCE FEE FOR THE ACCEPTANCE OF PAYMENTS FOR DOG LICENSES OVER THE INTERNET

02-0763 RESOLUTION APPROVING A RENEWAL LEASE AGREEMENT WITH CARNEGIE MANAGEMENT AND DEVELOPMENT CORPORATION FOR OFFICE SPACE FOR THE CLERK OF COURTS MEDINA AUTO TITLE OFFICE

02-0764 REVENUE ADJUSTMENTS FOR FAMILY FIRST COUNCIL HELP ME GROW PROGRAM

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02-0765 CASH TRANSFERS FOR FAMILY FIRST COUNCIL FUNDS

02-0766 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILDREN SERVICES SCWS FUND (0050) TO THE PUBLIC ASSISTANCE FUND (0120) FOR SCPA ADMINISTRATION EXPENDITURES

02-0767 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILDREN SERVICES IV-E FUND (0050) TO THE PUBLIC ASSISTANCE FUND (0120) FOR CHILDREN SERVICES (IV-B) ADMINISTRATIVE EXPENDITURES

02-0768 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILDREN SERVICES IV-E FUND (0050) TO THE PUBLIC ASSISTANCE FUND (0120) FOR CHILDREN SERVICES (IVE) ADMINISTRATIVE EXPENDITURES

02-0769 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

02-0770 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

02-0771 RESOLUTION AUTHORIZING CHANGE ORDER #2 FOR THE SPEITH ROAD WATER PUMP STATION PROJECT CONTRACT "C" - LAKE ERIE ELECTRIC INC. MCSE #W500/00-5.1.53A

02-0772 RESOLUTION AUTHORIZING THE SANITARY ENGINEERING DEPARTMENT TO PURCHASE ONE (1) NEW 924G WHEEL LOADER FOR THE CENTRAL PROCESSING FACILITY THROUGH STATE PURCHASING

02-0773 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

MEDINA COUNTY COMMISSIONERS:

Patricia G. Geissman

Respectfully submitted,

Thomas R. Bahr

Pamela J. Terrill, Clerk

Stephen D. Hambley