

## COMMISSIONERS MEETING – MONDAY, SEPTEMBER 30, 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 September 23 was dispensed with. Each Commissioner has read them personally. Mr. Bahr moved to approve the minutes. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

The County Engineer had no items for today.

Chris Jakab, Finance Director, presented and reviewed 9 resolutions involving amending the annual appropriations, revenue adjustments, transfer of funds, accepting & awarding the bid for software, services and training for a Court Management Software System for the Domestic Relations Court, approving an optional second year for the county fleet vehicle repair and maintenance contracts, authorizing an agreement with Talx Corporation income verification for Job & Family Services, authorizing professional service agreements for caseload analysis for Job & Family Services in the amount of \$10,000, and the weekly bills in the amount of \$518,434.53.

Only one bid was received for the court management software system and it is being awarded to Maximus for \$29,540. The vehicle repair and maintenance contracts are being extended from October 25, 2002 through October 24, 2003. There had been some concern about the distance to Brunswick for the light vehicle repairs, but everything has been going well with that. A bill from the Sanitary Engineer's to Sykes Construction was presented to be added onto the weekly bills. This bill is for \$632,409.48 for the CPF construction project. Chris also noted that the vehicle auction was last week and \$29,493 was taken in and will go to the offices that the vehicles had been used by. Through questioning, he stated that some ran a little more than they thought, but the value of some Sheriff's vehicles were low because there had been problems with Crown Victoria's in the past.

Mr. Bahr moved to approve the 9 resolutions and addition of the Sanitary Engineer's bill to the bill pages. 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.

John presented a resolution amending the Table of Organization for Job & Family Services. This is to add an Administrative Assistant and Eligibility Specialist and to delete a Clerical Specialist and a Social Services Worker. This puts the employees into positions for better service to their clients. Mr. Bahr moved to approve the amendments. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE thereon.

John presented a resolution approving a right-of-way agreement with Gatherco Inc. This is for the property by the Animal Shelter and runs parallel with an easement with the gas company. Mr. Bahr moved to approve the agreement. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

John noted that the county will be compensated \$1.50 per foot for the right-of-way.

Ken Hotz, Sanitary Engineer, presented a resolution to authorize bidding for bulk chemicals for use at the wastewater treatment facilities for 2003. Mr. Bahr moved to approve the bid authorization. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Ken presented a resolution authorizing the release of the escrow account of Engineered Fluids Inc. for the Spieth Road Pump Station Project, Contract A. The project has been completed as well as the punch list items being taken care of. Mr. Bahr moved to approve the release of the escrow account. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

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Ken presented a resolution authorizing Change Order #1 for the Liverpool Wastewater Treatment Facility Upgrade Contract Z with U.S. Filter/Zimpro. This contract was for the regeneration of the carbon and pressure treatment of fluids at the Liverpool plant for \$7,730,000. The change order is for \$22,000 for replacing old steel piping that was not included in the bid. This will be their final change order. Mr. Bahr moved to approve the change order. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Mrs. Geissman presented a resolution designating legal holidays for 2003. Mr. Bahr moved to approve the designation of holidays. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

Commissioners reviewed a liquor permit notice for BP Products North America in Montville Township for C2 and C2X permits. No comments have been received in the office regarding this.

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 9:44 a.m. to move to the conference room.

Commissioners reconvened at 9:45 a.m. for the discussion session.

Mr. Bahr stated that he asked Chris Hartman, Soil & Water Conservation District, to attend the meeting to discuss some stormwater violations.

Chris noted that they issue the permits for erosion and sediment control for major subdivision and there is one developer that is ignoring the plan for the last 5 weeks. These are stormwater management violations and at this time he requests that Commissioners contact the Prosecutor's Office to initiate action.

Mr. Bahr believes the developer is doing his own site preparation work in order to save money and it is a lack of knowledge in this area. However, an official legal notification needs to be made about the violations.

Chris presented information on the history of the inspections made. Through questioning, he stated that the property is in Wadsworth Township. The owner has started preparing the site by stripping topsoil, rough-grading a road right-of-way, there are cut & fill areas, and road ditches are roughed in. The sediment controls are supposed to be in 7 days after starting the project. The violations that need taken care of are the installation of sediment traps, installation of rock check dams in road ditches and diversion of water to the sediment traps. These items were noted in 2 inspections reports and there has been no attempt to take care of any of these items. If the developer worked on the violations they could be taken care of in 2 days.

Through questioning, Bill Thorne, Assistant Prosecutor, stated that a resolution is required to authorize the Prosecutor's Office to initiate action. There has only been one time in the past that this was done.

There was a brief discussion about the time it will take to go through the legal system. The developer will be notified that the Commissioners have approved legal action. If necessary a temporary restraining order could be imposed to stop further work until the violations are taken care of. Any legal action will take time. Commissioners expressed concern about waiting until next week for the preparation of a resolution. It was noted that a resolution can be prepared as today's action based on the Commissioners' motion in this matter.

Mr. Bahr moved to approve authorization of the Prosecutor's Office to proceed with legal action in the case of 3 stormwater management violations involve this subdivision. Seconded by

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Mr. Hambley. There was no further discussion. Roll Call showed all Commissioners voting AYE.

Mr. Hambley stated that the fear is that more cases like this will happen with the depressed economy and people trying to skirt the codes. He noted that next year there will be even stricter regulations involving stormwater management.

Mr. Bahr reminded everyone that there is a Zoning Inspectors Assistance Workshop on October 4 by the Planning Department.

Mr. Hambley added that it should be a good session, however, he will be attending the Natural Resources Assistance Council meeting where the Plum Creek Park addition will be voted on. He noted that Planning had a well-attended workshop on Thursday and had a good presentation.

Mr. Bahr and Mr. Hambley agreed that there has been very good feedback about the Planning Department.

Ken stated that a report was received on an annual test done at the Hinckley plant where microscopic organisms are put into the water. After 48 hours and 96 hours they were still alive in the affluent. There were 8-10% that died in the river and the river is being cleaned up.

John Stricker reminded everyone that the ribbon cutting for the Agricultural Service Center is at 1:00 this Wednesday.

There was no further business before the Board for discussion.

Mr. Bahr moved to adjourn the meeting at 9:55 a.m. Seconded by Mr. Hambley. There was no discussion. Roll Call showed all Commissioners voting AYE.

**RESOLUTIONS PASSED:**

02-0844 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

02-0845 RESOLUTION AMENDING THE 2002 ANNUAL APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS

02-0846 RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION

02-0847 REVENUE ADJUSTMENT FOR WORKFORCE DEVELOPMENT FUND

02-0848 RESOLUTION AUTHORIZING COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILD SUPPORT ENFORCEMENT FUND TO THE PROSECUTOR TITLE IV-D FUND

02-0849 RESOLUTION ACCEPTING AND AWARDING THE BID FOR PROCUREMENT OF SOFTWARE, IMPLEMENTATION SERVICES, AND TRAINING FOR A COURT MANAGEMENT SOFTWARE SYSTEM FOR THE MEDINA COUNTY DOMESTIC RELATIONS COURT

02-0850 RESOLUTION APPROVING AN OPTIONAL SECOND YEAR FOR MEDINA COUNTY FLEET VEHICLE REPAIR & MAINTENANCE CONTRACTS

02-0851 RESOLUTION AUTHORIZING AGREEMENT WITH TALX CORPORATION FOR THE DEPARTMENT OF JOB AND FAMILY SERVICES

02-0852 RESOLUTION AUTHORIZING PROFESSIONAL SERVICE AGREEMENTS FOR CASELOAD ANALYSIS FOR MEDINA COUNTY JOB AND FAMILY SERVICES

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02-0853 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

02-0854 RESOLUTION AMENDING TABLE OF ORGANIZATION FOR MEDINA COUNTY JOB & FAMILY SERVICES

02-0855 RESOLUTION APPROVIONG A RIGHT-OF-WAY AGREEMENT WITH GATHERCO, INC.

02-0856 RESOLUTION AUTHORIZING THE SANITARY ENGINEERING DEPARTMENT TO BID BULK CHEMICALS FOR THEIR WASTEWATER TREATMENT FACILITIES

02-0857 RESOLUTION AUTHORIZING THE COUNTY SANITARY ENGINEER TO RELEASE THE ESCROW ACCOUNT OF ENGINEERED FLUIDS INC. FOR THE SPIETH ROAD PUMP STATION PROJECT CONTRACT "A" MCSE#W-500/00-5.1.53A

02-0858 RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR THE LIVERPOOL WASTEWATER TREATMENT FACILITY UPGRADE CONTRACT "Z"-U.S. FILTER/ZIMPRO MCSE#500/00-1.3

02-0859 RESOLUTION DESIGNATING LEGAL HOLIDAYS FOR 2003

02-0860 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

02-0861 RESOLUTION AUTHORIZING THE PROSECUTOR'S OFFICE TO PROCEED WITH ENFORCEMENT OF THE RULES AND REGULATIONS OF THE MEDINA COUNTY STORMWATER MANAGEMENT PLAN

MEDINA COUNTY COMMISSIONERS:

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Patricia G. Geissman

Respectfully submitted,

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Thomas R. Bahr

Pamela J. Terrill, Clerk

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Stephen D. Hambley