

COMMISSIONERS' MEETING, MONDAY, APRIL 21, 2008

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.

The oral reading of the minutes of the Commissioners' meeting of April 14, 2008 was dispensed with as each Commissioner had read them personally. Mr. Hambley moved to approve the Commissioners' meeting minutes; the motion was seconded Ms. Ray. 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) determining the necessity to close Chippewa Road (C.H. 50) between Lafayette Road (U.S. 42) and Friendsville Road (C.H. 35); (2) determining the necessity to close Chippewa Road (C.H. 50) between Avon Lake Road (S.R. 83) and Vandemark Rod (C.H. 31); and, (3) determining the necessity to close Grange Road (C.H. 21) between Lake Forest Trail Road (T.H. 846) and Bagdad Road (T.H. 170). Mr. Hambley moved to approve the three resolutions; Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list for permits issued April 10 through April 16, 2008.

Scott Miller, Finance Director, presented and reviewed the following resolutions: (1) amending the Annual Appropriation Resolution; (2) amending the 2008 Appropriations Resolution by transferring appropriations; (3) revenue adjustments for various funds; (4) expenditure adjustments for various funds; (5) cash transfers for various funds; (6) cash transfer to the Crippled Children's Health Fund; (7) authorizing the County Auditor to transfer funds from the General Fund and the Child Support Enforcement Agency Fund for Title IV-D domestic relations court magistrate and prosecutor's services; (8) transfer of county general funds to the County Diversion Program; (9) authorizing the purchase of 7,800 gallons of regular unleaded gasoline for the Engineering Center; and (10) authorization allowing for the purchase of services and supplies through a reverse auction. Mr. Miller requested payment of the weekly bills in the amount of \$1,115,086.07. Mr. Hambley moved to approve the ten resolutions and payment of the weekly bills; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed all Commissioners voting AYE.

Gary Berkowitz, Human Resources Director, presented and reviewed the resolution approving personnel changes for the employees under the jurisdiction of the Medina County Commissioners. Mr. Hambley moved to approve the resolution; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed all commissioners voting AYE.

Mr. Berkowitz presented and reviewed the resolution approving the removal of County Home Hospital Aide Rhonda Shaw. Mr. Hambley moved to approve the resolution; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed all commissioners voting AYE.

Chris Jakab, County Administrator, presented and reviewed the following resolutions: (1) accepting and awarding bids for Litchfield Township sidewalk replacement; (2) accepting and awarding bids for Clerk of Courts debt collection services; and (3) approving a sub-lease agreement for office space at the Medina County Workforce Development Office with Tri-County Business Services, Inc. for Manpower International Inc. Mr. Hambley moved to approve the three resolutions; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed all commissioners voting AYE.

Jim Troike, Sanitary Engineer, presented and reviewed the following resolutions: (1) declaring the necessity of constructing the Westfield water treatment plant improvements in Westfield Village and in Westfield Township approving the detailed plans and specifications for the village water treatment plan

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improvements and associated water lines and authorizing the Sanitary Engineer to commence advertising for construction bids, and (2) accepting bids for the purchase of vehicles to be utilized by the Medina County Sanitary Engineering Department Water Division and the Medina County Safety Division. Mr. Hambley moved to approve the two resolutions; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed all commissioners voting AYE.

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Charles Huber, Building Official, reported the following:

Estimated Constructions Costs:	<u>March 2008</u>	<u>March 2007</u>	
Residential	\$6,571,494	\$19,081,187	-65.56%
Commercial	\$2,438,550	\$ 5,326,500	-54.22%
Single Family Starts	36	74	
Total Revenue	\$55,917.56	\$88,356.49	-36.71%
	<u>March 2008</u>	<u>March 2007</u>	
Revenue:	<u>YTD</u>	<u>YTD</u>	
Residential	\$ 94,800.02	\$122,379.02	-22.54%
Commercial	\$ 52,486.47	\$ 77,308.24	-32.11%
Total	\$174,678.64	\$224,749.66	-22.28%

The top two areas having the most residential permits issues in March 2008 were Montville and Brunswick Hills. The Village of Lodi and the City of Wadsworth each had three commercial permits issued in March 2008.

Mr. Huber reported that the Building Department was self-sufficient in 2007, with a positive balance of \$6,137.80. This continues the trend of several years.

Last month, the Medina County Building Department completed its annual reports to the Ohio Board of Building Standards, including the activity of the Medina County Board of Building Appeals, the yearly operational report for non-residential/commercial business, and a new required report on one-, two-, and three-family dwelling projects. Mr. Huber also provided copies of the State of Ohio's amendment of the Residential Code of Ohio (RCO) that regulates one-, two-, and three-family residential construction. On January 1, 2008, the RCO amended the National Electric Code (NEC) and the International Energy Conservation Code (IECC). The State of Ohio, with the support of Governor Strickland's Executive Order signed March 31, 2008, reversed the amendment. The older editions of the NEC and IECC are being applied to drawings submitted to building departments on and after March 31. The Governor and the Director of Ohio Department of Commerce Kimberly Zurz are working with the Ohio Board of Building Standards, the Residential Construction Advisory Committee, and the Ohio Homebuilders Association to study options and present a new proposal by October 1, coming into law by January 1, 2009. Information has been posted on the Medina County Building Department's website.

Mr. Huber presented a resolution proclaiming May 5-11, 2008, as Building Safety Week and this year's theme for the celebration is "Building Safety: Where You Live, Work and Play". Mr. Hambley moved to approve the resolution. Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Ms. Ray noted that she received a letter from a regional construction company and two excellent customer satisfaction surveys. The letter thanked the Building Department staff for the job they do and for helpful in guiding people through the system.

Mrs. Geissman read a notice from the Ohio Division of Liquor Control regarding a new liquor license to WalMart Stores East LP, DBA Store 1894 located at 4141 Pearl Road, Medina Township, Medina, Ohio. Officers and directors requested C1 (beer only in original sealed container for carryout only) and C2 (wine and certain prepackaged mixed drinks in sealed containers for carryout) permit classes. There were no comments.

The Assistant Clerk read the resolution to allow the expenses of county officials and the resolution to allow expenses for the County Engineer's Office. Mr. Hambley moved to approve the

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resolution; Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Mrs. Geissman presented a resolution appointing Tim Smith to serve as an alternate representative for the City of Brunswick to the Medina County Planning Commission with his term expiring December 31, 2009. Mr. Hambley moved to approve the resolution; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed all Commissioners voting AYE.

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

Mrs. Geissman noted that a review of an Expedited 2 Annexation for 9.1043 acres from Westfield Township to the Village of Gloria Glens was scheduled for 9:55 a.m.

There being no further business, the meeting recessed at 9:53 a.m.

Expedited 2 Annexation Review

At 9:55 a.m., Mrs. Geissman opened the review for the Expedited 2 annexation for 9.1043 Acres in Westfield Township to the Village of Gloria Glens.

Mr. Pat Kennedy, Village of Gloria Glens Council member, was sworn in. He stated that the parties had worked on this annexation for approximately one year. He stated that most people didn't know that Westfield Township actually supplied water to the middle of Beachside Boulevard in the Village of Gloria Glens. The Parks District purchased land and now owns beachfront also. The Village of Gloria Glens wants to zone and regulate the area. There will be no change of land usage and will still be designated as park. They have a contract with the Sheriff's Office for police protection.

Mrs. Geissman asked Bill Thorne if it was necessary for the agent to be present. Mr. Thorne stated that it wasn't necessary for the agent to be in attendance.

Steve Hambley read all of the conditions that had to be met as follows:

- The petition meets all the requirements set forth in, and was filed in the manner provided in ORC 709.021
- The persons who signed the petition are owners of property located in the territory proposed to be annexed, and they constitute all owners in the territory
- The territory proposed to be annexed does not exceed 500 acres
- The territory proposed to be annexed shares a contiguous boundary with the municipality for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed
- The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed to be annexed.
- The municipality has agreed to provide the territory proposed to be annexed the services specified in the municipal services statement.
- If a street or highway will be divided or segmented by the boundary line between the municipality and township as to create a road maintenance problem, the municipality has agreed as a condition of annexation to assume maintenance of that street or highway or to otherwise correct the problem.

Assistant Clerk Peggy Folk attested that the annexation met all of the requirements.

Mr. Hambley moved that the annexation be approved; the motion was seconded by Ms. Ray. There was no further discussion or comments. Roll call showed all commissioners voting AYE.

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The annexation review adjourned at 10:04.

Discussion Session

• Oaks Family Care Center

The discussed session began at 10:05 in the Commissioners' Conference Room. Mrs. Geissman introduced Betty Barlow and Rebecca Rak of the Oaks Family Care Center. Ms. Barlow noted that the Oaks was established in 1997, with programs starting in 1998. Originally, 145 clients were served by two part-time employees. The past year, 2,361 clients were served with over 10,000 contacts (due to those clients being served on an ongoing basis). People from Lodi came to the Brunswick Center so they decided to take their services to Lodi. Family First was the funding source for Lodi and a grant was written to bring other community resources together. Three times, funding has been lost but they were able to stay in Lodi because they used volunteers and the facility wasn't large. They are now renting a larger building with Family Resource. Because of some other issues, Oaks is named as the renter.

Rebecca Rak, Director of Lodi Services for Oaks Family Care Center, said that the first center could only accommodate 20 students; the current center accommodates 90 students. The rent for the smaller facility was \$200 a month (the cost of insurance and utilities); the current rent is \$2,300 a month (rental, utilities, maintenance, and insurance). In December, Vince DeGeorge notified them that there would probably be a 25% cut so another staff wasn't hired; the Advisory Board decided that they would merge the services into one and work from the larger facility. Then the first of January, they were notified there was no money. The facility is in a low-income area and churches aren't able to contribute much money. The Pregnancy Center with the Health Department and WIC maintains part of the building; therefore, half of the funds have been raised. However, \$1,650 and staff still needs to be paid.

Some of the service agencies operating from the building include Help Me Grow, Odella (the on-line school), Catholic Charities' Nurturing Parents, Medina Hospital, Westfield School tutoring program, one church operates a pre-school play day, five churches operate after-school programs, and the Parent Project for the Juvenile Court. On Friday nights, churches take turns operating a teen café. There are other services needed that would be beneficial to the community such as ultrasound, healing groups, and legal clinics (for custody issues). Ms. Barlow noted that there is a 17% single-parenting rate in Lodi (the State's is 10%). Statistics show that when the father is not in the home, the number of children involved in Juvenile Court escalates into the 90% range. It's taken some clients six years to trust the Health Department because it's part of government and there's mistrust.

Ms. Rak also noted that approximately 1800 meals were provided last year in the summer meals program. Many children who are provided free lunches during the school year go hungry when school isn't in session.

A ten-year lease was signed for the building; the lease is renewed every two years. However, services can't be rendered with a facility. It's been rumored that there is a school will be built in Lodi on the main campus. If that happens, the older schools will then become available. However, that won't happen for quite a few years. The Village of Lodi is in the process of presenting a resolution of support for a Center of Excellence for drug, alcohol and violence prevention. Lodi has looked at Oak's financial needs, but it doesn't appear they're able to help. She is volunteering her time to work with them to prepare them to make grant applications (put processed into place). It's important to continue services as it will be difficult for citizens using the facility to trust again if the facility closes now.

The landlord is aware of their monetary issues. Mrs. Geissman stated that the rent seems high for the Lodi area. Ms. Rak said this is a very large space and allows them to also use the basement to store material goods. The space is twice as large and much nicer than buildings investigated on the square.

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The commissioners agreed to examine the issue more closely. Both Ms. Ray and Mrs. Geissman felt that the Village of Lodi should "step up".

- Storm Water Management Program (SWMP) Audit

Mike Salay reported that they received notification from the EPA that they will be conducting an audit of the SWMP on May 12 and 13, 2008. Other agencies will need to be involved and they've been notified. There is nothing needed from the Commissioners at this time.

- West Smith Road Reconstruction Project

Mr. Hambley stated that the City of Medina held a public involvement meeting on April 16 regarding the reconstruction project on West Smith Road (Lake Road to State Road). There's not a lot of cost difference between the alternatives. Phase one would be from State Road to the railroad tracks; phase two is from the railroad tracks to Lake Road. If both phases are done at the same time, funding would be needed and it would take three to four months. County department heads should work to divert some of their traffic. About 35% of the traffic is heavy truck traffic.

- Senate Bill 289

Mr. Hambley reported on Senate Bill 289 sponsored by Senator Spada. The bill creates a new cabinet level, Ohio Department of Veterans Affairs. It would assume the responsibilities of the existing Governor's Office of Veterans Affairs and incorporates the Ohio Veterans' Home and the Ohio War Orphans Scholarship into the new department. The bill also gives the Ohio Department of Veterans Affairs increased oversight responsibilities concerning the 88 county veterans service commissioners. Mr. Hambley noted that there is fear that county money will be tapped into and what happens to carry-over balances. It could be another "robbing Peter to pay Paul" approaches that the state has taken previously. Mr. Hambley will speak with the local board to learn of their concerns.

Mrs. Geissman stated they were told at CCAO that counties didn't need to worry about local government funds this year.

- 11th Annual Regional Pet Adopt-A-Thon

Ms. Ray reminded that the 11th Annual Regional Pet Adopt-a-Thon will be held May 3 from 10:00 AM to 3:00 PM. Nancy Girton has worked very hard on this big event.

- Courthouse Project

Ms. Ray reported that she and Chris continued to meet with Medina City Council administration to talk about the courthouse project. There are several difference ideas and Medina is dedicated to having it remain on the square if at all possible. The parking situation must be resolved. They will be meeting again on Wednesday.

Mr. Hambley noted that there was an interesting Letter to the Editor from the former development person for Medina regarding the courthouse project. Ms. Ray stated that Medina understands that the county reached out many months ago to resolve this issue. The county is committed to insure adequate parking and the city must be just as committed to provide that to give the county an alternative; reception has been good.

- CCAO

Mrs. Geissman reported that Governor Strickland came to the CCAO meeting last Friday and was "selling" them on his plans. Some things were met enthusiastically; others were not. Not much was said about the tobacco grant funds; however, other county commissioners aren't as involved in tobacco cessation programs. Mrs. Geissman said that when she spoke before the Senate last year, she was the only commissioner there. Medina County is unique in the programs they have.

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- Meal Reimbursement Policy

Scott Miller stated that the county is currently not in compliance with codes regarding meal reimbursements. One item is that meal reimbursements are made only when there is an overnight stay. He recommended that the county's current policy be changed to be in compliance. Mrs. Geissman asked what would happen when a meal is included as part of a meeting. Mr. Miller stated that will remain.

- Sheriff Overtime

Ms. Ray said that the Sheriff is closely monitoring overtime expenses and they were doing well until there were two SWAT team calls.

- Movie Release

Mr. Jakab reported that he received correspondence from a group making a film. They used the county courthouse in one of its shots and they asked the county to sign off to allow them to use an exterior view. The movie will be shown in churches and sold at Christian bookstores. The prosecutors had no problem with signing the release and the commissioners had no objections.

- Government Finance Officers Association (GFOA) Seminar

This Friday, the Government Finance Officers Association (GFOA) is having a seminar in Cuyahoga Falls. Squires, Sanders and Dempsey has asked Chris Jakab to participate in a panel discussion regarding the intergovernmental cooperation in financing and constructing capital facilities. Specifically, Mr. Jakab will talk about the school sales tax issue and provide information about the legal and fiscal aspects. The commissioners had no objection to his attending and presenting at that meeting.

- Wireless 911 Fee

There is a sunset clause for the wireless 911. The fee (32¢ per month per line) is due to expire. A bill is being introduced that would allow it to continue until the end of 2012. Representative Batchelder's name is not on the list of co-sponsors. Ms. Ray volunteered to contact him for his support of the bill.

- CompManagement Health Systems, Inc.

Mike Stadtmiller and Nick Principe of CompManagement Health Systems, Inc. reviewed the 2007 annual report of workers' compensation claim activity. Their main objective is to coordinate care for injured workers and ensure that injured workers return to work as quickly as possible. After a review of the report, the commissioners were presented with Workers' Compensation Certificate of Excellence in recognition of effective return-to-work management. The degree of disability management exceeded the statewide average of all other employers in the State of Ohio. Gary Berkowitz and Holly Muren were recognized for their outstanding cooperation and coordination. When lost days are reduced, better premiums are obtained.

There being no further business, the meeting recessed at 11:28 a.m.

RESOLUTIONS PASSED 4/21/08

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<u>Number</u>	<u>Resolution Title</u>
08-0317	RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS
08-0318	RESOLUTION PROCLAIMING MAY 5-11,2008 AS BUILDING SAFETY WEEK AND THIS YEAR'S THEME FOR THE CELEBRATION IS BUILDING SAFETY WHERE YOU LIVE WORK AND PLAY
08-0319	RESOLUTION DETERMING THE NECESSITY TO CLOSE CHIPPEWA ROAD (C.H.50) BETWEEN LAFAYETTE ROAD (U.S.42) AND FRIENDSVILLE ROAD (C.H.35)
08-0320	RESOLUTION DETERMING THE NECESSITY TO CLOSE CHIPPEWA ROAD (C.H. 50) BETWEEN AVON LAKE ROAD (S.R. 83) AND VANDEMARK ROAD (C.H. 31)
08-0321	RESOLUTION DETERMING THE NECESSITY TO CLOSE GRANGER ROAD (C.H. 21) BETWEEN LAKE FOREST TRAIL ROAD (T.H. 846) AND BAGDAD ROAD (T.H. 170)
08-0322	RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION
08-0323	RESOLUTION AMENDING THE 2008 APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS
08-0324	REVENUE ADJUSTMENTS FOR VARIOUS FUNDS
08-0325	EXPENDITURE ADJUSTMENTS FOR VARIOUS FUNDS
08-0326	CASH TRANSFERS FOR VARIOUS FUNDS
08-0327	CASH TRANSFERS TO THE CRIPPLED CHILDREN'S HEALTH FUND
08-0328	AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE GENERAL FUND AND THE CHILD SUPPORT ENFORCEMENT AGENCY FUND FOR TITLE IV-D DOMESTIC RELATIONS COURT MAGISTRATE AND PROSECUTOR'S SERVICES
08-0329	TRANSFER OF COUNTY GENERAL FUNDS TO THE COUNTY DIVERSIONPROGRAM
08-0330	AUTHORIZING THE PURCHASE OF 7,800 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER
08-0331	AUTHORIZATION ALLOWING FOR THE PURCHASE OF SERVICES AND SUPPLIES THROUGH A REVERSE AUCTION
08-0332	RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS
08-0333	RESOLUTION APPROVING THE REMOVAL OF COUNTY HOME HOSPITAL AIDE RHONDA SHAW
08-0334	ACCEPTING AND AWARING BIDS FOR LITCHFIELD TOWNSHIP SIDEWALK REPLACEMENT
08-0335	ACCEPTING AND AWARING BIDS FOR CLERK OF COURTS DEBT COLLECTION SERVICES
08-0336	APPROVING A SUB-LEASE AGREEMENT FOR OFFICE SPACE AT THE MEDINA COUNTY WORKFORCE DEVELOPMENT OFFICE WITH TRI-COUNTY BUSINESS SERVICES INC FOR MANPOWER INTERNATIONAL INC
08-0337	A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING THE WESTFIELD WATER TREATMENT PLANT IMPROVEMENTS IN WESTFIELD VILLAGE AND IN WESTFIELD TOWNSHIP APPROVING THE DETAILED PLANS AND SPECIFICATIONS FOR THE VILLAGE WATER TREATMENT PLANT IMPROVEMENTS & ASSOCI
08-0338	RESOLUTION ACCEPTING BIDS FOR THE PRUCHASE OF CEHICLES TO BE UTILIZED BY THE MEDINA COUNTY SANITARY ENGINEERING DEPARTMENT WATER DIVISION AND THE MEDINA COUNTY SAFETY DIVISION

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08-0339 RESOLUTION THE ALLOW EXPENSES OF COUNTY OFFICIALS

08-0340 RESOLUTION APPOINTING AN ALTERNATE REPRESENTATIVE FOR THE CITY OF BRUNSWICK TO
THE MEDINA COUNTY PLANNING COMMISSION

08-0341 RESOLUTION TO ALLOW EXPENSES OF THE COUNTY ENGINEER

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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-first day of April, 2008.

Respectfully submitted,

COMMISSIONERS

Patricia G. Geissman

Peggy Folk, Assistant Clerk

OF

Stephen D. Hambley

MEDINA COUNTY

Sharon A. Ray