

COMMISSIONERS MEETING, MONDAY, APRIL 7, 2008

Patricia G. Geissman called the meeting to order at 8:34 a.m. with Stephen D. Hambley and Sharon A. Ray present. Mrs. Geissman said there was an Executive Session requested for the purpose of discussing personnel/labor negotiations. Mr. Hambley moved to allow the Executive Session and Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

The Commissioners recessed the meeting at 9:25 a.m.

Mrs. called the regular meeting at 9:31 a.m. with Mr. Hambley and Ms. Ray present.

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

The oral reading of the minutes of the Commissioners' meeting on March 31, 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.

Mike Salay had nothing to present.

Scott Miller, Finance Director, presented and reviewed the following resolutions: (1) authorizing the transfer of funds from various County department accounts to the Medina County Print Shop revenue line item; (2) authorizing the purchase of 7,500 gallons of regular unleaded gasoline for the Engineering Center from Ports Petroleum at the lowest bid price of \$2.70 per gallon; (3) authorizing the submission of Community Corrections Act grant applications to the Ohio Department of Rehabilitation and Correction for Medina County Adult Probation and the Medina Municipal Court Probation Department; and, (4) declaring Medina County property as excess property to be discarded. Mr. Miller requested payment of the weekly bills in the amount of \$3,079,065.38. He explained that this amount included the disbursement of the first quarter sales tax to the school districts in the amount of \$2,504,453.93. Mr. Hambley moved to approve the four Finance 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 a 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 a resolution approving the rate changes for the employees of the Medina County Maintenance Department through their collective bargaining agreement and another one approving the rate changes for the employees in the Sanitary Engineer's Department through their collective bargaining agreement. Mr. Hambley moved to approve both resolution and Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Chris Jakab, County Administrator, had nothing to present.

Jim Troike, Sanitary Engineer, presented a resolution authorizing the final adjusting Change Order No. 1 for the Plum Creek Parkway Waterline Project and pressure reducing vault

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in Stony Hill Road for a decreased amount of \$11,320.31. He presented another resolution accepting and awarding the proposal for the collection, transportation, recycling and/or disposal of unwanted/unusable paint products and other miscellaneous household hazardous waste. The bid was awarded to Veolia Environmental Services Technical Solutions, LLC. Mr. Hambley moved to approve both resolutions and Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Lynn Remington, County Home Superintendent, reported that they have 53 residents living at the Home and three individuals attending the Adult Day Care Program. The residents are enjoying the new whirlpool very much. The current project has been upgrading the gas lines. They are seeking volunteers to do painting. They have been making repairs to the vent pipe, gutters and downspouts due to snow and ice damage over the winter. The tile wall was repaired in the tub room. Training has been in first aid, CPR blood borne pathogens, defensive driving, and proper lifting. She and Mona Allison attended the Ohio County Home Association meeting at the Salt Fork Lodge recently. Recent activities have been early bird breakfast outings, Tai Chi, bowling, coffee and tea time, accordion and harmonica music sessions, Sunshine Band, reading group, Mexican Train, stretch time, and Riley pet visit. They have a new mascot that is a “pocket” puppy and it is “cuter than cute”. His name is Bandit and he belongs to the activity director. They also had an employee bring in a Nintendo Wii game and the residents loved to play it. The Friends of the County Home offered to purchase one for the Home. They have had many donation and student volunteers. Fifty-two individuals volunteered 273 hours last month. Many people have been visiting and playing with remote control airplanes and car. She invited people to come to the Home to play.

Dr. Ross Santamaria, Diversion & Forensic Services Director, presented written reports for the months of September, October, November, and December 2007. He reviewed the December 2007 year-end report as follows:

New Diversion Cases	13
Open Diversion Cases	105
Closed Diversion Cases	165

Closed Diversion Cases

Court of Jurisdiction:

Medina County Court of Common Pleas	24
Medina Municipal Court	100
Brunswick Mayor’ Court	7
Wadsworth Municipal Court	<u>34</u>
	165

They have closed 37 forensic cases and the breakdown of the referring agency is as follows:

Brunswick Hills Police	1
Doylestown Police	1
Medina County Sheriff’s Office	22
Medina Municipal Court	4
North Ridgeville Police	3
Rittman Police	3

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Wadsworth Municipal Court	1
Wayne County Sheriff's Office	<u>2</u>
	37

Additionally, they have 47 closed Employee Assistance Programs; 17 cases remain open. They are not adding any new cases because the County is using the new Impact Employee Assistance Program & Work/Life Program that is serving the County employees very well.

Mrs. Geissman presented a resolution reappointing Richard M. Monroe as a representative for the townships to the Transportation Improvement District (TID) with his term expiring on December 31, 2009. Mr. Hambley moved to approve the resolution; seconded by Ms. Ray. There was no further discussion. Roll call showed all Commissioners voting AYE.

Mrs. Geissman presented a resolution approving the amended bylaws for the Medina County Advisory Council on Aging. Mr. Hambley moved to approve the resolution and Ms. Ray seconded the motion. Mr. Hambley said the Advisory Council approved the amendments two weeks ago. There was no further discussion. Roll call showed all Commissioners voting AYE.

Mrs. Geissman presented a resolution proclaiming April 2008 as "Keep Ohio Beautiful Month". Mr. Hambley moved to approve the resolution. Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Mrs. Geissman presented a resolution proclaiming April 13-19, 2008 as "American Home Week". Mr. Hambley moved to approve the resolution. Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Mrs. Geissman presented a resolution commending 33 young men and women on graduating from Junior Leadership Medina County, Class of 2008 and they were:

Aimee Arida	Tyler Jack	Jonathan Pope
Alyson Brine	Shannon Kilkenny	Renee Pawelec
Calla Caudill	Kady Konrad	Brian Raftry
Anne Druesedow	Joe Macisco	Catie Risko
Joshua Fabri	Marissa Martin	Ashley Robinson
Amanda Farnsworth	Jake Muniak	Gus Sevastos
Erin Gale	Rob Neu	Kelly Stegmaier
Logan Gresock	Sean O'Connor	Adriana Tescut
Joe Griffith	Allison Pallija	Megan Werner
Nate Grills	Emilia Plevris	Lauren Zacharias
Kayla Hale	Lynn Plummer	Aubree Ziegler

The Clerk read the resolution to allow the expenses of County officials and another resolution to allow the expenses of the County Engineer. Mr. Hambley moved to approve the expense resolution and Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

The meeting was opened for public comment.

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Dan Ramsire, Guilford Road, Guilford Township, stated that in 2006 Guilford Township faced an annexation by the City of Rittman and the Medina County Board of Commissioners disagreed with that attempt and turned it down. In 2006, the nearly same annexation was filed again as an Expedited Type 2 and it was approved. A citizens' referendum was initiated by Rittman citizens and the annexation was turned down by a large majority of voters. It appears that the 15.5631 acres listed on the tax map is listed in the City of Rittman and it should never have been added to the City of Rittman. The Auditor's Office does not know how to alleviate this problem so he asked the Commissioners for their assistance. The tax money that was collected for Rittman is either in escrow or was sent to Rittman.

Mr. Hambley said he was going to discuss this matter during the discussion session this morning, but he would address it at this time. He told his colleagues that he heard about this problem from a phone call last Thursday from Guilford Township Trustee Glenn Sheller. He talked to the Auditor's Office and County Engineer Mike Salay (who oversees the Tax Map Office) to verify the situation. Assistant County Prosecutor Bill Thorne was the person handling the annexation for the Prosecutor's Office and he was on vacation last week so he has left a message for him. The annexation was recorded and when the annexation failed, no action was taken, and taxes were collected. If there is no other agreement between the communities regarding distribution on the inside millage, the tax is split between the township and the city. There was not much money involved in the distribution of the taxes on 15.5631 acres. They will check with the Prosecutor's Office this week on the status of what action needs to be taken. He said Mr. Salay told him he would check with his departments to see what they could do regarding the modification of the tax map portion to deal with the Records Office to make sure everything is proper with the legal description and that it is not included as part of Rittman City.

Mr. Ramsire said the annexation should have been negated as soon as the referendum passed. Mr. Hambley said he was not sure if that would have been the process. Joan Heller, Deputy Auditor, said the Auditor's Office is not the key person in the annexation process; it is the Tax Maps Office under the Highway Engineer and the Commissioners Office. The Auditor's Office does the tax distribution when it is filed through their office. Mr. Hambley said that since it was expedited with a referendum, there is a different process involved. Mrs. Heller said she has called the Prosecutor's Office because there has never been a referendum such as this to go by. Mr. Hambley said the expedited process went around the normal checks and balances of a normal annexation. Mr. Ramsire said if they had gotten a memo or document from the City of Rittman proclaiming that there was a referendum in process, which would have stopped the process. Mr. Hambley said it seems that Rittman decided not to file notice to anyone. At this point, they will work with the Prosecutor's Office and if they needed to take action, they would take action.

Mr. Ramsire thanked them for their assistance with their situation. He said it was a bad annexation idea for property located by the national veterans' cemetery. Mr. Hambley said the Commissioners were very concerned with that annexation. When the State changed the annexation law, the checks and balances were missing in the expedited process. Mrs. Geissman added that they would do whatever is necessary to straighten this out.

Stan Scheetz, Stanley Scheetz Co., LPA, 225 East Liberty Street, Medina, commended the Commissioners for their participation in the zoning workshop series they are sponsoring in conjunction with the Ohio State University Extension Service. He thinks it is a great idea and he

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is hopeful that many trustees and planners attend because there is a need for this type of training. There are many people serving on those boards with good intentions but no background information.

Mr. Scheetz said he has been involved in the controversial development in Westfield Township. Now, it has expanded from the Kratzer property to almost 15-18 other owners and encompasses 240 acres. They are also proposing development in Guilford Township (on Greenwich Road across from Ohio Wholesale) adjacent to the Village of Seville for a potential industrial park that would require sewer and water. Officials will be holding a joint meeting to discuss it soon. He has recently met with the Mayor of Westfield regarding land adjacent to the Westfield Country Club that extends to the truck stop area. There is no sewer and water available and they are discussing alternatives. He said his goal is to always work with the primary jurisdiction first and give them every opportunity to find a way to make things work. He is charged with the responsibility of selecting jurisdictions and that is the process he has been doing over the past three months. If they don't see movement in a direction that makes sense, then he will be involved in some of the Expedited Type 2 Annexations that they are discussing. He pointed out that the investment involved in these projects would be an investment of \$150-\$200 million in the 250-300 acres. That would be an increase in the tax base of 20-30% for the Cloverleaf School District. He wanted the Commissioners to know what is going on and to understand how important it is to Medina County. He said the "line works both ways" and to call him if they have any specific questions. He expressed frustration with having to file and re-file amendments. Mrs. Geissman thanked him for his comments.

There were no further comments.

Mrs. Geissman said that there was a Public Hearing at 10:30 a.m. to discuss improvements at the intersection of Marks and Spieth Roads and an Executive Session requested for 10:45 to discuss personnel/compensation. Mr. Hambley moved to allow the Executive Session and Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

The meeting recessed at 10:08 a.m.

Discussion Session

The meeting reconvened at 10:09 a.m. for the Discussion Session in the Commissioners' Conference Room.

Ms. Ray said she met with Carole Kowell, District Library Director, and she had received her final copy of the Medina City Courthouse Project. The company will make a presentation to the City of Medina tonight. Mr. Jakab said architect Bob Arnold had a copy of the draft proposal and asked him to provide an analysis. He is meeting with him this afternoon.

Ms. Ray said the Animal Shelter is adopting some new policies and procedures and she will provide copies for their input and future discussion.

Mrs. Geissman presented two checks for \$4,000 each from the proceeds of the 2008 Commissioners' Charity Ball to Mr. Hambley to give to his two chosen charities, Medina County Community Fund and Oaks Family Care Center's Endowment Fund. Ms. Ray received checks

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for \$4,000 each for her charities, United Way and YWCA's Free Mammogram Program. Mrs. Geissman's two \$4,000 checks were for the Hospice of Medina County and the Kidney Foundation.

Assistant Prosecuting Attorney Bill Thorne arrived after the regular meeting where the annexation was discussed. He told the Commissioners that no date was provided for filing the referendum and he would need to confirm that. Mr. Hambley asked if that would have been filed with the Wayne County Board of Elections. Mr. Thorne said yes and the annexation was opposed by a large margin. They had 30 days (after Council accepts the annexation) to file a referendum and they allegedly did that, which means the City of Rittman should not have brought it to the County to be filed. Mr. Hambley said it is not right that the citizens' group is expected to prove everything that they did all along. They know that there was an election. Mr. Thorne said the referendum would not have been valid if they had missed the timeline. They are contending it was valid and all he needs are the dates confirmed. Deputy Auditor Joan Heller asked where they would get the dates. Mr. Thorne said the city could tell them the date when they accepted the annexation and the Board of Elections could tell them the date of filing the referendum petition. Mr. Hambley asked Mrs. Heller if the County could take care of this matter for the citizens and she said yes.

The meeting recessed at 10:18 and the Public Hearing was held at 10:32 a.m.

On a motion by Mr. Hambley and a second by Ms. Ray, the meeting was adjourned at 11:10 a.m.

At 9:55 a.m., Mr. Hambley moved to adjourn the meeting and Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

RESOLUTIONS PASSED 4/7/08

Number	Resolution Title
08-0216	RESOLUTION PROCLAIMING APRIL 13-19 2008 AS AMERICAN HOME WEEK
08-0217	RESOLUTION PROCLAIMING APRIL 2008 AS KEEP OHIO BEAUTIFUL MONTH
08-0218	RESOLUTION COMMENDING AIMEE ARIDA ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
08-0219	RESOLUTION COMMENDING ALYSON BRINE ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
08-0220	RESOLUTION COMMENDING CALLA CAUDILL ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
08-0221	RESOLUTION COMMENDING ANNE DRUESEDOW ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008

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- 08-0222 RESOLUTION COMMENDING JOSHUA FABRI ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0223 RESOLUTION COMMENDING AMANDA FARNSWORTH ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0224 RESOLUTION COMMENDING ERIN GALE ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0225 RESOLUTION COMMENDING LOGAN GRESOCK ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0226 RESOLUTION COMMENDING JOE GRIFFITH ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0227 RESOLUTION COMMENDING NATE GRILLS ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0228 RESOLUTION COMMENDING KAYLA HALE ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0229 RESOLUTION COMMENDING TYLER JACK ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0230 RESOLUTION COMMENDING SHANNON KILKENNY ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0231 RESOLUTION COMMENDING KADY KONRAD ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0232 RESOLUTION COMMENDING JOE MACISCO ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0233 RESOLUTION COMMENDING MARISSA MARTIN ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0235 RESOLUTION COMMENDING ROB NEU ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0236 RESOLUTION COMMENDING SEAN O'CONNOR ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0237 RESOLUTION COMMENDING ALLISON PALLIJA ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008

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- 08-0238 RESOLUTION COMMENDING EMILIA PLEVRIS ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0239 RESOLUTION COMMENDING LYNN PLUMMER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0240 RESOLUTION COMMENDING JONATHAN POPE ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0241 RESOLUTION COMMENDING RENEE PAWELEC ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0242 RESOLUTION COMMENDING BRIAN RAFTRY ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0243 RESOLUTION COMMENDING CATIE RISKO ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0244 RESOLUTION COMMENDING ASHLEY ROBINSON ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0245 RESOLUTION COMMENDING GUS SEVASTOS ON GRADUATING FROM JUNIOR LEADERSHIP
- 08-0246 RESOLUTION COMMENDING KELLY STEGMAIER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0247 RESOLUTION COMMENDING ADRIANA TESCUT ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0248 RESOLUTION COMMENDING MEGAN WERNER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0249 RESOLUTION COMMENDING LAUREN ZACHARIAS ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0250 RESOLUTION COMMENDING AUBREE ZIEGLER ON GRADUATING FROM JUNIOR LEADERSHIP MEDINA COUNTY CLASS OF 2008
- 08-0251 RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS
- 08-0252 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE MEDINA COUNTY PRINT SHOP REVENUE LINE ITEM

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- 08-0253 AUTHORIZING THE PURCHASE OF 7,500 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER
- 08-0254 AUTHORIZING THE SUBMISSION OF COMMUNITY CORRECTIONS ACT GRANT APPLICATIONS TO THE OHIO DEPARTMENT OF REHABILITATION AND CORRECTION
- 08-0255 RESOLUTION DECLARING MEDINA COUNTY PROPERTY AS EXCESS PROPERTY
- 08-0256 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS
- 08-0257 RESOLUTION APPROVING RATE CHANGES FOR THE EMPLOYEES OF THE MEDINA COUNTY MAINTENANCE DEPARTMENT THROUGH THEIR COLLECTIVE BARGAINING AGREEMENT
- 08-0258 RESOLUTION APPROVING PERSONNEL CHANGES FOR EMPLOYEES OF THE SANITARY ENGINEERS DEPARTMENT
- 08-0259 RESOLUTION AUTHORIZING THE FINAL ADJUSTING CHANGE ORDER NO.1 FOR THE PLUM CREEK PARKWAY WATERLINE PROJECT AND PRESSURE REDUCING VAULT IN STONY HILL RD MCSE#-W-500/00-5.1.62
- 08-0260 RESOLUTION ACCEPTING AND AWARDDING THE PROSOSAL FOR THE COLLECTION TRANSPORTATION RECYCLING AND OR DISPOSAL OF UNWANTED UNUSABLE PAINT PRODUCTS AND OTHER MISCELLANEOUS HOUSEHOLD HAZARDOUS WASTE
- 08-0261 RESOLUTION APPOINTING A REPRESENTATIVE FOR THE TOWNSHIPS TO THE TRANSPORTATION IMPROVEMENT DISTRICT (TID)
- 08-0262 APPROVING AMENDED BYLAWS FOR THE MEDINA COUNTY ADVISORY COUNCIL ON AGING
- 08-0263 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS
- 08-0264 RESOLUTION TO ALLOW EXPENSES OF THE COUNTY ENGINEER

All deliberations concerning official business and formal actions by this Board of Commissioners were conducted in an open public meeting this seventh day of April, 2008.

Respectfully submitted,

COMMISSIONERS _____
Patricia G. Geissman

OF _____

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Pam Vereb, Clerk

Stephen D. Hambley

MEDINA COUNTY

Sharon A. Ray