

COMMISSIONERS MEETING, MONDAY, AUGUST 13, 2007

Sharon A. Ray called the meeting to order at 9:32 a.m. with Patricia G. Geissman and Stephen D. Hambley present.

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

The oral reading of the minutes of the Commissioners' regular meeting on August 6 and the August 6 public hearing were dispensed with as each Commissioner had read them personally. Ms. Ray requested that they table the August 6 regular meeting minutes and the request was granted. Mrs. Geissman moved to approve the August 6 public hearing minutes, seconded Mr. Hambley. 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 River Styx Road (C.H. 49) between Fixler Road (C.H. 75) and Poe Road (T.H. 71) for bridge repair; and, (2) approving the use of the Subdivision Drainage Repair Fund for repair work in the Vineyard Subdivision Phase 1 in Brunswick Hills Township. Mrs. Geissman moved to approve both resolutions and Mr. Hambley seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Commissioners reviewed the weekly permits list for permits issued August 2-8, 2007.

Scott Miller, Finance Director, presented and reviewed the following Finance Department resolutions: (1) amending the 2007 appropriations resolution by transferring appropriations; (2) expenditure adjustments for various funds; (3) transferring funds from various Sanitary Engineering funds to the County General Fund; (4) transferring funds from the General Fund and the Child Support Enforcement Agency Fund for Title IV-D Domestic Relations Court magistrate services and prosecutor's services; (5) purchasing 6,650 gallons of regular unleaded gasoline for the Engineering Center; (6) approval of an agreement with Catholic Charities for service coordinators, a family support specialist, and intake referral services for the Medina County Family First Council; and, (7) declaring Medina County property as excess property to be discarded or sold on the internet auction. Mr. Miller requested payment of the weekly bills in the amount of \$939,406.71. Mrs. Geissman moved to approve the seven finance resolutions and payment of the weekly bills; the motion was seconded by Mr. Hambley. 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. Mrs. Geissman moved to approve the resolution; the motion was seconded by Mr. Hambley. There was no discussion. Roll call showed all commissioners voting AYE.

Jim Troike, Sanitary Engineer, presented and reviewed the following resolutions: (1) authorizing the replacement of sanitary sewers along rear property lines between Hathaway and Gaylan Drives in the City of Brunswick; and, (2) authorizing the Village of Chippewa Lake to award the contract for the replacement of sanitary sewers on Circle Crest and Lake Street to Elite Excavating Company of Ohio, Inc., Mansfield, Ohio, in the amount of \$128,432. Mrs. Geissman moved to approve both resolutions. Mr. Hambley seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Mr. Troike said he had discussed with the Commissioners, in the past, about their concern with the trommel screen needing replaced at the Central Processing Facility. The trommel is huge, about as large as a semi-truck and eight feet in diameter. Norton Environmental and the fabricator replaced it over the weekend so it was in place for trash this morning.

Debra Radecky, Director of the Office for Older Adults, reviewed some of the activities that the senior citizens are being offered for the remainder of this month and the beginning of September:

August 14 – CVS guided tour and prescription filling information

COMMISSIONERS MEETING, MONDAY, AUGUST 13, 2007

August 15 – homemade soap craft project, Community Day
August 17 – ambulance presentation
August 20 – cholesterol screening
August 21 – NOACA Transit meeting for seniors and disabled
Sheila Klimas tortilla dishes
August 22 – Bingo
August 25 – Treasurer John Burke presentation on Indians
August 29 – Bingo and movie “The Queen”
August 31 – Western & Southern Financial Group finance presentation

In September, they will be having a car repair clinic, ice cream social, and a trip to Hartville. They started planning their fall festival to be held Friday, October 5. Twenty senior citizens (ages 90 through 97) attended the 90th birthday party they held at the Senior Center. They also had a couple that was celebrating their 75th wedding anniversary. For July, they had 111 supportive units, 31 Alzheimer visits, 1,295 congregate meals, 5,187 home delivered meals, and 1,687 transit trips.

Mike Pataky, Child Support Enforcement Agency Director, reported that last month they came in second in the state for “freeze and seize” of bank accounts of people in arrears. They issued 19 directives to various bank accounts within Ohio and across the United States. Of those 19, they received 15 garnishments of bank accounts for child support totaling over \$11,000. Success depends upon banks’ and institutions’ cooperation and good timing. Mr. Pataky said they will be going through the process of having the agency’s ten-year-old carpeting replaced section-by-section over the next six to eight weeks.

Ms. Ray presented a resolution to approve a petition for annexation of 1.5 acres of land from Wadsworth Township to the City of Wadsworth. The property is located on Hartman Road, the owners are Timothy and Kimberlee McQueen, and Mr. McQueen is the agent. She said this was an Expedited Type 1 Annexation, where all parties (township, municipality, and agent for the petitioner) agreed to it, so the Commissioners received it for review purposes only and a vote. She reviewed the criteria with Clerk Pam Vereb who attested that it met all the requirements as follows:

1. Meets the requirements of ORC 709.02 & 709.021 as follows:
 - a. territory proposed to be annexed is contiguous to the municipality;
 - b. petition contains the signature of all property owners within the territory to be annexed;
 - c. no signature was obtained more than 180 days before the date of filing;
 - d. an accurate legal description of perimeter of the territory to be annexed and accurate map/plat were filed;
 - e. an agent was named in the petition; and,
 - f. a list of adjacent tracts, lots or parcels, including names and addresses of owners was submitted.

2. Meets the requirements of ORC 709.022 as follows:
 - a. petition accompanied by annexation agreement or Cooperative Economic Development Agreement (CEDA); and,
 - b. owners waive the right to appeal any action by the Board in law or in equity.

Ms. Ray said the Commissioners have no obligation to ask for public comment on the annexation, but she asked for any comments from the audience. There were no comments. Mrs. Geissman moved to approve the resolution and Mr. Hambley seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

The meeting was opened for public comment and no one wished to speak at this time.

COMMISSIONERS MEETING, MONDAY, AUGUST 13, 2007

The Clerk read the resolution to allow the expenses of county officials. Mrs. Geissman moved to approve the resolution and Mr. Hambley seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

The meeting recessed at 9:45 a.m. for the commissioners to move to the Conference Room for the Discussion Session at 9:51 a.m.

Discussion Session

Mrs. Geissman discussed the \$35,000 Medina County Drug Abuse Commission (MCDAC) grant request from the Medina City Police Department that was tabled on May 29, 2007. She said the MCDAC guidelines (that have been in place for 20 years) needed to be reviewed and perhaps they are no longer serving what the community would like to have. She will meet with the MCDAC Executive Director Brian Nowak and some of the police departments to determine what they are hearing from residents. Then they would come back to the full Board with some recommendations. She recommended that they award \$25,000 (keeping out the \$10,000 “buy money”) to the Medina City Police Department. This would be on a one-time basis until they can review the guidelines and determine what they will be doing regarding equipment and the type of work that will be done through these funds. She asked the other Commissioners if they would support that and asked if they had any questions. Ms. Ray asked for Medina City Police Chief Dennis Hanwell and Mr. Nowak’s opinions.

Chief Hanwell said he would prefer \$25,000 more than a zero amount and stated the reasons why he feels the Medina City Police Department should receive the MCDAC grant. A letter had been provided from Prosecutor Holman stating that the equipment could be purchased. Chief Hanwell contends that equipment is a line item in the Drug Task Force budget that has been approved by MCDAC year after year. The MCDAC Board has been approving and the Commissioners are funding Medway for both Brunswick and Wadsworth Cities. There is no accountability of funds, whether they are for “buy money”, equipment, personnel, etc. Commissioners were provided with a breakdown of the Medina Police Department’s cases and operations. Operating costs (such as Drug Abuse Resistance Education (D.A.R.E.) Officers and Sheriff’s Resource Officers (SRO) that the City of Medina has funded for the past 12 years) of other agencies are getting MCDAC grant funds for those purposes. Medina City alone is contributing over \$200,000 in local revenue to the MCDAC fund. If nobody was getting equipment and “buy money”, he could accept the grant denial, but as the scenario is, with other agencies, there is really no idea where the grant dollars are going and even if they stay in Medina County.

Mrs. Geissman said these are some of the reasons they need to see what has transpired over the years from when the guidelines were first started 20 years ago and how they have broken away from those guidelines. Mr. Hambley added that the situation with Medway pre-exists them as Commissioners and has been that way since the beginning of the grant. In the past, there had been a strained relationship between Wadsworth Medway and the Drug Task Force that is now working in a more positive way. He agrees with Mrs. Geissman that it is time to review those guidelines. They need to keep the law enforcement component up-to-date to convince the voters that this is a good program. They need to keep re-evaluating it to see if the best use of the money needs to be redistributed more locally and what would benefit the most people. He said he is in support of Mrs. Geissman’s proposal, recognizing that the Medina City Police Department could apply under the new guidelines next year. It is not really a “one time” grant, and Mrs. Geissman agreed. Mr. Hambley said when this issue came up, he was concerned with the number of police agencies that, likewise, would be applying for the funds. The guidelines need to take that into consideration.

Mr. Hambley pointed out that the original request was for \$35,000 that was taken equally from the Drug Task Force and the Sheriff’s Office. He asked if the plan was that the \$10,000 not granted to Medina City Police Department for “buy money” would go back to the DTF and Sheriff’s Office at \$5,000 each. Mrs. Geissman said that would be her recommendation, but it is MCDAC’s decision. Mr. Nowak said he would bring it up for discussion at the September MCDAC meeting.

COMMISSIONERS MEETING, MONDAY, AUGUST 13, 2007

Mr. Hambley recommended that the MCDAC board members be part of the MCDAC guidelines discussion. Mr. Nowak said the guidelines state that the routine purchase of equipment and hardware is prohibited so that raised an issue with him. There was the question of what was "routine" when Medina City was putting together their grant proposal. The 2002-2003 grant guidelines say the routine purchase of equipment and hardware is prohibited unless the purchase or acquisition is an incidental and necessary element of a project that had proven effectiveness. At some point, the last part was taken from the guidelines. He feels the guidelines need to be reviewed, reworked, rewritten, and discussed.

Mr. Hambley said the various communities and stakeholders are a part of MCDAC and we look to them to provide balance. The Council of Governments Operating Board can work with law enforcement to determine how to best distribute the benefits of that tax. The decision was made several years ago to go for a partial replacement with a reduction, rather than full replacement. If they knew they were going to "bump up" law enforcement, they could have argued the case to go for a full replacement. They have the tax that was passed by the people and they provide the service. They need to determine how to best use those dollars at all levels to support drug enforcement.

Chief Hanwell said the Sheriff's Office and Brunswick City are already receiving dollars. Medina City Police Department is not just drug enforcement. They are educating department managers and maintenance people to be their "eyes and ears". It is a broad scope, but they have intentionally chosen to seek other funding sources for those things that MCDAC is now funding for other agencies throughout the county. That is why they were surprised when their small grant request (that MCDAC agreed to) was not initially approved. They felt they were being held to a different standard than everybody else and that didn't seem fair. Mr. Hambley said his department is the first local department that MCDAC has ever funded. They fund multi-jurisdictional law enforcement, either Medway or the DTF. This changes the dynamics and purposes of using law enforcement dollars. He understands Chief Hanwell's perspective in terms of looking at Medina City's share. Hopefully, this is a way to move them in the direction so that they see more of the benefits of the tax levy because Medina City residents are paying the taxes also.

Ms. Ray said she was comfortable with a \$25,000 grant for the Medina City Police Department and also investigating what standards they would hold the Drug Task Force and Medway to, making sure they are utilizing the taxpayers' money in the most efficient way. She said they would have the resolution in the packet for a vote next week. Mrs. Geissman said the resolution was prepared and asked that it be presented today and all the Commissioners agreed.

Ms. Ray presented a resolution approving the Medina City Police Department's Medina County Drug Abuse Commission (MCDAC) grant funding for fiscal year 2007-2008. Mrs. Geissman moved to approve the resolution and Mr. Hambley seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Mr. Hambley said they would need the accompanying resolution regarding the balance (\$5,000 to the Sheriff's Department and \$5,000 to the Drug Task Force) next week.

Scott Miller, Finance Director, provided some tentative dates to the Commissioners to establish their availability for scheduling the post-audit meeting with the State Auditors. When they decide on a firm date, he will send letters to the other elected officials.

Ms. Ray reported that she spoke with John Fitzpatrick from the Farm Bureau and he said their public policy committee would like to start a standing monthly breakfast meeting to discuss policy issues and the Commissioners are invited. The first scheduled meeting is at 8:00 a.m. on Friday, September 21, at Bakers Square.

Ms. Ray said she has been working with Matt Kaplan from Senator Sherrod Brown's Office to set up a roundtable discussion with the Commissioners at 3:30 p.m. on Thursday,

COMMISSIONERS MEETING, MONDAY, AUGUST 13, 2007

August 23, in the Administration Building's Balcony Room A. The press and public will be invited.

Ms. Ray said she and County Administrator Chris Jakab attended the Public Records Law Seminar that was held on Wednesday, August 8. Mr. Jakab has drafted a revised policy with H.B. 9's mandates that go into effect the end of September. Ms. Ray said she would like to set up a public hearing to review the policy and invite the press to prevent any misunderstandings that could arise when it goes into effect. The other Commissioners agreed to the public hearing. Ms. Ray said she feels it is very important for them to embrace this and show that they are working hard to comply with it. Some other counties have had extremely bad experiences and she wants to be sure Medina County is on the "front line" working with members of the press to let them know any information they need would be made available. Mr. Jakab and Human Resources Director Gary Berkowitz will be holding department head training soon and there is also mandatory elected official training. The information has not been released from Attorney General Marc Dann's office yet to let them know what is going to qualify as training.

Ms. Ray said Commissioners received letters from the OSU Extension Office asking for an additional \$1,000 contribution per county to cover a major shortfall in their program. The Commissioners agreed to discuss the request next week.

Ms. Ray said she had a question about the August 6 Commissioners' meeting minutes. They transferred \$125 from her travel account and \$125 from Mr. Hambley's travel account into Mrs. Geissman's travel account, but the minutes said Mrs. Geissman did not want the transfers. Mrs. Geissman said she asked Mr. Miller not to make the transfers because that did not resolve the issue. Ms. Ray pointed out that they voted yes for the transfers so they would need to make the adjustments next week.

At 10:07 a.m., Mrs. Geissman moved to adjourn the meeting and Mr. Hambley seconded the motion. There was no discussion. Roll call showed both Commissioners voting AYE.

RESOLUTIONS PASSED 8/13/07

<u>Number</u>	<u>Resolution Title</u>
07-799	RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS
07-800	RESOLUTION DETERMINING THE NECESSITY TO CLOSE RIVER STYX ROAD (C.H.49) BETWEEN FIXLER ROAD (C.H. 75) AND POE ROAD (T.H. 71)
07-801	RESOLUTION APPROVING USE OF SUBDIVISION DRAINAGE MAINTENANCE FUND FOR REPAIR WORK IN THE VINEYARD SUBDIVISION PHASE 1 IN BRUNSWICK HILLS TOWNSHIP, MEDINA COUNTY, OHIO
07-802	RESOLUTION AMENDING THE 2007 APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS
07-803	EXPENDITURE ADJUSTMENTS FOR VARIOUS FUNDS
07-804	RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS SANITARY ENGINEERING FUNDS TO THE COUNTY GENERAL FUNDS
07-805	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

COMMISSIONERS MEETING, MONDAY, AUGUST 13, 2007

SERVICES

- 07-806 AUTHORIZING THE PURCHASE OF 6,650 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER

- 07-807 APPROVAL OF AN AGREEMENT FOR SERVICE COORDINATORS, A FAMILY SUPPORT SPECIALIST, AND INTAKE AND REFERRAL SERVICES FOR THE MEDINA COUNTY FAMILY FIRST COUNCIL

- 07-808 RESOLUTION DECLARING MEDINA COUNTY PROPERTY AS EXCESS PROPERTY

- 07-809 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS

- 07-810 RESOLUTION AUTHORIZING THE REPLACEMENT OF SANITARY SEWERS ALONG REAR PROPERTY LINES BETWEEN HATHAWAY AND GAYLAN DRIVES IN THE CITY OF BRUNSWICK, MCSE#500/100-5.1.1

- 07-811 RESOLUTION AUTHORIZING THE VILLAGE OF CHIPPEWA LAKE TO AWARD THE CONTRACT FOR THE REPLACEMENT OF SANITARY SEWERS ON CIRCLE CREST AND LAKE STREET IN THE VILLAGE OF CHIPPEWA LAKE, MCSE#SR-700/01-50.5

- 07-812 RESOLUTION APPROVING THE PETITION FOR ANNEXATION OF 1.5 ACRES OF LAND KNOWN AS BEING PART OF WADSWORTH TOWNSHIP TO THE CITY OF WADSWORTH, MEDINA COUNTY, OHIO

- 07-813 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

- 07-814 RESOLUTION APPROVING THE MEDINA CITY POLICE DEPARTMENT'S MEDINA COUNTY DRUG ABUSE COMMISSION (MCDAC) GRANT FUNDING FOR FISCAL YEAR 2007-2008

All deliberations concerning official business and formal actions by this Board of Commissioners were conducted in an open public meeting this thirteenth day of August, 2007.

Respectfully submitted,

COMMISSIONERS _____
Sharon A. Ray

OF _____
Patricia G. Geissman

Pam Vereb, Clerk

MEDINA COUNTY _____
Stephen D. Hambley