

COMMISSIONERS MEETING, MONDAY, MARCH 12, 2007

Sharon A. Ray called the meeting to order at 9:30 a.m. with Stephen D. Hambley present. Patricia G. Geissman was on vacation.

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

The oral reading of the minutes of March 5 meeting and the March 7 special meeting were dispensed with as each Commissioner had read them personally. Mr. Hambley moved to approve the March 5 and 7 meeting minutes; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed both commissioners voting AYE.

Doug King, Administrative Assistant in the County Engineer's Office, presented a resolution establishing a 25-ton load limit for bridge #51 on County Road 49 (River Styx Road). Mr. Hambley moved to approve the resolution and Ms. Ray seconded the motion. There was no discussion. Roll call showed both Commissioners voting AYE.

Commissioners reviewed the March 1-7, 2007 weekly permits list.

Scott Miller, Finance Director, presented and reviewed the following resolutions: (1) authorizing the county auditor to transfer funds from various county department accounts to the Medina County Print Shop revenue line item; (2) authorizing the county auditor to transfer funds from the General Fund and the Child Support Enforcement Agency Fund to the Title IV-D Prosecutor Fund for prosecutor services; (3) authorizing the county auditor to transfer funds from various Sanitary Engineering Funds to the County General Fund; (4) transfer of County General Funds to the Medina County Soil & Water Conservation District; (5) authorizing the purchase of 7,100 gallons of regular unleaded gasoline for the Engineering Center; (6) authorizing the purchase of 6,000 gallons of diesel and 1,000 gallons of regular unleaded gasoline for the Medina County Highway Garage; and, (7) approving an agreement providing domestic relations court services pursuant to the requirements of Title IV-D of the Social Security Act. Mr. Miller requested payment of the weekly bills in the amount of \$1,035,279.17. Mr. Hambley moved to approve the seven finance resolutions and payment of the weekly bills; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed both 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 both commissioners voting AYE.

Chris Jakab, County Administrator, presented the following resolutions: (1) authorization of an agreement for county building elevator maintenance services; (2) approving the acquisition of property in the Township of Westfield; and, (3) authorization of a facility usage agreement with the Medina County Juvenile Court. Mr. Hambley moved to approve the three resolutions and Ms. Ray seconded the motion. There was no discussion. Roll call showed both commissioners voting AYE.

Jim Troike, Sanitary Engineer, presented a resolution authorizing the Sanitary Engineering Department to advertise for the Request for Proposals (RFPs) for the collection and final disposal of whole waste tires generated within Medina County. Mr. Hambley moved to

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approve the resolution; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed both commissioners voting AYE.

Debra Radecky, Office for Older Adults Director, reported that upcoming programs included:

March 14	Bingo	March 23	Benefits of staying fit and active
March 16	St. Patrick's Day party	March 28	Bingo, doubles pool tournament, and movie
March 19	Cholesterol screening	March 30	Stress prevention
March 20	Nutrition facts		
March 21	Craft project		

There were 88 supportive units, 29 Alzheimer units, 1000 congregate meals, 4574 home-delivered meals, and 1151 transit trips.

Mike Pataky, Child Support Enforcement Agency Director, noted that they've been working with Judge Kovack of the Domestic Relations Court because the court took over some of the juvenile caseload. The cases were cross-referenced so that there were no delays in the processing of child support journal entries. Ms. Ray asked how many cases had to be cross-referenced; Mr. Pataky indicated less than 1000 cases were affected. Judge Kovack contracted with a firm and he will check with them to see if an electronic or paper list is available for cross referencing. When there are new cases, they will only have Domestic Relations' case numbers.

Mr. Pataky reported that someone's bank account had a "freeze and seize" of over \$5,000 due to child support that was in arrears. Additionally, there was a passport that was held under the new federal passport program that allows them to hold the passport until child support arrears are paid; \$5000 was paid the end of February and another \$1500 is expected before the passport will be released.

Ms. Ray presented a resolution appointing "Jack" Frank Heiszek as the senior citizen representative to the Medina County Home Advisory Council with his term expiring on August 19, 2007. Mr. Hambley moved to approve the resolution and Ms. Ray seconded the motion. There was no discussion. Roll call showed both commissioners voting AYE.

Ms. Ray presented a resolution of commendation honoring Robin Rector for her Ohio Farm Bureau Federation Art Award. Mr. Hambley moved to approve the resolution; the motion was seconded by Ms. Ray. There was no discussion. Roll call showed both commissioners voting AYE.

The Assistant Clerk read the resolution to allow the expenses of county officials. Mr. Hambley moved to approve the resolution and Mrs. Ray seconded the motion. Roll call showed both commissioners voting AYE.

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

The meeting was opened for public comment. Mr. Preston inquired about the status of the flooding issue. Mr. Hambley answered that he anticipated a meeting will be held this week with

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the Highway Engineers and then they will meet with Creston and ODOT; perhaps the county prosecutors' office will be included. Mr. Preston stated that he would like to share pictures of the properties before and after water lines were installed.

Matthew Galla of 3503 Hamilton Road, Medina commented on the sales tax increase that will appear on the ballot. He stated that he is hearing conflicting figures. Mr. Hambley clarified that \$9.5 million was the 2006 figure and \$9.8 is the projected figure. Mr. Galla stated that Brunswick City has few building lots available, and some remain in Brunswick Hills, Medina Township and Montville. The schools indicate they need more buildings, but the long-range picture isn't being looked at because if there are no new homes being built, there aren't more students. Mr. Hambley stated that permanent improvements are much more than building new buildings and include buses, textbooks, and technology upgrades. Mr. Galla stated that the sales tax shouldn't be for 30 years; perhaps it should be tried for 5 years.

Ms. Ray explained that a sales tax would keep existing buildings in good repair. Many property taxes go to the state, and many of those taxes never return to Medina County – Medina County helps to subsidize other state school districts. The ½% sales tax will stay in Medina County for Medina County students. Some school districts will reduce property taxes. Mr. Hambley stated that Brunswick and Wadsworth school districts have passed resolutions that they won't renew permanent improvement levies. Since the money will pass through the Community Improvement Board (CIB), the members of the CIB and the board of commissioners will make sure that it happens before the school districts see sales tax revenues. Mr. Hambley stated that the reason for the 30 years was to provide stability to school districts.

Ms. Ray noted that the county is not "built out" and that there are over 3,000 lots that have been platted but not built on yet. When the economy changes, there will be houses on them. Mr. Galla expressed his concern should the Ford Motor Company leave the area. Mr. Ray stated that many people can't afford to stay in their homes because property taxes are so high. The sales tax would shift some of the revenue stream and, possibly, help with the foreclosure rates. Mr. Galla feared that homeowners would continue to pay high property taxes and the sales tax. Mr. Hambley invited Mr. Galla to meet with him privately so that all of his questions could be answered.

There was no one else wishing to speak.

Mr. Hambley requested and made a motion for an Executive Session at 11:00 a.m. for the purpose of discussing personnel/compensation. Ms. Ray seconded the motion. There was no discussion. Roll call showed both Commissioners voting AYE.

The meeting recessed at 10:00 a.m. for the commissioners to move to the Conference Room for the Discussion Session at 10:03 a.m.

Discussion Session

Charles Huber, Chief Building Official, distributed paperwork regarding proposed fee increases. The last fee increase was in 2003. The building department must be self-sufficient with their total expenses; at the end of 2006, the building department succeeded. However, there is a projected shortfall in 2007 due to an expected decrease in permit activity; that decrease is

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anticipated through 2009. Estimates show an 18% increase in fees is needed to continue to cover expenses through 2009. When compared to local counties, the fees are less than Lorain and more than Summit County's; generally, Medina County would be in the medium range.

Mr. Huber stated that the building department must start performing inspections on fuel gas piping (natural gas and propane). The county has not been performing this service and the new building codes call for it to be performed. At the present time, electric service is inspected before the electric company connects the house for service.

Mr. Huber stated that there are new state statute rules regarding installation of both inside and outside manufactured homes; with that, there are associated training and certification costs. The fees to cover the costs are included in the suggested fee schedule. There are ten manufactured home parks in Medina County; there are approximately three installations a year. There is one park in the design phase (Westfield Terrace); the first phase will have 43 home sites and the total will be 140 sites.

Ms. Ray asked if Health Department personnel will be attending training. Mr. Huber answered that he didn't know for sure; Janet Gammell had previously told him that they weren't interested in attending training. However, her subsequent e-mail indicated that they would be attending. Ms. Ray said that she doesn't want a duplication of services. Ms. Ray stated that Mr. Huber should continue to work with the health department. Mr. Huber noted that the health department's jurisdiction is inside the manufactured home parks; manufactured homes installed outside of those parks must be inspected either by the building department or the Ohio Manufactured Homes Commission. Those numbers average eight to ten a year.

Chris Jakab stated that in the examples, HVAC is figured differently in square feet. Mr. Huber stated that the difference is that some counties include the garage area and some don't. There is an error in Medina County's HVAC square footage – it should be 2,896 square feet, not 2,320 square feet. Mr. Huber also noted that contractor registration fees were also increased by 18%.

Mr. Huber stated that two public hearings are required by state statute. The public hearings should be advertised no later than a week from today (March 19) and the public hearings held March 26 and April 2. Legislation would be ready for the April 9 commissioners' meeting and would be enacted May 10. Both commissioners agreed to proceed. Mr. Huber expressed his appreciation to his staff for their assistance and to Tim Payne for combining the statistics.

Janet Gammell of the Health Department arrived. Ms. Gammell said that they would like to subcontract with the building department to perform the inspections inside the parks. For electrical inspections, they still need to find certified electrical inspectors. Ms. Ray suggested that she and Mr. Huber meet and then inform the commissioners how they wish to proceed.

Mr. Hambley stated that they have been receiving memorandum of understandings from the local boards of education. He also distributed copies of a suggested resolution regarding SB83 regarding home septic systems that will repeal some of the existing rules to a mandatory sewage pump program and some financing (taxes). This would create economic hardships for many people and consequences must be examined. Ms. Ray noted that the health department is

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hosting a seminar on April 4 (3:00-4:30) to talk about the new state sewage treatment rules and their substantial ramifications.

Bill Thorne stated that Columbia Gas has sued again regarding installing a concrete road over the right-of-way. This is the same case that was dismissed due to a technicality; they've filed again to protect their interests. The commissioners had talked about settling on the same grounds as before which would have made no liability. He must respond to their request to waive service of process to avoid the costs involved. Sharon Ray signed the waiver.

Ms. Ray reported that she had attended the annual health department meeting. She found it interesting that more Medina County women give birth outside of the county than in the county. Also, she distributed the proposal from Bialosky and Partners for the courthouse expansion project. The proposal was for two different plans. When the final drawings and costs are received, it will be present to the board for consideration. The alternate site test fit, outline program revision, and alternate's program budget testing totals \$11,740.00. Mr. Hambley moved to approve the funding of the site study; Ms. Ray seconded the motion. There was no discussion and roll call showed all commissioners voting AYE. Mr. Jakob said that it should take Bialosky and Partners about four weeks.

Peggy Folk stated that the Engineering Department is requesting a public hearing on proposed improvements to Ryan Road between S.R. 162 and Wagon Trail. They are considering April 4 or March 28 at 7:30 p.m. Mr. Hambley stated that he's unable to attend either of those meetings. Since Mrs. Geissman will be returning next week, the public hearing will be scheduled for March 28.

Ms. Folk asked if the commissioners had any objections to preparing all minutes and resolutions in a ten-pitch font. This would save space in the permanent records. It was suggested that she prepare a set of minutes in 10- and 12-pitch fonts for comparison purposes.

The meeting recessed at 10:32 a.m.

Executive Session

Commissioners reconvened at 11:00 p.m. to go into the Executive Session to discuss personnel/compensation that was voted on earlier.

At 12:41 p.m., Mr. Hambley motioned to adjourn the meeting and Ms. Ray seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

RESOLUTIONS PASSED 3/12/07

<u>NUMBER</u>	<u>RESOLUTION TITLE</u>
07-196	RESOLUTION HONORING ROBIN RECTOR FOR HER OHIO FARM BUREAU FEDERATION ART AWARD
07-197	RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS

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- 07-198 RESOLUTION ESTABLISHING A 25-TON LOAD LIMIT FOR BRIDGE NO. 51 ON COUNTY ROAD 49 (RIVER STYX ROAD)
- 07-199 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS COUNTY DEPARTMENT ACCOUNTS TO THE MEDINA COUNTY PRINT SHOP REVENUE LINE ITEM
- 07-200 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE GENERAL FUND AND THE CHILD SUPPORT ENFORCEMENT AGENCY FUND TO THE TITLE IV-D PROSECUTOR FUND FOR PROSECUTOR SERVICES
- 07-201 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM VARIOUS SANITARY ENGINEERING FUNDS TO THE COUNTY GENERAL FUND
- 07-202 TRANSFER OF COUNTY GENERAL FUNDS TO THE MEDINA COUNTY SOIL AND WATER CONSERVATION DISTRICT
- 07-203 AUTHORIZING THE PURCHASE OF 7,100 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE ENGINEERING CENTER
- 07-204 RESOLUTION AUTHORIZING THE PURCHASE OF 6,000 GALLONS OF DIESEL AND 1,000 GALLONS OF REGULAR UNLEADED GASOLINE FOR THE MEDINA COUNTY HIGHWAY GARAGE
- 07-205 APPROVING AN AGREEMENT PROVIDING DOMESTIC RELATIONS COURT SERVICES PURSUANT TO THE REQUIREMENTS OF TITLE IV-D OF THE SOCIAL SECURITY ACT
- 07-206 RESOLUTION APPROVING PERSONNEL CHANGES FOR THE EMPLOYEES UNDER THE JURISDICTION OF THE MEDINA COUNTY COMMISSIONERS
- 07-207 AUTHORIZATION OF AN AGREEMENT FOR COUNTY BUILDING ELEVATOR MAINTENANCE SERVICES
- 07-208 APPROVING THE ACQUISITION OF PROPERTY IN THE TOWNSHIP OF WESTFIELD
- 07-209 AUTHORIZATION OF A FACILITY USAGE AGREEMENT WITH THE MEDINA COUNTY JUVENILE COURT
- 07-210 RESOLUTION AUTHORIZING THE SANITARY ENGINEERING DEPARTMENT TO ADVERTISE FOR THE REQUEST FOR PROPOSALS (RFP'S) FOR THE COLLECTION AND FINAL DISPOSAL OF WHOLE WASTE TIRES GENERATED WITHIN MEDINA COUNTY
- 07-211 RESOLUTION APPOINTING A MEMBER TO THE MEDINA COUNTY HOME ADVISORY COUNCIL
- 07-212 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS
- 07-213 RESOLUTION TO ALLOW EXPENSES OF COUNTY OFFICIALS

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

Respectfully submitted,

COMMISSIONERS _____

Sharon A. Ray

OF

Peggy Folk, Assistant Clerk

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MEDINA COUNTY _____

Stephen D. Hambley