

## COMMISSIONERS MEETING, MONDAY, OCTOBER 15, 2007

Sharon A. Ray called the meeting to order at 9:30 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' meeting on October 9, 2007 was dispensed with as each Commissioner had read them personally. Mrs. Geissman moved to approve the October 9, 2007 minutes; the motion was 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) approving the use of Subdivision Drainage Maintenance Fund for repair work in Windfall Heights Subdivision Phase 4 in Medina Township, Medina County, Ohio; (2) declaring the need for the vacation of an area of Arborcrest Drive, T.H. 847, in Hinckley Township, Medina County, Ohio; (3) approving Annual Assessment on Improvements constructed under authority of Section 6131.63 Ohio Revised Code on approximately 19.5914 acres of land in Lot 40 of Montville Township known as Whitetail Crossing Subdivision Phase 3 and establishing thereby said improvements as a public watercourse; (4) adopting the fee schedule for applications for variances from the Medina County Flood Damage Reduction Regulations; and, (5) approving the final plat for Shale Creek Subdivision Phase III located in York Township, Tract No. 4, Lot 23 and Tract No. 5, Lots 9 and 10. Mrs. Geissman moved to approve the five 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 October 4 through October 10, 2007.

Scott Miller, Finance Director, presented and reviewed the following Finance Department resolutions: (1) amending the 2007 Appropriations Resolution by transferring appropriations; (2) amending the Annual Appropriations Resolution; (3) authorizing the County Auditor to transfer funds from the Child Support Enforcement Agency Fund to the General Fund for Domestic Relations Court Services; (4) cash transfers for the Drug Task Force; and, (5) revenue adjustments for various funds. Mr. Miller requested payment of the weekly bills in the amount of \$970,414.11. Mrs. Geissman moved to approve the five 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.

Holly Muren, Human Resources Administrator, presented and reviewed the following resolutions: (1) approving personnel changes for the employees under the jurisdiction of the Medina County Commissioners; (2) approving the repeal of Policy Number 3.060 "On-Call Pay for Supervisors" from the Board of Commissioners Employment Manual; and, (3) approving a two-day suspension of Steve Kim, Support Officer I, Child Support Enforcement Agency. Mrs. Geissman moved to approve the three resolutions; the motion was seconded by Mr. Hambley. There was no discussion. Roll call showed all commissioners voting AYE.

Chris Jakab, County Administrator, presented and reviewed the following resolutions: (1) approving the transfer of property to the Medina County Park District; (2) approval of a lease addendum with the Medina Metropolitan Housing Authority; (3) approving the amended bylaws of the Medina County Housing Network; and, (4) approval of a lease agreement with the Medina County Society for the Prevention of Cruelty to Animals. Mrs. Geissman moved to approve the four resolutions; the motion was seconded by Mr. Hambley. Mr. Hambley noted that the Medina County Housing Network bylaws were approved by the members last week. Changes included organization membership changes to include those who have a vested interest in community housing and the addition of four elected members. There was no further discussion. Roll call showed all Commissioners voting AYE.

Jim Troike, Sanitary Engineer, presented and reviewed the following resolutions: (1) creating a restricted main in Abbeyville Road, York Township (Sanitary Engineer Project SW-500/00-235.3); (2) authorizing the Sanitary Engineer to obtain easements for various water line improvement projects; and, (3) awarding the bid for the purchase of a heavy-duty wheel loader with 2500 operating hours or less to be utilized by the Medina Solid Waste District. Mrs. Geissman moved to approve the three resolutions. Mr. Hambley seconded the motion. There was no discussion. Roll call showed all Commissioners voting AYE.

Patrice Theken, Department of Planning Services Director, gave the third quarter report. The year started fairly low, but rose the second and third quarters. In the third quarter, \$15,283 was brought in, with the year-to-date figure at \$36,259.99 (compared to \$44,648.45 year-to-date in 2006). The Planning Day Open House will be held November 9 at the A. I. Root Community Center.

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Charles Huber, Building Official, reported September building activity. There were 45 new housing starts, continuing a downward trend since 2004. There was an increase of 4.72% in collected revenues, driven somewhat by the fee increase that was effective May 2007. September 2007 permit count compared to September 2006 shows a decrease of 175 permits, a 33% decrease. Total year-to-date figures show a decrease of 911 permits, a 10% decrease in total permits. Montville Township had the most residential permits issued in September, followed by Brunswick Hills Township. Wadsworth City had the most commercial permits issued in September, followed by Sharon Township. Commercial permits included an \$840,000 50-unit rental storage project in Sharon Township, and a six 12-unit apartment building in Wadsworth City at \$500,000 each, a 4-unit apartment complex in Brunswick Hills Township, and a new gas station in Wadsworth City.

Sharon Ray read resolutions commending individuals on receiving the Meritorious Service to 4-H Award to the following individuals: the late Anita Love, Coy Smith, and Robin Smith. She also read the resolutions commending individuals on receiving the Friend of 4-H Award to Mark Albrecht and William Batchelder. Mrs. Geissman moved to approve the five resolutions; the motion was seconded by Mr. Hambley. There was no discussion. Roll call showed all Commissioners voting AYE.

The meeting was opened for public comment. Mr. William Shook of 4456 Seville Road in Guilford Township inquired about the removal of recycling igloos in Seville. He expressed concern that residents will not travel to the Central Processing Facility (CPF) to recycle glass and it will now go to the landfill. Jim Troike stated that nine sites were eliminated due to the small usage. Glass goes through the CPF processing system, is crushed and used for Class I compost used for landfill cover; even though it's not recycled, it's still used. Mr. Hambley noted that when the glass from the igloos was weighed on the scales, there was a charge; however, when it's used for landfill cover, revenues are increased. The grants for the recycling igloos were discontinued two years ago.

Mr. Shook continued that his neighbor, Wanda Miller, lives south of the cemetery. In April, the tile under her driveway caved in. The county stated they would make repairs four months ago. Mike Salay answered that he would investigate his concerns.

Sharon introduced Stephen Ziton, the new Veteran Service Officer for Medina County. Mr. Ziton stated that he was a former infantry and intelligence officer with the Marines and worked undercover for the State for five years. He has been a priest for the past 14 years, serving a mission on the weekends. He stated that he is looking forward to serving the veterans of Medina County. Mrs. Geissman stated that she is liaison to the department and offered to help him in any way possible.

The Assistant 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 10:00 a.m. for the commissioners to move to the Conference Room for the Discussion Session at 10:02 a.m.

### Discussion Session

Ms. Ray noted that Messrs. Jakab and Miller would not attend the discussion session because they were participating in labor negotiations.

Mr. Hambley distributed a resolution from the governing board of NOACA. He noted that the I-90/Nagel interchange issue has been discussed for the last year or so and a pending resolution was presented in September. The Executive Committee and the Board approved the process for review and contracted for an independent study. The City of Cleveland and Cuyahoga County did not like the results because it disproved some of the things they had been contending for many years, mainly that the interchange would have a huge economic impact. Representatives from the City of Cleveland, mayors of Cuyahoga County, and Mayor Smith of Lorain County chose to go outside of the NOACA process and developed a second resolution. The second resolution was adopted by weighted vote. The Board did not see the second resolution until the meeting; in fact, Avon Lake Council had reviewed it, but it was not shared with any of the staff or executive committee members.

The major revision was in Section 4 and will impact Medina County's future. It imposes tax base sharing under the Joint Economic Development Zone, similar to what Cleveland's been imposing to communities that have water. Mr. Hambley argued against signing the resolution because Medina County commissioners hadn't had a chance to review the resolution. He noted that the consultant was paid

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\$90,000 for an independent review and the results were ignored. He recognized that the interchange was needed and chose to abstain because of the process and details of the tax base sharing. With the weighted vote, there is 60%.

Mr. Hambley continued that comments made at the meeting made clear that Cleveland, as well as Cuyahoga County, is contending that any kind of infrastructure expansion or any kind of development at its region's fringes (the outlying counties) occurs at the expense of the development in the "built communities" of the region's urban core; in other words, it would hurt Cleveland. Mr. Hambley told them that Medina County couldn't possibly agree with that and it was intolerable.

Mr. Hambley noted that the interchange was being funded by Avon and the developer and there was no cost to NOACA. It's clear by NOACA's action that this is the start of a new pattern and they want to apply this to future infrastructure improvements outside of Cuyahoga County. A number of Medina County projects are upcoming – North Court, Route 18, interchanges, etc. Imposing tax-based sharing on Medina County is unbelievable. It's important that a resolution be sought now, perhaps removing Medina County from NOACA. Mrs. Geissman agreed that it would take forever to get anything accomplished. Mr. Salay noted that he has \$3-million worth of NOACA projects, at \$4,000-\$5,000 each project. However, Boston Road is a \$2-million project and Cuyahoga County would probably want a share of that.

Mr. Hambley suggested researching how we would go about removing Medina County from NOACA. He noted that Lorain County commissions have discussed their options (to remove themselves from NOACA), including joining an MPO to the west of them or forming their own. Mr. Hambley said that we could examine joining with the Akron metropolitan area, but Brunswick would have to remain. Ms. Ray suggested writing a letter to the NOACA Board expressing our displeasure. She stated that everyone has worked hard for regionalism and this has done so much damage. Mrs. Geissman asked if there was any possibility of doing away with the weighted vote. Mr. Hambley said that Cuyahoga County and Cleveland would have to agree to eliminate it from the Code of Regulations.

Mr. Hambley will investigate the possibility of removing Medina County from NOACA, seeking a legal opinion. He noted that congressional and governor approval will be needed for any change.

At 10:29 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 10/15/07:

<u>Number</u>	<u>Resolution Title</u>
07-0989	RESOLUTION COMMENDING THE LATE ANITA LOVE ON RECEIVING THE MERITORIOUS SERVICE TO 4-H AWARD
07-0990	RESOLUTION COMMENDING COY SMITH ON RECEIVING THE MERITORIOUS SERVICE TO 4-H AWARD
07-0991	RESOLUTION COMMENDING ROBIN SMITH ON RECEIVING THE MERITORIOUS SERVICE TO 4-H AWARD
07-0992	RESOLUTION COMMENDING WILLIAM BATCHELDER ON RECEIVING THE FRIEND OF 4-H AWARD
07-0993	RESOLUTION COMMENDING MARK ALBRECHT ON RECEIVING THE FRIEND OF 4-H AWARD
07-0994	RESOLUTION TO ALLOW CLAIMS AND AUTHORIZE ISSUANCE UPON THE TREASURER IN SETTLEMENT OF SUCH LIST OF CLAIMS
07-0995	RESOLUTION APPROVING USE OF SUBDIVISION DRAINAGE MAINTENANCE FUND FOR REPAIR WORK IN WINDFALL HEIGHTS SUBDIVISION PHASE 4 IN MEDINA TOWNSHIP MEDINA COUNTY OHIO
07-0996	RESOLUTION DECLARING THE NEED FOR THE VACATION OF AN AREA OF ARBORCREST DRIVE, T.H. 847 IN HINCKLEY TOWNSHIP, MEDINA COUNTY, OHIO
07-0997	RESOLUTION APPROVING ANNUAL ASSESSMENT ON IMPROVEMENTS CONSTRUCTED UNDER THE AUTHORITY OF SECTION 6131.63 ORC ON APPROXIMATELY 19.5914 ACRES OF LAND IN LOT 40 OF MONTVILLE TOWNSHIP KNOWN AS WHITETAIL CROSSING SUBDIVISION PHASE 3 AND ESTABLISHING THEREBY SAID IMPROVEMENTS AS A PUBLIC WATERCOURSE

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<u>Number</u>	<u>Resolution Title</u>
07-0998	RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MEDINA COUNTY OHIO ADOPTING THE FEE SCHEDULE FOR APPLICATIONS FOR VARIANCES FROM THE MEDINA COUNTY FLOOD DAMAGE REDUCTION REGULATIONS
07-0999	RESOLUTION APPROVING THE FINAL PLAT FOR SHALE CREEK SUBDIVISION PHASE III LOCATED IN YORK TOWNSHIP TRACT NO. 4 LOT 23 AND TRACT NO. 5 LOTS 9&10
07-1000	RESOLUTION AMENDING THE 2007 APPROPRIATIONS RESOLUTION BY TRANSFERRING APPROPRIATIONS
07-1001	RESOLUTION AMENDING THE ANNUAL APPROPRIATION RESOLUTION
07-1002	RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO TRANSFER FUNDS FROM THE CHILD SUPPORT ENFORCEMENT AGENCY FUND TO THE GENERAL FUND FOR DOMESTIC RELATIONS COURT SERVICES
07-1003	CASH TRANSFER FOR THE DRUG TASK FORCE
07-1004	REVENUE ADJUSTMENTS FOR VARIOUS FUNDS
07-1005	RESOLUTION APPROVING THE TRANSFER OF PROPERTY TO THE MEDINA COUNTY PARK DISTRICT
07-1006	RESOLUTION APPROVING THE REPEAL OF POLICY NUMBER 3.060 - ON-CALL PAY FOR SUPERVISORS FROM THE BOARD OF COMMISSIONERS EMPLOYMENT MANUAL
07-1007	RESOLUTION APPROVING A TWO (2)-DAY SUSPENSION OF STEVE KIM, SUPPORT OFFICER 1, CHILD SUPPORT ENFORCEMENT AGENCY
07-1008	RESOLUTION APPROVING THE TRANSFER OF PROPERTY TO THE MEDINA COUNTY PARK DISTRICT
07-1009	APPROVAL OF A LEASE ADDENDUM WITH THE MEDINA METROPOLITAN HOUSING AUTHORITY
07-1010	RESOLUTION APPROVING THE AMENDED BYLAWS OF THE MEDINA COUNTY HOUSING NETWORK
07-1011	APPROVAL OF A LEASE AGREEMENT WITH THE MEDINA COUNTY SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS
07-1012	CREATING A RESTRICTED MAIN IN ABBEYVILLE ROAD, YORK TOWNSHIP (SANITARY ENGINEER PROJECT SW-500/00-235.3)
07-1013	AUTHORIZING THE SANITARY ENGINEER TO OBTAIN EASEMENTS FOR VARIOUS WATER LINE IMPROVEMENT PROJECTS
07-1014	RESOLUTION AWARDDING BID FOR THE PURCHASE OF A HEAVY-DUTY WHEEL LOADER WITH 2500 OPERATING HOURS OR LESS TO BE UTILIZED BY THE MEDINA COUNTY SOLID WASTE DISTRICT
07-1015	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 fifteenth day of October, 2007.

Respectfully submitted,	COMMISSIONERS	_____ Sharon A. Ray
	OF	_____ Patricia G. Geissman
_____ Peggy Folk, Assistant Clerk	MEDINA COUNTY	_____ Stephen D. Hambley