

REGULAR SESSION

THURSDAY

DECEMBER 18, 2008

The Board of Huron County Commissioners met this date in Regular Session. Roll being called found the following members present: Mike Adelman, Gary W. Bauer, Ralph A. Fegley.

Pursuant to Ohio Revised Code Section 305.14 the Record of the Proceedings of the December 16, 2008 meeting(s) were presented to the Board. Ralph A. Fegley made the motion to waive the reading of the minutes of the December 16, 2008 meeting(s) and approve as presented. Gary W. Bauer seconded the motion. Voting was as follows:

Aye – Mike Adelman
Aye – Gary W. Bauer
Aye – Ralph A. Fegley

08-464

IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE HURON COUNTY AUTO TAX BRIDGES #125

Gary W. Bauer moved the following resolution:

WHEREAS, there is a need for an appropriation adjustment; and

WHEREAS, the Board of Huron County Commissioners finds the request to be reasonable; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves the following appropriation adjustment:

FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount
	127	00475	125	\$12,100.00		127	00210	125	\$ 7,000.00
		Other Expenses (bridge)					Material (bridge)		
						127	00200	126	\$ 5,100.00
							Equipment (road)		and further

BE IT RESOLVED, that the Huron County Auditor is authorized and instructed to record said appropriation adjustment as approved; and further

BE IT RESOLVED, that the Clerk of the Board is instructed to certify a copy of this resolution to the Huron County Auditor and the department requesting said adjustment; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Ralph A. Fegley seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Mike Adelman
Aye – Gary W. Bauer
Aye – Ralph A. Fegley

08-465

IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE GENERAL FUND #008

Ralph A. Fegley moved the following resolution:

WHEREAS, there is a need for an appropriation adjustment; and

WHEREAS, the Board of Huron County Commissioners finds the request to be reasonable; now therefore

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BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves the following appropriation adjustments:

FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount	
	008	00300	001	\$ 300.00		008	00475	001	\$3,195.00	
		Travel					Other Expenses			
	008	00175	001	\$ 1,033.00						
		Supplies								
	008	00280	001	\$ 815.00						
		Court Reporters								
	008	00290	001	\$ 747.00						
		Data processing								
	008	00335	001	\$ 300.00						and further

BE IT RESOLVED, that the Huron County Auditor is authorized and instructed to record said appropriation adjustment as approved; and further

BE IT RESOLVED, that the Clerk of the Board is instructed to certify a copy of this resolution to the Huron County Auditor and the department requesting said adjustment; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Gary W. Bauer seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

- Aye – Mike Adelman
- Aye – Gary W. Bauer
- Aye – Ralph A. Fegley

08-466

IN THE MATTER OF APPROVING OF THE AGREEMENT FOR THE HOUSING OF JUVENILES IN THE ERIE COUNTY JUVENILE DETENTION CENTER

Ralph A. Fegley moved the adoption of the following resolution:

WHEREAS, Huron County does not maintain a juvenile detention facility; and

WHEREAS, the Board of Huron County Commissioners is desirous of entering into an agreement with Erie County for the receipt, custody, and care of juveniles at the Erie County Juvenile Detention Center; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby enters into agreement with Erie County for the receipt, custody, and care of juveniles at the Erie County Juvenile Detention Center as per contract attached hereto and incorporated herein; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio, relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Gary W. Bauer seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

- Aye – Mike Adelman
- Aye – Gary W. Bauer
- Aye – Ralph A. Fegley

IN THE MATTER OF APPOINTMENT TO THE HURON COUNTY BOARD OF MR/DD 169

Ralph A. Fegley moved the adoption of the following resolution:

WHEREAS, the terms of DeEtte Zimmerman, Mary Lengyel, and Greg Higgins will expire on December 31, 2008; and

WHEREAS, Ms. Zimmerman, Ms. Lengyel and Mr. Higgins desire to be reappointed to the board;

BE IT RESOLVED, that the Board of Huron County Commissioners hereby re-appoints Ms. Zimmerman, 824 South Norwalk Road West, Norwalk, Ohio, 44857, Ms. Lengyel 4545 Wakeman Townline Road, Wakeman, Ohio 44889, and Mr. Higgins, 211 East main Street, Norwalk, Ohio 44857 for terms commencing January 1, 2009 and ending December 31, 2019; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio, relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Gary W. Bauer seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Mike Adelman
Aye – Gary W. Bauer
Aye – Ralph A. Fegley

- *Agreement on file Commissioners' Office.*

08-468

IN THE MATTER OF MAKING THE AWARD FOR PROFESSIONAL DESIGN ASSISTANCE FOR THE STANDARDSBURG ROAD BRIDGE PROJECT IN RIDGEFIELD TOWNSHIP (HUR-TR 090-00.12)

Gary W. Bauer moved the adoption of the following resolution:

WHEREAS, the County Engineer was successful in applying for Federal LBR funds to replace the Standardsburg Road bridge between Hettle and Peru Center roads over the West Branch of the Huron River; and

WHEREAS, pursuant to provisions of Resolution #08-219 and #08-230, the Engineer received proposals to assist the Engineer's Office by providing separate, professional design services, and construction contract administration services for the Standardsburg Road Bridge Project; and

WHEREAS, proposals were received on or before 4:00 p.m. on Thursday, July 31st, 2008; and

WHEREAS, the Engineer has selected a firm for the first phase of this effort based upon the information submitted from the acceptable and pre-qualified consultants.

For professional design assistance:

ms consultants, Inc.
333 East Federal Street
Youngstown, Ohio 44503-1885

now therefore

BE IT RESOLVED, that the Huron County Board of Commissioners does hereby award the design assistance services contract for the Standards Road Bridge Replacement Project to ms consultants, inc., with such funds as are necessary under the terms and conditions agreed upon by the Engineer to be drawn from the Auto Tax Fund or as otherwise made available from State or Federal sources as may selected by

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the County Engineer;

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and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Ralph A. Fegley seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Mike Adelman
Aye – Gary W. Bauer
Aye – Ralph A. Fegley

At 9:15 a.m. Tim Riley came before the board in regards to the hearing held Tuesday, December 16, 2008 as he missed the hearing. Mike Adelman reminded Mr. Riley that the engineer and the auditor will make this decision.

HOLIDAY NOTICE

NOTICE

ALL HURON COUNTY OFFICES WILL BE CLOSED ON THURSDAY, DECEMBER 25, 2008 AND THURSDAY, JANUARY 1, 2009 TO OBSERVE CHRISTMAS DAY AND NEW YEAR'S DAY

HURON COUNTY COMMISSIONERS

Mike Adelman, Gary W. Bauer, Ralph A. Fegley

IN THE MATTER OF TRAVEL

Ralph A. Fegley moved to approve the following travel request this day. Gary W. Bauer seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Mike Adelman
Aye – Gary W. Bauer
Aye – Ralph A. Fegley

HURON COUNTY DEPARTMENT OF JOB & FAMILY SERVICES IN-SERVICE TRAINING REQUEST

DATE: 12/16/08
TO: Huron County Commissioners
FROM: Becky Fair, HCDJFS Fiscal Officer

1/16	Observation Call Center Training S. Nardecchia, C. Leimbach, L. Horrigan & E. Ungerer	Lorain County	\$100.00
1/7	JFSHRA Meeting B. Richards	Delaware, OH	\$100.00
4/3	JFSHRA Meeting B. Richards	Delaware, OH	\$100.00
7/3	JFSHRA Meeting B. Richards	Delaware, OH	\$100.00
10/7	JFSHRA Meeting B. Richards	Delaware, OH	\$100.00

REQUEST FOR LEAVE

Cheryl Nolan/Commissioners/vacation/2:30 a.m. December 24, 2008 – 4:30 p.m. December 26, 2008.

Christina Norton/EMA/sick/8:00 a.m. December 15, 2008 4:30 p.m. December 16, 2008.

Peter Welch/vacation/7:00 a.m. - December 19, 2008.

Sue Bommer/Human Resources/vacation/8:00 a.m. – 5:00 p.m. December 31, 2008.

SIGNINGS

EPA signings for Huron County Airport on file Commissioners' Office.

MEMORANDUM

From: Huron County Commissioners

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Re: 2009 Final Budget

Date: December 17, 2008

Based on the Official Certificate of Estimated Resources from the Budget Commission and the office of the county auditor, the new total for the general fund budget for 2009 will be set at \$13,400,000. This is a decrease of what was hoping to be \$13,950,000 and means that at least an additional \$550,000 will need to be cut before the final budget is passed in March.

Meanwhile, the Board of Commissioners will pass an interim budget on December 23, 2008 using the budget work sheet that was submitted by your office or department for the first quarter 2009. Keep in mind that the interim budget was to be about 33 percent of the full annual budget however, it will now certainly be less pending additional cuts. Please continue your efforts to hold the line as best as possible with expenditures as cash flow will be absolutely critical.

Revised annual appropriations will be determined just as soon as possible.

Thank you for your support, understanding and cooperation during this very difficult economic time for our county.

OTHER BUSINESS

Mike Adelman reviewed the intergovernmental agreement with Bellevue Municipal Court invoices. Bellevue accepted the agreement.

Mr. Adelman also discussed the amendment for the 9-1-1 funding amendment.

At 10:00 a.m.

Bill Duncan, Dog Warden, Stuart O'Hara, Norwalk City Law Director, Mayor Sue Lesch, came before the board in regards to vicious dog legislation. Mayor Lesch stated that this is something that the dog warden had come to them about recently to address vicious dogs within the city. This is a way to address concerns that the dog warden has. Mr. O'Hara stated that the state had a law in which they could be prosecuted which was declared unconstitutional. This remains the same to this day. The city has drafted legislation within the city to determine if a dog is vicious and once this has been done addresses how the dog should be handled and what happens if they are not handled properly. The city is asking the commissioners to approve the dog warden's office to register these vicious dogs annually. There would be an annual registration fee in which the county would keep, looking at setting at \$50.00 per year. Mr. Duncan stated that this amount would cover the costs. If it was found that it costs more Mr. O'Hara and Mayor Lesch stated that they did not feel there would be a problem amending the ordinance to increase that rate. The board requested that Daivia Kasper, Assistant Prosecutor review the legislation and will make a decision at a later date. The city would like to introduce it to council after the first of the year. The county will get back to the city once the prosecutor has reviewed and approved.

At 10:20 a.m. the board recessed

At 10:30 a.m. Regular session resumed. Cary Brickner and Russ Hetrick, Soil and Water Conservation District came before the board to discuss the fee structures for subdivision and flood plain, along with job descriptions for part time personnel to do the collection of these fees. The fees are structured to be bare minimum to cover the costs of time and benefits. Further discussion was had in regards to what is exempt and the reason for the exemption.

Mr. Brickner stated that the Soil & Water board has approved this fee schedule and asked if the board of commissioners need to approve as well and would like to have this schedule approved by the end of the year. Mr. Adelman stated that the board would review again and will take some action as soon as possible.

At 11:00 a.m. Gary W. Bauer moved to enter into **Executive Session ORC 121.22 (G) (1)** to consider the appointment, **employment**, dismissal, discipline, promotion, demotion, or **compensation** of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual. Ralph A. Fegley seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

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Aye – Mike Adelman
Aye – Gary W. Bauer
Aye – Ralph A. Fegley

At 2:25 p.m. Ralph A. Fegley moved to end Executive Session ORC 121.22 (G) (1). Gary W. Bauer seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Mike Adelman
Aye – Gary W. Bauer
Aye – Ralph A. Fegley

Mike Adelman discussed the 9-1-1 legislation which he had received an email in regards to. This legislation was approved by both the senate and the house and now goes to Governor Strickland for his signature. This was passed as an emergency. The original language was attached to SB 129. There was a change in the amount from \$.32 to \$.28.

IN THE MATTER OF OPEN SESSION

The Huron County Commissioners hereby attest that all actions and deliberations of the Board legally required to be public were conducted in an open session on this date and that the foregoing minutes represent the official action of the Board.

IN THE MATTER OF CERTIFICATION

The Clerk to the Board does hereby attest that the foregoing is a true and correct record of all actions taken by the Board of Huron County Commissioners on December 18, 2008.

IN THE MATTER OF ADJOURNING

The meeting was called to order at 9:00 a.m. With no further business to come before the Board, the meeting was adjourned at 2:25 p.m.

Signatures on File.