

- 4. The territory proposed to be annexed is not unreasonably large.
- 5. On balance, the general good of the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area, if the annexation petition is granted. As used in division (A) (5) of this section, "surrounding area" means the territory within the unincorporated area of any township located one-half mile or less from any of the territory proposed to be annexed.
- 6. No street or highway will be divided or segmented by the boundary line between a township and the municipal corporation as to create a road maintenance problem, or, if a street or highway will be so divided or segmented, the municipal corporation has agreed, as a condition of the annexation, that it will assume the maintenance of that street or highway. For the purposes of this division, "street" or "highway" has the same meaning as in section 4511.01 of the Revised Code. now therefore

BE IT RESOLVED, the annexation petition shall be and hereby is GRANTED; 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.

Discussion: Gary Bauer stated that the board has given this petition a lot of thought and a lot of discussion and stated that he would still like to see an annexation agreement or a CED whatever it would be called, which he feels would be much better for everyone concerned. Mr. Bauer stated that he personally has some questions but with the legal advice from our Assistant Prosecutor, Daivia Kasper on whether the resolution in regards to the statement of services from the city of Bellevue meets the intent of the law as opposed to the exact wording of the law and her advice is, is that it does and so therefore with that consideration he will vote for this annexation. Mr. Adelman stated that as a board they have six (6) points to consider in regards to this type of petition. Mr. Adelman stated that with the changes in the annexation laws in matters like this that are not expedited annexations, the board becomes like judges with robes. When considering this there is not a whole lot of latitude when making this decision. The board discussed these points at the prior meeting Tuesday, March 4, 2008. Discussed was the fact that the city had met their obligation in their statement of services and also a discussion was had in regards to whether or not the region to be annexed was not unreasonably large, even the 401 acres is a sizeable amount to be annexed but in their discussion it was determined that where it is located along a major four lane highway which extends into another state highway and some areas of opportunity for development you could debate on either side as to whether it is unreasonably large, but nothing stood out that it is unreasonably large an area. Also discussed the general good of the territory to be annexed, which is the prospect of development. Also discussed the existing businesses that this annexation would enhance which are also for the general good of the territory. Also spoke to the residential areas and stated that if they had the power to pull those away that would be considered but that is not possible. Each point was discussed in the Tuesday, March 4, 2008 meeting. Mr. Adelman explained the procedure after this was once approved by the board.

The roll being called upon its adoption, the vote resulted as follows:

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

08-76

IN THE MATTER OF ANNEXATION TO THE CITY OF NORWALK PROPERTY OWNER PRIDE ONE

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

WHEREAS, an Expedited Type I petition of the above mentioned property owner was received by the board of Huron County Commissioners pursuant to Section 709.022 of the Ohio Revised Code to annex

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property into the City of Norwalk, Huron County, Ohio;

and

WHEREAS, all requirements for filing an Expedited Type I petition have been met pursuant to Section 709.022 of the Ohio Revised Code; now therefore

BE IT RESOLVED, the annexation petition shall be and hereby is GRANTED; 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

IN THE MATTER OF TRAVEL


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

Bill Ommert, EMA, on March 12, 2008 to Mansfield, Ohio, for SERC meeting and POS & Issues committee.

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

DATE: 3/3/08
TO: Huron County Commissioners
FROM: Jordan Leto, HCDJFS Eligibility Specialist

3/21 Monitoring Ashland, OH \$100.00
K. Ott


Mike Adelman, Commissioner


Gary W. Bauer, Commissioner


Ralph A. Fegley, Commissioner

IN ACCORDANCE WITH SECTION 32520 OF THE OHIO REVISED CODE

IN THE MATTER REQUEST

Christina Norton/EMA/sick/2:45 p.m. – 4:30 p.m. March 4, 2008/sick/8:00 a.m. – 4:30 p.m. April 4, 2008.

Royal Chisholm/Buildings and Grounds/Bereavement/9:30 a.m. -12:30 p.m. March 6, 2008.

Vickie Ziemba/Commissioners/sick/10:00 a.m. – 1:00 p.m. March 12, 2008.

OTHER BUSINESS

Mr. Fegley stated that the final walk thru will be Friday March 7, 2008 at 22 East Main Street.

At 9:30 a.m. Public Comment

Don Yingling, VFW stated that he would like to thank the board for the positive decision in regards to the annexation. Gail Ball also stated that she would like to thank the board as well. Jessie Roeder stated that she would also like to thank the board for the positive decision.

Mr. Adelman discussed the situation at the landfill and the budget issues. Mr. Welch is projecting that he will have a shortfall of \$55,000.00. Mr. Adelman stated that he does not have a problem with the overtime and the host fee. At this time does not agree with increasing the fees. Mr. Welch stated that the tonnage was up in February where it was down in January.

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The board agreed to approve three of his four items but was not in favor of increasing the fees, and will deal with the bonds when the time comes.

Mr. Adelman stated that the board received a letter from Susan Ruggles stating that she is resigning from the Board of Elections. The board wishes her well.

Mr. Fegley spoke to an email received from Clerk of Courts, Susan Hazel in regards to the deflector and holding off on any other work.

At 9:40 a.m. the board recessed.

At 10:15 a.m. regular session resumed in regards to the 2008 budget. Mr. Adelman stated that the board would like to approve the final budget next Tuesday, March 11, 2008. Mr. Adelman presented an overview of the budget in regards to the projected revenues being down a little. At this time Mr. Adelman asked the Auditor, Roland Tkach to speak to this issue. Mr. Adelman stated that they have looked at their budget and will be able to reduce the final figure by catching a break this year with the health insurance, no increase this year as the experience has been good for the past two years. Also looked over the transfer out area and felt that there is some wiggle room there and these two places are where we are reducing the budget. Mr. Adelman spoke to the carryover. Mr. Adelman asked that the departments work together to help the carryover for 2009 and keep the spending to a minimum. Mr. Adelman stated that the economic trend is down and this is affecting the revenue that is generated at the landfill as well. Roland Tkach stated that he did have some good news as far as real estate tax is concerned.

Mr. Tkach stated that the thing that concerns him the most is the carryover for 2009. The carry over is the actual cash that the county has. Mr. Tkach stated that we either need to find ways to cut our spending or increase our revenue. Mr. Tkach stated that we the elected officials and departments head need to sell Huron County as a great place to live and shop. Mr. Tkach also stated that every month he will give the board a letter on the status of the revenue especially in September. Mr. Fegley stated that he wanted to stress that the board was able to find the funds to make the reductions without cutting their budgets, not much left in contingencies for emergencies. Mr. Bauer stated that everyone here has been either an elected official or a department head and know what needs to be done.

Mr. Fegley discussed the courthouse complex energy project and stated that he is going to try to chart the energy saving from the new system, but also pointed out the difference in the natural gas costs, and being in the consortium with CCAO has helped with these costs. Mr. Fegley stated that their feeling is that this energy project will save money in regards to electric and gas.

Mr. Fegley also spoke to the vehicle plan the he has been working on with Joe Kovach, and Roland Tkach.

At 10:40 a.m. the board recessed.

At 11:07 a.m. regular session resumed. Ralph A. Fegley 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. 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

At 11:15 a.m. Gary W. Bauer moved to end Executive Session ORC 121.22 (G) (1). 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

Mike Adelman stated that we needed to talk about the Commissioners' Office, office staff and what direction to go. Cheryl Nolan stated that we had talked about not hiring a part time receptionist/secretary,

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but were talking about hiring a consultant to purge the files and filing. Ms. Nolan stated that she had discussed this with Vickie Ziemba, Administrative Assistant in regards to doing this work on Saturdays as over time work. The board agreed to approve such work.

At 11:35 a.m. Ralph A. Fegley moved to adjourn. Gary W. Bauer seconded the motion. The meeting stood.

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 March 6, 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 11:35 a.m.

Signatures on File.