

**REGULAR SESSION**

**THURSDAY**

**JUNE 20, 2019**

The Board of Huron County Commissioners met this date in Regular Session. Roll being called found the following members present: Terry Boose, Joe Hintz, Bruce Wilde.

19-190

**IN THE MATTER OF AGREEMENT BY AND BETWEEN HURON COUNTY AND ITS COURT OF COMMON PLEAS (COURT) AND ORIANA HOUSE, INC. (ORIANA) TO CONTINUE DAY REPORTING SERVICES UNTIL ODRC FUNDING IS RESTORED**

Mr. Boose moved the adoption of the following resolution:

**WHEREAS**, the Court desires to contract with Oriana to continue the operations of the Day Reporting Center as originally funded by the Ohio Department of Rehabilitation and Corrections (ODRC) and to provide community corrections services to offender within the region as outlined in the previous Probation Improvement and Incentive Grant award from the ODRC Intelligrant #JRIG-2018-FreMuniAPD-00068 (Grant); and

**WHEREAS**, ODRC funding will lapse for a period of 3 months beginning July 1, 2019 until September 30, 2019. It is anticipated the ODRC funds will resume on October 1, 2019; and

**WHEREAS**, Oriana agrees to provide the services outlined in the attached Agreement to maintain programming during the lapse in ODRC funds; and

**WHEREAS**, the County agrees to pay Oriana a onetime payment of twelve thousand, two hundred, and seventy four dollars (\$12,274.00) on or about July 1, 2019 for the three month period commencing July 1, 2019 and shall terminate on September 30, 2019; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners approves of the agreement with Oriana House, Inc. as 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.

Mr. Hintz seconded the motion.

**\*Discussion:** Mr. Boose said this is to carry forward for Drug Court for three months. Hopefully the new grant will come through in October.

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

Aye – Terry Boose  
Aye – Joe Hintz  
Aye – Bruce Wilde

*\*Agreement on file*

**Administrative Assistant report**

Ms. Stebel, Administrative Assistant, reported that she had received a phone call from the City of Norwalk asking her to verify a VIN# to a vehicle the City gave to the County in 2014. They are trying to dispose of a vehicle, but cannot find the title for it. Ms. Stebel asked Mr. Eschen from the Fair Board check the vehicle, an old garbage truck. The VIN on the garbage truck does not match the title she has in her possession. Ms. Hivnor at the City will get the correct title for the vehicle we have in our possession. Once we have the correct title the Board can sign over the wrong title back to the City so they can dispose of the vehicle.

**Commissioner Hintz report**

Mr. Hintz stated that he had been out to see the mechanic, everything is running well. Mr. Kleinhenz runs a tight ship.

Mr. Hintz will attend the LEPC meeting today at 1:00 p.m.

**Commissioner Boose report**

Mr. Boose asked if Family and Children First Council called the Prosecutor's office. Mr. Strickler stated he spoke to Carrie Smith and Lenora Minor about different topics concerning that Board. Mr. Boose suggested they may need some guidance with respect to quorums for their meetings. Mr. Strickler said he has not seen any bylaws for this board. Mr. Boose explained there is a list of people that are supposed to be on that Board according to ORC. They have all those people on the Board, as well as additional people. There is nothing in the bylaws that says they can have those additional people. Mr. Strickler thought they would have to amend the bylaws.

**At 9:10 a.m. Public comment:**

*Tom and Nancy Miller* - Mr. and Mrs. Miller handed out a written statement and passed around pictures. They explained that, in 2006, they filled in the ditch on their property at a cost of \$5,000.00. Bob Seidell inspected and okayed it then. This May they received a letter regarding a ditch/swale project to be done in front of their home. The project was to fix water in the road down the street from the Millers, which they thought may have been caused by a field that had been tiled improperly. Mr. Fridenstine and Mr. Damm from the Engineer's office went to the Millers house before the project was started and met with Mr. Miller. The first question Mr. Miller asked was if his property would still be 100% mowable. He was assured by both Mr. Fridenstine and Mr. Damm that it would be. They said they would be putting a swale in, there would be drains and some catch basins.

The Millers explained that, up to this point, the work being done is not as it was promised. The property is not mowable. On Monday there had been a dip in the Miller's driveway created by the Engineer's work. On Tuesday the Engineers took more out, and now the Millers can't enter their driveway without scraping their cars. Ms. Miller had photographs that showed the problems with the driveway. They had tried to discuss the problems with Mr. Fridenstine, Mr. Damm, and the crew that was doing the work. They did not feel like things were being resolved. Also, they did not feel they were being treated courteously by the County employees. Mr. Miller contacted Mr. Tansey and asked him to come over and do a walk through. Mr. Tansey said he couldn't, he was going on vacation and they should discuss it with Mr. Fridenstine or Mr. Damm. But, Mr. Miller had already discussed it with Mr. Fridenstine and Mr. Damm and had been told they could not do anything because everything was up to Mr. Tansey.

Ms. Miller outlined their key points regarding the project:

- They wanted their yard to be mowable as it had before the project began. She showed pictures of a catch basin and a large grate installed at about a 45° angle at one end of their yard. When she asked Mr. Damm what the purpose was, since they had never had water in their front yard, he responded to her question with sarcastic comments.
- They would like to be able to enter their driveway safely. Because of the work performed, they cannot enter their driveway without scraping their cars. The Engineers have created a large mound that is not mowable, and there is no longer a smooth transition between the properties.
- Ms. Miller also questioned the new ditch in front of their house. When they filled the ditch in 2006 the pipe they installed had been straight. The new one is not, and the Engineers claim it can't be done straight. Their original pipe followed the angle of the road and flowed to a creek that was on the other side of their next door neighbor's house. Now the Engineer appears to be trying to reverse the flow and run it uphill to a culvert that is three houses down the other way.
- The Millers had ornamental rocks in the 18' of right-of-way, which they removed at the Engineer's request. However, the work crews are 31' - 32' back on their front lawn. Mr. Miller had specifically asked them not to do this, as that is where his septic system is located.
- Mr. Fridenstine had initially told the Millers he would pave their second driveway for them. Now he has indicated he will only do two feet of it. Ms. Miller believes this is because they have complained and questioned the work. Ms. Miller explained they have multiple questions about the project, and is very upset by the demeanor of the County employees when she has tried to discuss things with them.

Mr. Hintz asked if the Millers had a tile under their driveway. Ms. Miller explained they originally had corrugated pipe under the driveway. The County Engineer took everything they had out, put a new pipe system in and also created a swale. Mr. Wilde did not understand why they needed both. Ms. Miller thought they were finished with the project, except for going through with the rock hound.

Mr. Boose asked the Clerical Assistant try to contact Mr. Tansey before he left on vacation.

While they waited, Mr. Boose explained they had no authority over Mr. Tansey. However, they were trying to set up a meeting with him to try to resolve the problems and at least try to make the driveway usable. He wanted to work on getting the issues resolved while the crew was still working in the area. Mr. Hintz left to speak to Mr. Tansey on the phone.

**At 9:35 a.m.** the board recessed.

**At 9:45 a.m.** the board resumed regular session.

Mr. Hintz reported that Mr. Tansey told him the project is not done yet, there is a lot that stills need to be done, and he will evaluate it when it is complete. He also told Mr. Hintz that the ditch is on an angle due to the Miller's septic system. This didn't make sense to Ms. Miller, since the original pipe had been straight. Mr. Tansey indicated to Mr. Hintz he had several meetings with the Millers and had been out to their property. The Millers did not know who he met with, since they had never met with him. Mr. Hintz thought maybe Mr. Tansey was referring to his employees meeting with the Millers. Mr. Tansey could not meet with them today, as he was already late for a meeting and then was leaving on vacation. However, he thought once the project was complete everyone would be happy. Ms. Miller asked what is going to be done in the meantime. Mr. Hintz stated that Mr. Tansey suggested that the Commissioners go out to look at this project, and he planned to do so. The Commissioners agreed to follow up to address all the Miller's concerns and do whatever was in their power to make sure the project was completed properly.

Pete Welch, Buildings and Grounds came before the Board to discuss the insurance for the Courthouse roof project. Garman Miller indicates they cannot get this type of insurance. Mr. Strickler clarified it was insurance against faulty work. Mr. Boose asked Mr. Strickler if he would add language to the contract that Damschroder will be responsible for any faulty work. Mr. Strickler will prepare this and send it to Damschroder Roofing.

Mr. Robinson, Soil & Water, came before the board regarding the Ditch Hearings. Mr. Boose asked if there have been any issues brought to his attention. Mr. Robinson stated there were some low hanging trees that he has to look at, but nothing pressing. The Coder Weckter will be mowed this year.

**At 9:52 a.m.** the board recessed.

**At 9:58 a.m.** the board resumed regular session.

#### **Commissioner Wilde report**

Mr. Wilde went over calendar dates:

Today is LEPC at 1:00

EMA at 7:00 p.m.

Tomorrow is TAC Meeting at 9:00 a.m.

Land Bank at 1:00 p.m.

Senior barbeque fundraiser at Memorial Park at 11:00 a.m.

Wanted to remind the Board to RSVP for Youth Council by Monday for July 10 Youth Grant.

Huron County Planning Commission meeting next Thursday has been canceled.

Transportation quarterly meeting next Tuesday at 1:00 at the Board of DD.

Crawford County called in to start the Ditch Hearings. Those in attendance from Crawford County were Kim Young, Clerk, Barb Leuthold, Clerk, Commissioner Ley, Commissioner Ressallat and Commissioner Weisenauer; from Huron County Valerie Stebel, Commissioner Hintz, Commissioner Boose, Commissioner Wilde.

HCJD 19-01

**IN THE MATTER OF MAINTENANCE ASSESSMENT FOR 2019 FOR THE HURON AND CRAWFORD JOINT COUNTY DITCHES MAINTAINED BY THE HURON COUNTY DITCH MAINTENANCE PROGRAM**

Mr. Boose moved the adoption of the following resolution:

**WHEREAS**, the Huron Soil and Water Conservation District administers the Huron County Ditch Maintenance Program by agreement with the Board of Huron County Commissioners and the Huron County Engineer; and

**WHEREAS**, the 2019 Ditch Maintenance Inspection Report indicates certain work needed to maintain the ditches on the maintenance program; and

**WHEREAS**, the Huron Soil and Water Conservation District has recommended to the Joint Board of Huron County and Crawford County Commissioners that the following assessments be collected to fund maintenance work needed in 2019

Franklin-Adams #258 .....5%  
Coder-Weckter #500 ..... State Minimum now therefore

**BE IT RESOLVED**, that the Joint Board of Huron and Crawford County Commissioners are in agreement with these provisions and that these assessments be certified to the Huron and Crawford County Auditors to be collected in 2019 property tax collection; and further

**BE IT RESOLVED**, that the foregoing resolution was adopted and all actions and deliberations of the Joint Boards of Commissioners of the Counties of Huron and Crawford, 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.

Mr. Ressallant seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Terry Boose  
Aye – Joe Hintz  
Aye – Bruce Wilde  
Aye - Tim Ley  
Aye - Mo Ressallant  
Aye - Doug Weisenauer

**At 10:04 a.m.** Aaron Robinson discussed his the Huron County Ditch Maintenance program group project inspection report for 2019

Mr. Robinson indicated the report was pretty much the same this year as in past years. The bulk of what he would like to do is bottom cleanout, about 100,000 feet. They will begin spraying cattails and finish last year’s spraying when weather permits and allows them to get into the fields. Rock is needed in some areas. He tries not to purchase rip rap, but instead tries to find concrete he can use to save money. Also, there is a lot of tree removal, since the ash trees are starting to fall. Other than that he is looking at hopefully getting in the field this year.

Mr. Robinson stated that seventeen of the ninety ditches will have state minimum collections. He provided some background – in 2016 he collected \$136,000; in 2017 - \$135,000; in 2018 - \$104,000. This year, according to the assessment information, he is expecting to collect \$96,992.80. This will help bring the accounts up to 20%, and will allow him to lower the assessments. The 20% mark is where the accounts more or less take care of themselves.

19-191

**IN THE MATTER OF MAINTENANCE ASSESSMENT FOR 2019 FOR THE HURON COUNTY DITCHES MAINTAINED BY THE HURON COUNTY DITCH MAINTENANCE PROGRAM**

Mr. Boose moved the adoption of the following resolution:

**WHEREAS**, the Huron Soil and Water Conservation District administers the Huron County Ditch Maintenance Program by agreement with the Board of Huron County Commissioners and the Huron County Engineer; and

**WHEREAS**, the 2019 Ditch Maintenance Inspection Report indicates certain work needed to maintain the ditches on the maintenance program; and

**WHEREAS**, the Huron Soil and Water Conservation District has recommended to the Board of Huron County Commissioners that the attached assessments be collected to fund maintenance work needed in 2019; now therefore

**BE IT RESOLVED**, that the Board of Huron Commissioners are in agreement with these provisions and that these assessments be certified to the Huron County Auditors to be collected on the 2019 property taxes; 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.

Mr. Hintz seconded the motion.

**\*Discussion:** Mr. Boose thanked Mr. Robinson for coming in and giving them the report.

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

- Aye – Terry Boose
- Aye – Joe Hintz
- Aye – Bruce Wilde

**At 10:15 a.m.** the board recessed.

**At 10:28 a.m.** the board resumed regular session. Huron County called in to start the Seneca County Ditch Hearings in attendance from Huron County Valerie Stebel, Commissioner Boose, Commissioner Hintz and Commissioner Wilde, in attendance from Seneca County Commissioner Kerschner, Commissioner Stacy and Commissioner Thomas.

HSJD 19-01

**IN THE MATTER OF MAINTENANCE ASSESSMENT FOR 2019 FOR THE HURON AND SENECA JOINT COUNTY DITCHES MAINTAINED BY THE HURON COUNTY DITCH MAINTENANCE PROGRAM**

Mr. Boose moved the adoption of the following resolution:

**WHEREAS**, the Huron Soil and Water Conservation District administers the Huron County Ditch Maintenance Program by agreement with the Board of Huron County Commissioners and the Huron County Engineer; and

**WHEREAS**, the 2019 Ditch Maintenance Inspection Report indicates certain work needed to maintain the ditches on the maintenance program; and

**WHEREAS**, the Huron Soil and Water Conservation District has recommended to the Joint Board of Huron County and Seneca County Commissioners that the following assessments be collected to fund maintenance work needed in 2019:

- Setchel-Turner #104 (11-920) ..... 10%
- Stacklin-Stockmaster #108 (11-780) ..... 10%
- Megginson Creek #147 (11-970) ..... 5% now therefore

**BE IT RESOLVED**, that the Joint Board of Huron and Seneca County Commissioners are in agreement with these provisions and that these assessments be certified to the Huron and Seneca County Auditors to be collected on the 2019 property taxes; and further

**BE IT RESOLVED**, that the foregoing resolution was adopted and all actions and deliberations of the Joint Boards of Commissioners of the Counties of Huron and Seneca, 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.

Mr. Thomas seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

- |                   |                      |
|-------------------|----------------------|
| Aye – Terry Boose | Aye - Mike Kerschner |
| Aye – Joe Hintz   | Aye - Holly M. Stacy |
| Aye – Bruce Wilde | Aye - Shayne Thomas  |

*At 10:38 a.m. Terry Boose moved to enter into Executive Session ORC 121.22 (G)(3) conferences with legal counsel, a conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. ORC 121.22 (G)(2) Purchase or sale of public property. Joe Hintz seconded the motion. The roll being called upon its adoption, the vote resulted as follows:*

- Aye – Terry Boose  
Aye – Joe Hintz  
Aye – Bruce Wilde*

*At 11:22 a.m. Terry Boose moved to end Executive Session ORC 121.22 (G)(3) and ORC 121.22 (G)(2). Joe Hintz seconded the motion. The roll being called upon its adoption, the vote resulted as follows:*

- Aye – Terry Boose  
Aye – Joe Hintz  
Aye – Bruce Wilde*

*\*No action taken, Mr. Boose will follow up with Dr. Burggraf*

**At 11:23 a.m.** Terry Boose moved to adjourn. Joe Hintz seconded the motion. The meeting stood adjourned.

**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 June 20, 2019.

**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 11:23 a.m.

	Terry Boose
	Joe Hintz
	Bruce Wilde

**ATTEST**

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Clerk to the Board

**REGULAR SESSION****THURSDAY****JUNE 20, 2019**

The following bids for the New London Street Improvement project were opened on Wednesday, June 19, 2019 at 10:00 a.m. from the following:

Precision Paving	\$23,424.50
AJ Riley, Inc.	\$23,061.00
7L Construction LLC	\$24,522.00

The following bids for the New London Parking Lot Improvement Project were opened on Wednesday, June 19, 2019:

Precision Paving	\$26,558.25
AJ Riley, Inc.	\$26,907.00
7L Construction LLC	\$26,459.00