

REGULAR SESSION

THURSDAY

December 5, 2013

The Board of Huron County Commissioners met this date in Regular Session. Roll being called found the following members present: Gary W. Bauer, Tom Dunlap, Joe Hintz.

Pursuant to Ohio Revised Code Section 305.14 the Record of the Proceedings of the December 3, 2013 meeting(s) were presented to the Board. Tom Dunlap made the motion to waive the reading of the minutes of the December 3, 2013 meeting(s) and approve as presented. Joe Hintz seconded the motion. Voting was as follows:

Aye – Gary W. Bauer
Aye - Tom Dunlap
Aye – Joe Hintz

13-419

IN THE MATTER OF APPROVING PROPOSAL WITH DANIEL FREDERICK, ARCHITECTS, LLC FOR THE NEW HURON COUNTY OFFICE BUILDING AT SHADY LANE

Joe Hintz moved the adoption of the following resolution:

WHEREAS, the Board of Huron County Commissioners requested RFQs for architects for the new Huron County Office Building at Shady Lane; and

WHEREAS, eight proposals were received and rated according to qualifications for providing design services for such project with three firms being interviewed; and

WHEREAS, it is the desire of the Board of Huron County Commissioners to choose Daniel Frederick, Architects, LLC to provide architectural services for the new Huron County Office Building at Shady Lane; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners approves entering into an agreement with Dan Frederick, Architects, LLC architectural services for the new Huron County Office Building at Shady Lane 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.

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

Aye – Gary W. Bauer
Aye - Tom Dunlap
Aye – Joe Hintz

* Agreement on file.

13-420

IN THE MATTER OF APPOINTMENT TO THE LAW LIBRARY RESOURCES BOARD

Tom Dunlap moved the adoption of the following resolution:

WHEREAS, the Law Library Resources Board, operating pursuant to ORC 307.51, et seq., has a vacancy in an appointment by the County Commissioners, pursuant to ORC 307.511; and

WHEREAS, this vacancy is due to the election of this appointment to Norwalk Municipal Court Judge, although the term for this appointment would have expired December 31, 2013; and

WHEREAS, it is the desire of the Board of Huron County Commissioners to appoint T. Douglas Clifford, 26 Benedict Avenue, Norwalk, Ohio 44857 to a new 5-year term commencing January 1, 2014 and to expire on December 31, 2018; now therefore

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BE IT RESOLVED, that the Board of Huron County Commissioners appoints T. Douglas Clifford to the Huron County Law Library Resources Board to a new term commencing on January 1, 2014 and to expire on December 31, 2018; 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.

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

Aye – Gary W. Bauer
Aye - Tom Dunlap
Aye – Joe Hintz

13-421

**IN THE MATTER OF APPROPRIATING FUNDS IN THE EPA RECYCLING FUND
178**

Joe Hintz moved the adoption of the following resolution:

WHEREAS, the Board of Huron County Commissioners being in receipt of an Amended Certificate of Estimated Resources for the EPA Recycling Fund #178 in the amount of \$110,000.00; and

WHEREAS, it is the desire of this Board of Huron County Commissioners to appropriate these funds to the County Bond Retirement Fund #178; now therefore

BE IT RESOLVED that the Board of Huron County Commissioners hereby approves of the appropriation as follows:

TO: 178-00475-178 other expenses \$110,000.00 and further

BE IT RESOLVED, that a certified copy of this resolution be sent to the Huron County Auditor and the departments requesting the appropriation; and further

BE IT RESOLVED 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.

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

Aye – Gary W. Bauer
Aye - Tom Dunlap
Aye – Joe Hintz

13-422

**IN THE MATTER OF AGREEMENT BY AND BETWEEN HURON COUNTY
COMMISSIONER THROUGH THE HURON COUNTY DEPARTMENT OF JOB AND FAMILY
SERVICES (hereinafter referred to as the “DEPARTMENT”) AND TDH ENTERPRISES INC.,
1848 EAST PERRY ST. SUITE 60, PORT CLINTON, OHIO 43452 (PROVIDER)**

Tom Dunlap moved the adoption of the following resolution:

WHEREAS, Department has agreed to contract for the provisions of services to assist with Job Coaching Skills in finding employment opportunities; and

WHEREAS, Provider desires to provide these services, and Provider agrees to provide qualifications and

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certifications as required prior to services rendered;

and

WHEREAS, the Department and Provider have agreed to the training and/or services that Provider will furnish and the compensation the Department will pay Provider for said training and/or services;

now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners approves of the agreement with TDH Enterprises, 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.

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

Aye – Gary W. Bauer

Aye - Tom Dunlap

Aye – Joe Hintz

* Agreement on file.

13-423

IN THE MATTER OF TRANSFERRING FUNDS FROM ACCOUNT #041 IN THE GENERAL FUND TO FUND #040

Joe Hintz moved the adoption of the following resolution:

WHEREAS, fund #040 is in need of funding;

now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves of the transfer of moneys from 041-00572-001 transfer to funds #040 as follows:

FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount
	041	00572	001	\$6,000.00		040	00569	001	\$ 6,000.00
		Transfer					Misc. other		and further

BE IT RESOLVED, that a certified copy of this resolution be sent to the Department requesting transfer, and the Huron County Auditor, and the Auditor's office will make the journal entry to the # 040 account;

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.

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

Aye – Gary W. Bauer

Aye - Tom Dunlap

Aye – Joe Hintz

13-424

IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE GENERAL FUND #012

Tom Dunlap moved the adoption of the following resolution:

WHEREAS, there is a need for an appropriation adjustment;

and

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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 adjustments:

FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount
	012	00300	001	\$ 1.60		012	00125	001	\$1.60
		Travel					Salary		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.

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

Aye – Gary W. Bauer
Aye - Tom Dunlap
Aye – Joe Hintz

13-425

IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE EMERGENCY MANAGEMENT FUND #177

Joe Hintz moved the adoption of 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
	177	00475	177	\$22.15		177	00125	177	\$22.15
		Other					Salary		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.

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

Aye – Gary W. Bauer
Aye - Tom Dunlap
Aye – Joe Hintz

At 9:30 a.m. Public Comment
No Public Comment

IN THE MATTER OF PROCLAMATION

WHEREAS, the Board of Huron County Commissioners desires to recognize Pat Ball for her years of dedicated services to the residents of Huron County; and

WHEREAS, Ms. Ball has served Huron County residents for the past 18 years; and

WHEREAS, during this time, fulfilled these duties with honor and respect providing excellent customer services to the residents of Huron County. Her efforts and dedication to the Huron County Department of Job and Family Services has made it one of the best in the state of Ohio for many years; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners on behalf of all residents of Huron County, do comm

IN WITNESS WHEREOF:

We have hereunto subscribed our names this 5th day of December, in the Year of Our Lord Two Thousand and Thirteen.

HURON COUNTY COMMISSIONERS

Gary W. Bauer, Tom Dunlap, Joe Hintz

IN THE MATTER OF TRAVEL

Roland Tkach, Auditor to Port Clinton, Ohio on December 9 – 13, 2013 for IAAO Appraisal Class 300.

IN THE MATTER OF REQUEST FOR LEAVE

Maria Lyons/Building & Grounds/Personal Time/10:00 a.m. – 1:00 p.m. December 13, 2013/Personal Time/5:30 a.m. December 20, 2013 – 2:00 p.m. December 23, 2013/Bereavement/9:00 a.m. – 2:00 p.m. December 5, 2013.

IN THE MATTER OF LETTERS

Michael Kinninger
Office of Community Development
PO Box 1001
Columbus, OH 43216-1001

Re: Extension Request for B-F-12-1BJ-1

Dear Mr. Kinninger.

The Huron County Commissioners respectfully request to receive a six-month extension for the FY2012 Community Development Block Grant Allocation program due to the following:

Activity #1 – Huron Co. Public Rehab: A contract has been executed and a pre-construction meeting has been held, however due to various unavoidable circumstances, the contractor has been unable to start the project. The project is such that once construction has begun, it will need to continue through to completion because the sealant will be required to protect the cement structure. The sealant requires a minimum temperature to fully adhere, and while this type of project has been completed at this time of year before, the weather simply does not seem to be cooperating. Given this, we would like to postpone this project until the spring. Expected start date would be mid-March, with completion in April-May.

Activity #5 – Greenwich Township Street Improvements: This one-day project was completed on October 28, 2013. Since its completion, it has been brought to our attention that in various sections of the road the gravel and tar are separating. The county engineer’s office inspected the site and confirmed that the issues will need to be corrected. The contractor has halted the asphalt application process for the winter, and will be unable to make the repairs until

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the spring. Expected start date would be early April with completion occurring within one to two days.

With regards to the Revolving Loan Funds required by OCD to be used on the FY2012 grant, the Commissioners request the following:

- a) to move \$3,924 in unspent RLF from Activity #3 (New London Street improvements) to Activity #1 (Huron Co Public Rehab);
- b) a waiver to utilize an additional \$10,000 in Revolving Loan Funds for Activity #1 (Huron Co Public Rehab). The lowest and best bid accepted was over the original estimate, but within the allowable 10% over. The funds will pay for the additional expense, and will allow the addition of a push-button door opener for the handicapped entry.

Please note that this letter supersedes the letter dated November 19, 2013 that was previously submitted.

We appreciate your consideration of this request. If you have any questions, please do not hesitate to contact Nadine Thompson (419-332-2056) at WSOS Community Action Commission.

Sincerely,

Huron County Commissioners
Gary Bauer, President

cc: Nadine Thompson, WSOS CAC

Auditor Roland Tkach
12 E. Main St.
Norwalk, Ohio 44857

Dear Auditor Tkach,

Please let this letter serve as our eagerness to begin working with the new Auditor Software package your office is planning on rolling out in 2014.

In your line item 003 Data Processing, we have allotted monies for our office to participate.

We will need 3 sets of access codes for our Clerk and Assistant Clerks. This will assist us to utilize this software package to be as useful to our office as to yours.

Our office is excited to get trained and start utilizing the program as your earliest time frame. We hope to serve as a model to other county agencies to get this software package up and running.

Sincerely,

HURON COUNTY BOARD OF COMMISSIONERS
Gary W. Bauer, Joe Hintz, Tom Dunlap

SIGNINGS

The board signed a Certificate of Congratulations to Al Timbs upon his retirement.

The board signed a bridge project agreement with Mosser Construction. Engineer also signed agreement.

Administrator/Clerk's Report

Ms. Nolan explained that there is no fire alarm system at HCAB. A horn is used to alert the building there is a fire. Carl Essex stated if we could get CORSA to write us a letter stating we need a fire alarm for safety reasons, and if the Commissioners also write a letter to the Budget Commission for permissive tax funds to help with the fire alarms and generators. Pete Welch will gather quotes for new fire alarms.

The board discussed the budget work sheets and approved sending out to the departments.

Ms. Nolan explained that she spoke to Mr. Swartz and Mr. Essex regarding the Christie Lane Lift Station Project. Mr. Essex stated that it is the Board of Commissioners decision to either accept the bids or rebid the project. Mr. Bauer stated that the project needs to be rebid.

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At 10:03 a.m. Joe Hintz 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. Tom Dunlap seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye - Tom Dunlap
Aye – Joe Hintz

At 10:21 a.m. Joe Hintz moved to end Executive Session ORC 121.22 (G) (1). Tom Dunlap seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

*No action taken.

At 10:33 a.m. Doug Brown, Willis came before the board in regards to discuss concepts that came out of an earlier meeting. Projection as to where it may be for next year.

Mr. Brown explained that the costs associated with the Affordable Care Act will approximately be \$42,300.00. This also assumes an increase in administration of 5% and stop loss of 25%, both somewhat conservative although the stop loss with MMO has \$503,000.00 in payments by MMO in excess of the \$135,000.00 over the 12 month experience period.

Mr. Brown explained assuming that claims are paid within 50 days of being incurred, we estimate a reserve liability of about \$535,000.00 (\$507,000.00 in claims and \$28,000.00 in administration).

Mr. Brown explained that the balance in the Trust as of 11/30/2013 is \$1,289,000.00 so there is more than enough in the Trust to cover the reserve liability.

Mr. Brown explained a four tier rate structure regarding the Basic Plan, Standard Plan, High Deductible and Overall Total. Assuming that 20% have access to health care through their employer, 31 could potentially leave the county plan.

ACA allows for a smoking surcharge of up to 50% of the conventional premium rate for tobacco use. Mr. Brown stated they have not seen any employers go that high for tobacco use but many are in the 20% to 30%. The programs are administered on the honor System using an affidavit. The county would also need to direct tobacco users to an outlet to help them quit. Mr. Brown stated that MMO has such an outlet that the County could consider.

Mr. Brown explained the health savings account incentives. In an effort to drive employees into the HSA, the county may wish to consider providing some employer contribution toward the HSA.

Mr. Dunlap questioned if Mr. Brown foresees the Cadillac tax going away? Mr. Brown stated that the Cadillac tax will not go away, it's a shame that the larger your plan the more you are taxed.

Mr. Tkach stated that we are moving in the right direction; however Mr. Tkach questioned what is the percentage of the premium being paid by the employee compared to the employer? Mr. Brown stated it's around 10%.

At 11:46 a.m. the board recessed.

At 11:55 a.m. Regular session resumed.

Pete Welch, SWD and Jason Roblin, EMA came before the board in regards to the CSX asking for waiver form to haul the soil from Willard to one of their sites. Mr. Welch explained that the EPA is asking for a waiver from the SWD to haul it to one of their sites. Pete Welch is recommending that it does not come to the transfer station. Mr. Welch stated that he would like to ask for a waiver fee tape.

Mr. Bauer stated that the bottom line is that they do not want to do anything that would jeopardize the health and safety of the citizens. Mr. Welch presented what is a reasonable fee for this stating that this is what Erie County did at the old New Departure plant. Mr. Welch presented the agreement that Erie County

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had with the contractor regarding the old New Departure plant. The fee was \$10.00 per ton. Mr. Welch recommends the waiver fee and the gen fee.

Mr. Roblin stated that this is not over; Mr. Roblin suggested not locking into a dollar amount. Ms. Kasper stated it has to be a reasonable fee to justify the cost. The board agreed to proceed the granting the waiver.

Tom Dunlap moved to give Pete Welch, Solid Waste District Coordinator the ability to negotiate a fee to remove the residue from the Willard train derailment site on to a proper site. Joe Hintz seconded the motion.

Discussion: Daivia Kasper, Assistant Prosecutor stated that there will be a contract but this will keep this process from being delayed. Ms. Kasper also stated that it has to be a reasonable fee and further discussion was had in this regard. The board agreed to amend the motion to state for a reasonable fee. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer

Aye - Tom Dunlap

Aye – Joe Hintz

Mr. Bauer discussed the building and the farm land on Shady Lane. Mr. Bauer questioned if Mr. Schloemer needs to have something in writing regarding some of the land being taking away for the new building on Shady Lane. Ms. Kasper stated it would be the proper thing to do.

At 12:23 p.m. Tom Dunlap moved to adjourn. Joe Hintz seconded the motion. The meeting stood adjourned.

IN THE MATTER OF OPEN SESSION

The board 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 5, 2013.

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 12:23 p.m.

Signatures on File