

SPECIAL SESSION

MONDAY

JANUARY 9, 2012

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

Pursuant to Ohio Revised Code Section 305.14 the Record of the Proceedings of the January 3, 2012 meeting(s) were presented to the Board. Joe Hintz made the motion to waive the reading of the minutes of the January 3, 2012 meeting(s) and approve as presented. Gary W. Bauer seconded the motion. Voting was as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

Larry J. Silcox President Pro-Tem opened the nomination for President. Larry J. Silcox moved to nominated Gary W. Bauer as President. Joe Hintz seconded the motion. Mr. Silcox called for any further nominations hearing none called for a motion to close the nominations. Joe Hintz moved to close the nominations for President. Larry J. Silcox seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Abstain – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

12-003

IN THE MATTER OF ELECTION OF A PRESIDENT OF THE BOARD OF COMMISSIONERS FOR THE YEAR 2012 IN COMPLIANCE WITH ORC 305.5

Larry J. Silcox moved the adoption of the following resolution:

WHEREAS, the board of county commissioners shall organize on the second Monday of January of each year by the election of one of its members as president for a term of one year; and

WHEREAS, Larry J. Silcox made the nomination to elect Gary W. Bauer as President to the Board of Huron County Commissioners for the year 2012 and Joe Hintz seconded the motion with the voting as follows:

Abstain – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox now therefore

BE IT RESOLVED, that Gary W. Bauer is hereby elected to serve as President to the Board of Huron County Commissioners for the year 2012; 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 – Joe Hintz
Aye – Larry J. Silcox

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Mr. Bauer assumed the duties of President and opened the nomination for Vice-President. Larry J. Silcox moved to nominated Joe Hintz as Vice President. Gary W. Bauer seconded the motion. Mr. Bauer called for any further nominations hearing none called for a motion to close the nominations for Vice-President. Larry J. Silcox moved to close the nominations. Gary W. Bauer seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Abstain – Joe Hintz
Aye – Larry J. Silcox

12-004

IN THE MATTER OF ELECTION OF A VICE PRESIDENT OF THE BOARD OF COMMISSIONERS FOR THE YEAR 2012

Larry J. Silcox moved the adoption of the following resolution:

WHEREAS, the board of county commissioners shall organize on the second Monday of January of each year and may elect of one of its members as Vice President for a term of one year;

and

WHEREAS, Larry J. Silcox made the nomination to elect Joe Hintz as Vice President to the Board of Huron County Commissioners for the year 2012 and Gary W. Bauer seconded the motion with the voting as follows:

Aye – Gary W. Bauer
Abstain – Joe Hintz
Aye – Larry J. Silcox now therefore

BE IT RESOLVED, that Joe Hintz is hereby elected to serve as Vice President to the Board of Huron County Commissioners for the year 2012;

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 – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

12-005

IN THE MATTER OF SETTING THE MEETING TIME FOR THE BOARD OF HURON COUNTY COMMISSIONERS FOR 2012

Larry J. Silcox moved the adoption of the following resolution:

WHEREAS, as per Section 305.06 of the Ohio Revised Code, the board of county commissioners shall conduct at least fifty regular sessions each year, at the usual office of the board at the county seat and these sessions shall be conducted at a specific time fixed in advance;

now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners will hold their regular sessions every Tuesday, and every first and third Thursday @9:00 a.m. at 180 Milan Avenue, Norwalk, Ohio;

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

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

12-006

IN THE MATTER OF SETTING SPECIAL MEETINGS FOR THE BOARD OF HURON COUNTY COMMISSIONERS

Joe Hintz moved the adoption of the following resolution:

WHEREAS, pursuant to Ohio Revised Code section 121.22 (F), every public body, by rule, shall establish a reasonable method whereby any person may determine the time and place of all regularly scheduled meetings and the time, place, and purpose of all special meetings; and

WHEREAS, the Board of Huron County Commissioners desires to establish a rule to provide for notice of special meetings; now therefore

BE IT RESOLVED, that the Clerk shall give notice of the date, time, location, and purpose or purposes of a special session other than an emergency session as early as practicable, but not later than twenty-four (24) hours before the time the meeting is to start; and further

BE IT RESOLVED, if there is sufficient time to post twenty-four hours notice, the clerk shall give notice of an emergency session in the same manner as notice of a non-emergency special session. Otherwise, notice of the emergency session shall consist of notifying all news media who have requested notice in writing of special or emergency sessions as soon as an emergency session has been called or if communications are not possible as soon thereafter as is possible; 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.

Larry J. Silcox seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

12-007

IN THE MATTER OF EXPRESSING THE BOARD’S INTENT TO CONDUCT AN INTERNET AUCTION FOR THE SALE OF UNNEEDED, OBSOLETE OR UNFIT COUNTY PERSONAL PROPERTY IN CALENDAR YEAR 2012

Larry J. Silcox moved the adoption of the following resolution:

WHEREAS, House Bill 226 of the 124th General Assembly, effective January 26, 2002, authorizes a Board of County Commissioners to dispose of unneeded, obsolete or unfit personal property through the use of an Internet auction; and

WHEREAS, Section 307.12 (E) of the Ohio Revised Code, as amended by H.B. 226, requires a Board of County Commissioners to adopt, during each calendar year, a resolution expressing its intent to sell personal property by Internet auction; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby expresses its intent to dispose of unneeded, obsolete or unfit personal property by Internet auction during the calendar year 2012; and further

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BE IT RESOLVED, that the personal property disposed of through Internet auction may include, as specified in ORC 307.12 (E), motor vehicles acquired for the use of county officers and departments, road machinery, equipment, tools or supplies, any of which is either unneeded, obsolete, or unfit for the use for which it was acquired; and further

BE IT RESOLVED, that the Internet auction will be conducted in the following manner under the following general terms and conditions: all items will be sold “as is” with Huron County making no guarantee as to the condition of said items; the purchaser will be responsible for the removal of said items from Huron County property; and, the purchaser will be required to make payment in full within five days following the close of the auction, before any property can be released; and further

BE IT RESOLVED, that the number of days of bidding on the property involved, as specified in ORC 307.12, will be at least fifteen days, including Saturdays, Sundays, and legal holidays; and further

BE IT RESOLVED, that the Huron County Board of Commissioners has contracted with GovDeals, Inc., 5913 Carmichael Place, Montgomery, Alabama, 36117, telephone number 800-613-0156, as its representative to conduct the Internet auction on the county’s behalf; and further

BE IT RESOLVED, that the Clerk of the Board will publish in the County’s local newspaper, the *Norwalk Reflector*, a summary of the information contained in this resolution on the following dates: January 12, 2012; and further

BE IT RESOLVED, that a notice similar to the one published in the newspaper will be posted continually throughout calendar year 2012 in a conspicuous place in the office of the County Auditor, the offices of the Board of County Commissioners and on the Huron County Internet website; and further

BE IT RESOLVED, that the Huron County Board of Commissioners reserves the right, at a later date, to establish the minimum prices that may be accepted for any property that is the subject of the Internet auction, the terms and conditions of any particular sale that may occur, including, but not limited to, requirements for pick up and/or delivery of the property, method of payment, and payment of sales tax in accordance with applicable laws; and further

BE IT RESOLVED, that the information described in the paragraph above will be provided on the Internet at the time of the auction itself, or will be provided before that time, upon request, if the terms and conditions have been determined by the Board of County Commissioners or its representative; and further

BE IT RESOLVED, that a copy of this resolution be sent to the Huron County Auditor; 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 – Joe Hintz
Aye – Larry J. Silcox

LEGAL NOTICE

**NOTICE OF INTENT TO DISPOSE OF SURPLUS PERSONAL
PROPERTY BY INTERNET AUCTION**

Resolution No. 12-007, adopted by the Board of County Commissioners of Huron County on January 9, 2012, authorized the disposal of unneeded, obsolete or unfit personal property, including motor vehicles by Internet auction. This resolution is in accordance with O.R.C. Section 307.12 as amended by H.B. 226 of the 124th General Assembly.

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All Internet auctions will be conducted on commercial auction sites. The auctions shall be conducted on a continuous basis through accessing the Huron County surplus property through the Huron County website located at www.hccommissioners.com double click on the Gov Deals icon. The surplus items shall be posted for fifteen days including Saturdays, Sundays, and legal holidays.

All items will be sold "as is, where is" with Huron County making no guarantee as to the condition of said items, and with the purchaser being responsible for the removal of said items from the Huron County Facilities.

The purchaser will be required to make payment in full within five (5) days following the close of the auction.

No property will be released until payment in full has been received by Huron County.

The right is reserved to reject any and all bids.

By Order of the Board of County Commissioners, Huron County, Ohio

Cheryl Nolan, Administrator/Clerk

PUBLISH: January 12, 2012

12-008

IN THE MATTER OF AUTHORIZING THE COUNTY ENGINEER TO PROCEED WITH CONSTRUCTION OR RECONSTRUCTION BY FORCE ACCOUNT

Joe Hintz moved the adoption of the following resolution:

WHEREAS, the Board of Commissioners has determined the health, safety and welfare of the residents of Huron County will be best served by authorizing the County Engineer to proceed by "Force Account" in matters pertaining to the construction, reconstruction, improvement, of Huron County roads, bridges and culverts; now therefore

BE IT RESOLVED, that the Huron County Board of Commissioners does hereby authorize the Huron County Engineer to use county forces and proceed by "Force Account" in the construction, reconstruction and improvement, of the roads, bridges and culverts serving Huron County's residents, and that this authorization shall extend to, and include, any such roads, bridges and culverts on state, county, city or village roadways when the County Engineer has been so authorized by the respective jurisdiction; and further

BE IT RESOLVED, that the County Engineer is hereby authorized by the Board of County Commissioners to employ such laborers and vehicles, use such county employees and property, lease such implements and tools, and purchase such materials as are necessary in the construction, reconstruction, improvement of said roads by force account. And that, when determining whether construction or reconstruction of roads may be undertaken by force account, the County Engineer shall first cause to be made an estimate of the cost of such work using the force account project assessment form developed by the auditor of state under section 117.16 of the Revised Code. When the total estimated cost of the Force Account work exceeds thirty thousand dollars per mile, the County Commissioners shall invite and receive competitive bids for furnishing all the labor, materials, and equipment necessary to complete the work in accordance with sections 307.86 to 307.92 of the Revised Code; and further

BE IT RESOLVED, that the County Engineer is authorized by this Board of County Commissioners to use such county employees and property, lease such implements and tools, and purchase such materials as are necessary in the construction, reconstruction, improvement, of bridges and culverts by force account. And that, when determining whether such construction, reconstruction, improvement of bridges or culverts may be undertaken by force account, the County Engineer shall first cause to be made an estimate of the cost of such work using the force account project assessment form. When the total estimated cost of the work exceeds one hundred thousand dollars, this Board of County Commissioners shall invite and receive competitive bids for furnishing all the labor, materials, and equipment necessary to complete the work, in accordance with sections 307.86 to 307.92 of the Revised Code. The County Engineer shall obtain the approval required by section 5543.02 of the Revised Code; and further

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BE IT RESOLVED, that “Force Account,” as used in this section means that the County Engineer will act as contractor, using labor employed by the Engineer, or, using material and equipment either owned by the county or leased by the county, or purchased in compliance with sections 307.86 to 307.92 of the Revised Code and excludes subcontracting such work which requires competitive bidding pursuant to sections 307.86 to 307.92 of the Revised Code unless, or until, such work has been bid and awarded by the Board of Commissioners; and further

BE IT RESOLVED, that the term “competitive bids” as used in this section requires competition for the whole contract regarding such materials, or, components of any such contract awarded by the County Commissioners and in regard to its component parts, includes labor and materials; 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.

Larry J. Silcox seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

12-009

IN THE MATTER OF APPROVING OF A CHANGE ORDER NO. 1 WITH ENVIRONMENTAL REMEDIATION CONTRACTOR FOR TRI-COMMUNITY FIRE DISTRICT UNDERGROUND STORAGE TANK REMOVAL

Larry J. Silcox moved the adoption of the following resolution:

WHEREAS, a change order has been presented for the Tri-Community Fire District Underground Storage Tank Removal project;

WHEREAS, add attached price quote as prepared by WSOS CAC, Inc. grant administrator; and

WHEREAS, this work will be performed for the cost of ten thousand three hundred fifty-nine dollars and twenty-four cents (\$10,359.24) and

WHEREAS, the sum of \$10,359.24 is hereby added to the price quote of \$16,955.00 the new adjusted price quote to date thereby is \$27,314.24.; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves of the change order No. 1 as submitted with Environmental Remediation Contractor as listed above; 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 – Joe Hintz
Aye – Larry J. Silcox

CHANGE ORDER

Order No. 001
 Date: 12/14/11
 Agreement Date: 9/15/11

NAME OF PROJECT: Tri-Community Joint Fire District
 Underground Storage Tank Removal

OWNER: Huron County Commissioners

BUSINESS/AGENT: Environmental Remediation Contractor

The following changes are hereby made to the CONTRACT DOCUMENTS:

Justification:

Bid Item #2: Tank Liquid & Sludge Removal:	Add 13,738 gal @ \$ 58/gal = \$ 8,899.00
Bid Item #7: Backfill with #8 backfill within 12" of grade:	Add 31.45 ton @ \$32.00/ton = \$ 1,006.40
Bid Item #8: Top with 12" of 304 Stone:	Add 44.72 ton @ \$22.00/ton = \$ 983.84
Bid Item #9: Additional Mobilization and Demobilization (due to EPA's unavailability on first Mobilization:	Add Lump Sum @ \$1,500.00 = \$1,500.00

Change to CONTRACT PRICE:
 Original CONTRACT PRICE: \$ 16,955.00
 Current CONTRACT PRICE adjusted by previous CHANGE ORDER: \$ 18,385.00
 The CONTRACT PRICE due to this CHANGE ORDER will be increased by \$ 1,039.24
 The new CONTRACT PRICE, including this CHANGE ORDER will be \$ 27,214.24

Change to CONTRACT TIME:
 The CONTRACT TIME was decreased by 22 calendar days. Project completed on December 2, 2011.
 The date for completion of all WORK will be 12/2/11 (Date)

Requested by: Environmental Remediation Contractor
 Recommended by: Nadine Thompson, WSOS CAC, Inc. - Grant Administrator
 Accepted by: *[Signature]*
 OHCP Approval (where applicable): Per 12/15/11 Conversation with Betsy Giffin of OGD

(See attached detailed explanation of changes)

Bid Item #1 - Liquid and Sludge Removal and Disposal:
 The UST Removal Project began on November 8, 2011. The contractor contacted me at the end of that day to inform me that they had already removed 7,400 gallons of liquid from the tanks (original estimate was 6,700 gal.), and they estimated there was approximately 3000-4000 gallons remaining. They stated that they had intended to return the next day to remove the remainder of the liquid. OH EPA (who was scheduled to obtain soil samples and test for contamination) informed the contractor that they were only available on November 8th and would not be available again until November 22nd. Their next available date after that was November 28th.

Due to the necessity of EPA's participation, we were forced to delay the project until November 22, 2011. During the timeframe between November 8th and 22nd, there were several days of rain, which inevitably refilled the tanks. In the end, an additional 13,738 gallons of liquid and sludge had to be removed.

Bid Items #7 and #8 - Backfill and Top Stone:
 When digging out the tanks on the West side of the building, it was very evident by the appearance of the soil and the smell that the soil was contaminated. 2 additional tanks were also discovered that were not listed on the original information from BUSTR. Due to these factors, additional digging was required, resulting in a larger cavity. Thus, the additional backfill and stone was needed.

Bid Item #9 - Mobilization:
 Mobilization was secured for the work that was completed on the original start date of November 8, 2011. Due to EPA postponing the project, additional mobilization was required for the actual removal date that was done November 22 - 25, 2011.

At 9-30 a.m. Public Comment

Mayor Duncan came before the board as both the mayor of Norwalk and as a citizen of Huron County. The mayor stated that they would like to offer some additional services to their community and spoke in regards to the tipping fee at the transfer station as being \$54.00 and stated that they have had to cut back on their tonnage because of cuts that have been made. Obviously this year with cuts to local government they are in even a tighter position. They would like to offer some services to their citizens though. Mayor Duncan stated that he is not asking to the board to do anything for Norwalk that they wouldn't do for all Huron County citizens but is asking them to reevaluate and see if there is any way the tipping fee could be lowered and if you can in return Norwalk would be able to provide more tonnage. At this point they do not see any other way that they can do this until the tipping fees come down some. Mr. Bauer stated that the board will take a look at that and also stated that this had been discussed last year and it ended up being no good answer at the time. Mayor Duncan stated if you would just reevaluate it that is all they are asking. The board agreed to do so and get back with the mayor.

12-010

IN THE MATTER OF VOUCHERING FUNDS TO THE HURON COUNTY SOIL & WATER CONSERVATION DISTRICT

Joe Hintz moved the adoption of the following resolution:

WHEREAS, funds have been appropriated from the Huron County General Fund for the Huron County Soil & Water Conservation District in 2012;

and

WHEREAS a first quarter P.O. for these funds, that the Board of Huron County Commissioners does hereby authorize their Clerk to voucher the following sum of \$30,712.50 for the first quarter to be paid from the Code listed in the Commissioners' Budget to the Huron County Soil & Water Conservation District for the first quarter of the year 2012; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners does hereby authorize their Clerk to voucher the following sum to be paid for the first quarter from the Code listed in the Commissioners' Budget to the Huron County Soil & Water Conservation District for the year 2012:

From: 028-00558-001 Soil & Water Conservation District \$ 30,712.50.00 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

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Revised Code.

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Larry J. Silcox seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

12-011

IN THE MATTER OF APPROVING OF A REQUEST FOR PAYMENT ON LETTER OF CREDIT AND STATUS OF FUNDS REPORT (FORM DS5) FOR HURON COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (B-F-10-1BJ-1) SUBMITTED TO THE BOARD JANUARY 9, 2012

Larry J. Silcox moved the adoption of the following resolution:

WHEREAS, a request for payment and status of funds report has been prepared and submitted to the Board of Huron County Commissioners as attached herein by WSOS CAC, Inc. & Huron County Development Council for the Board's certification; and

WHEREAS the Board has reviewed the request for payment and status of funds report; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves of the request for payment and status of funds report as attached herein and certifies that the data reported is correct and that the amount of the Request for Payment is not in excess of current needs; 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 – Joe Hintz
Aye – Larry J. Silcox

State of Ohio Office of Housing and Community Partnerships Request for Payment and Status of Funds Report							
Section One: Request for Payment		Name and Address of Grantee:					
Submit to: Ohio Department of Development Office of Housing and Community Partnerships P.O. Box 1001 Columbus, Ohio 43216-1001		Huron County Commissioners 180 Millen Avenue Norwalk, OH 44857					
Contact Person/Telephone Number: Nadine Thompson, WSOS-CAC419-332-2056		Community/Nonprofit # 1-BJ		Date:		State Use Only	
FTI Number: 34-640872		Draw Number:		Voucher #:		Warrant #:	
Section Two: Itemization of Expenditures							
Grant Number *	Activity Name *	Activity No.	Enter the Housing Site Address (CSBG and HOME Funded Housing Activities Only)	Project Number (State Use Only)	Amount Requested	Approved Activity/Site Address Budget	Balance of Activity/Site Address Budget
B-F-10-1BJ-1	Demolition/Cleanse	5			27,315	39,600	12,285
	Demolition Cleanup/Removal Invoice #174 - ERC						
B-F-10-1BJ-1	Administration	7			800	22,000	3,200
	HC Commissioners Audit Cost						
B-F-10-1BJ-1	Administration	7			800	22,000	2,700
	WSOS Invoice #32818						
B-F-10-1BJ-1	Administration	7			100	22,000	2,800
	WSOS Invoice #33147						
Total Amount of This Draw:					\$28,415		
* NOTE: From the Attachment A of the Grant Agreement							
Section Three: Certification of Itemization of Expenditures - Two Authorized Signatures Are Required							
I certify that this Request for Payment was drawn in accordance with the terms and conditions of the Grant Agreement(s) attached and that the amount drawn is proper for payment to the drawer's depository. I also certify that the data reported above is correct and that the amount of this Request for Payment is not in excess of current needs.							
Date: 1/9/12	Signature: <i>[Signature]</i>			Title: P.D.S.			
Date: 1/9/12	Countersignature: <i>[Signature]</i>			Title: U.P.			
State Use Only				DSS (Rev. 6/04) DEV0072			
Approved: _____				Date: _____			

**SPECIAL SESSION
IN THE MATTER OF HOLIDAY**

MONDAY

JANUARY 9, 2012

NOTICE

**ALL HURON COUNTY OFFICES WILL BE
CLOSED ON MONDAY, JANUARY 16, 2012
TO OBSERVE MARTIN LUTHER KING DAY
THE HURON COUNTY TRANSFER STATION WILL BE OPEN
HURON COUNTY COMMISSIONERS
Gary W. Bauer, Joe Hintz, Larry J. Silcox**

IN THE MATTER OF TRAVEL

Larry J. Silcox moved to approve the following travel requests this day. Joe Hintz seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye – Larry J. Silcox

Gary W. Bauer, Commissioner, on January 12, 2012, to Milan, Ohio, for Red Cross meeting on Hero Award.

IN THE MATTER OF REQUEST FOR LEAVE

Michael Webb/Dog Warden/sick/8:00 a.m. – 4:30 p.m. January 3, 2012.
Gary Ousley/Dog Warden/Personal Time/2:30 p.m. – 4:30 p.m. December 29, 2011
Vickie Ziemba/Commissioners/sick/8:00 a.m. 1:00 p.m. January 11, 2012/8:00 a.m. 4:30 p.m. January 13, 2012.
Steve Minor/Buildings & Grounds/sick/6:00 a.m. – 10:00 a.m. December 20, 2011.
Darwin Pesnell/Buildings & Grounds/sick/3:30 p.m. – 4:30 p.m. January 4, 2012.
Tim Bettac/Buildings & Grounds/sick/3:00 p.m. – 4:30 p.m. December 28, 2011.
Ronald Ackerman/Buildings & Grounds/vacation/7:30 a.m. – 2:30 p.m. December 22, 2011.
Sue Bommer/Human Resource/Loss Prevention/sick/10:00 a.m. – 5:00 p.m. January 10, 2012.

SIGNINGS

**HURON COUNTY
BOARD OF COMMISSIONERS**

Gary W. Bauer * Joe Hintz * Larry J. Silcox

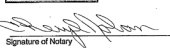
Cheryl Nolan, Administrator/Clerk

Signature Certification


Signature Authorizing Official

This is to certify that the above is the signature of Gary W. BAUER
President of Huron County.

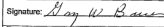
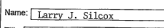
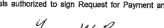
Subscribed and duly sworn before me according to law, by the above mentioned individual
this 9th day of January, 2012 at Huron County of
Huron and State of Ohio.


Signature of Notary



CHERYL NOLAN
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires
April 4, 2014

NOTE: Signature Certification must be printed on letterhead.

Authorized Signature Card for Request for Payment and Status of Funds Report	
Community Number or Nonprofit Number: <u>136</u>	Issued By: The State of Ohio Department of Development Office of Housing & Community Partnerships P.O. Box 1001 Columbus, Ohio 43216-1001
Grant Issued in Favor of (Recipient and Address):	
Typed Name, Title and Signature Name: <u>Gary W. Bauer</u> Title: <u>President</u> Signature: 	Typed Name, Title and Signature Name: _____ Title: _____ Signature: _____
Typed Name, Title and Signature Name: <u>Joe Hintz</u> Title: <u>Vice-President</u> Signature: 	Typed Name, Title and Signature Name: _____ Title: _____ Signature: _____
Typed Name, Title and Signature Name: <u>Larry J. Silcox</u> Title: <u>Member</u> Signature: 	Typed Name, Title and Signature Name: _____ Title: _____ Signature: _____
Note: Two Signatures are Required to Sign and Counter Sign a Request for Payment and Status of Funds Report - 885	
I certify that the above signatures are of the individuals authorized to sign Request for Payment and Status of Funds Reports.	
Date: <u>January 9, 2012</u>	Signature of Authorizing Official (Recipient): 

DSR - Rev. 2010
*If the individual signing on the "Signature of Authorizing Official" line will be signing any Request for Payment and Status of Funds Reports - DSR, a Signature Certificate must be submitted to OHCP. For more information regarding a Signature Certificate, visit <http://www.development.ohio.gov/ohcp/publications.htm> and select Attachment 11 under OHCP Financial Management Rules and Regulations.

SPECIAL SESSION

MONDAY

JANUARY 9, 2012

THE CINCINNATI INSURANCE COMPANY

BILLING NOTICE

CINCINNATI FINANCIAL CENTER, P.O. BOX 145496, CINCINNATI, OH 45214

BOND NUMBER	AGENCY CODE	RENEWAL PERIOD	DESCRIPTION	RENEWAL PREM
B-882178	34-702	02/02/2011 - 02/02/2012	LICENSE/MISCELLANEOUS	\$284.00

AGENCY	PRINCIPAL OR INSURED
Battles Insurance Agency 15 Whitesey Ave. Norwalk, OH 44857	TERESA ALT 185 SHADY LANE DRIVE NORWALK, OHIO 44857

RENEWAL INSTRUCTIONS: BOND IS CONTINUOUS UNTIL A FULLY COMPLETED, SIGNED AND DATED RELEASE FROM THE OBLIGEE IS RECEIVED IN THE HOME OFFICE.

REMARKS: COPY

NOTE: FOR CANCELLATION, PLEASE HAVE APPLICABLE RELEASE COMPLETED, SIGNED AND RETURNED TO HOME OFFICE BOND DEPT.

COURT BOND RELEASE
To the Cincinnati Insurance Company
The case of _____
vs. _____ was settled on _____ and the costs have been paid.
Date _____ By _____ Judge/Clerk
Clerk of _____
Court of _____

PUBLIC OFFICIAL BOND RELEASE
To the Cincinnati Insurance Company
TERESA ALT whose official bond was signed by your Company, ceased serving on 12-1-2011 in the capacity for which he was bonded and his successor has duly qualified for said office.
Date 1/9/12 By Terry W Bauer
Title Pete Welch
(MUST BE SIGNED BY A DULY AUTHORIZED OFFICIAL)

BOND RELEASE (MISCELLANEOUS)
The Cincinnati Insurance Company Cincinnati, Ohio
Gentlemen:
You are informed that your Bond No. _____ on behalf of _____ in favor of _____ covering _____ may be cancelled as of _____ because _____ Date _____ Obligee _____ Title _____

FIDELITY BOND RELEASE
The Cincinnati Insurance Company
Please discontinue, from and after _____ your fidelity bond on behalf of _____ in favor of the undersigned.
Date _____ By _____ Title _____
To be signed by employer. If a corporation, must be signed by a duly authorized officer.

At 9:45 a.m. Pete Welch, SWMD Director came before the board in regards to the groundwater issues at the landfill. Mr. Welch stated that last week he was in Columbus and wanted to bring to the board's attention the potential ground water issues at the landfill. Mr. Welch referred to a map and stated that the southwest portion of the landfill where well W-9 is at that in there that well has been in assessment for quite some time for ammonia and sodium and in the near future we expect that we are going to have to drill two more wells back there. One will have to be placed above the bed rock and one will have to be placed in the bed rock. These will be place further to the west along that property line. MW-10 which is in the more east quadrant which is back toward the sedpond this one needs to be re-sampled for barium as we did get a hit on the last sampling round so we will sample that and if we do get another hit on that it will go into assessment also. Then at MW-3 which is next to the recycling center/transfer station in the front we do have VOCs in that well and we hit those on the last sampling round. We will be re-sampling that well as well and it may go into assessment in the near future. So as soon as the next round of sampling comes back will know more of what we need to do with MW-3 and MW-10. Mr. Bauer stated so now would not be a good time to discuss lowering the tipping fee. Mr. Welch stated that you are probably looking at to put the two wells in the rough cost would be \$35,000.00 for both wells. If the other wells go into assessment there will be cost there as well and they should be roughly the same cost. Mr. Hintz asked if he had the money to cover this. Mr. Welch stated yes that he does right now and that the carryover for the landfill right now is \$153,000.00. These wells are not budgeted for this year. Mr. Bauer asked what it cost to lower the rates \$1.00 and Mr. Welch stated it would be around \$35,000.00. Discussion was had in regards to the city of Norwalk and lowering the gate rates. The board requested that Mr. Welch run some numbers in this regard.

Mr. Welch also asked about going into contract with Verdin for maintenance. The board agreed to enter into contract with Verdin for maintenance on the clock for around \$565.00.

Mr. Silcox referred to the letter to the mechanic in regards to the safety of the vehicles, the letter to the Sheriff in regards to the keys to the garage, and the letter in regards to hiring a custodian at the jail. All three of these letters can be prepared for signature and sent. Mr. Silcox stated that we had discussed at our last meeting the issue over what committees they would serve on. It was decided that Mr. Bauer would serve on the Board of Revision as he is the President of the board and that is who normally serves on that board. Mr. Bauer stated that he would like for Mr. Hintz to attend a couple of the Board of Revision meeting to see what goes on so that he will know for the future. Mr. Hintz stated that he would serve on the Catastrophic Leave Bank Board, and the Data Board. Mr. Silcox will serve on the Records Retention Board.

At 10:00 a.m. Monica Jensen, Windlab Development U.S.A. came before the board in regards to the Ohio Wind Project in Greenwich, Ohio. Ms. Jensen explained the background of Windlab Development and stated that it is an Australian company and has been is the U.S. a little over two years. They one project in development in Ohio, one in Nebraska, two in Colorado and one in Indiana. This Ohio project is located a little southwest of Greenwich, Ohio. They have been in the feasibility part of the project for over a year

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now. They have about 4500 acres under lease. The size of the project that they are focusing on is a 60 megawatt project. It is a small project by most wind standards today. Part of the reason for that is the transmission lines that they are attempting to inter connect to. They have started begun their feasibility inter connect process with TJM and AEP and they are expecting back their findings on the ability of the wind park being built and inter connected on to that line. If they can not inter connect to that line there is another alternative but that will require a line transmission. Over the past year they began their environmental study and they work with Stantec to do that portion. They are now at the point where this project really has legs and they are going to move into the Ohio Power siting board process which will require coordination with the county and the Ohio Power Board siting process as to how tax revenues are going to be handled. Ms. Jensen stated that this is a long process and that wind farms don't spring up over night. This one has been worked on for over a year and a half. This is really where we are at and we will now start reaching out to the county road commission. This has been very well received in the community. There were some landowners that did not want to sign up for the project but the overall response was good. Mr. Bauer stated that he had attended a community meeting and stated that he was impressed with the answers that were given to the landowners. County Engineer, Joe Kovach asked what are we looking at in regards to the size of the towers. Ms. Jensen stated they are 100 meter rotor swept area from end to end. Ms. Jensen stated that she would get Mr. Kovach information in regards to meeting road load limits etc. Mr. Kovach stated that the county will work with them but will need to work with the townships as well. Mr. Kovach asked if they would upgrade a bridge and Ms. Jensen stated yes they would because it may be less expensive then having to drive 100 miles or so out of the way to avoid that bridge. Also stated that it is very common to have some heavy road work done on bridges and things like that and it is easier to fix it right the first time. Mr. Bauer asked if you move ahead with this is it going to be the contract that was at the community meeting. Ms. Jensen stated yes. Mr. Bauer stated that he did have the right answers at the community meeting. Ms. Jensen stated that she would bring him to a county meeting. Mr. Kovach asked what are we looking at for construction. Ms. Jensen stated at least the middle of 2013. Mr. Hintz stated that his big concern is funding and asked Ms. Jensen to tell him about the funding and where does this money come from. Ms. Jensen stated that right now it looks like City Bank is going to be the money. Mr. Hintz asked how is the government involved in this? Ms. Jensen stated that they are absolutely not getting any government assistance on this project. Mr. Hintz stated that is what he wanted to hear. Ms. Jensen stated that all the grants expired this year. Mr. Hintz also asked how cost effective is wind power? Ms. Jensen stated to look at the amount of wind farms that have been built in the last five year. Ms. Jensen explained the tax credit and stated that the grant funding is going off the table. Mr. Hintz stated that he can not see the country being run on wind power. Ms. Jensen stated that it isn't going to that it is going to have to be a mix of energies. Mr. Bauer asked what happens to these wind towers when they become obsolete. Ms. Jensen stated that the structure of a wind tower is very favorable for the advancement of technologies. They are at the high end of the technology platform because the advances are coming in gear boxes small software design and things like that. We are structurally at the maximum.

At 10:23 a.m. Joe Kovach, County Engineer discussed the Greenwich Milan Townline road. Mr. Kovach stated that they are doing a feasibility study for turning lanes and a light at Route 601 and Route 18. Mr. Bauer asked about the Standardsburg bridge and the bridge will be coming out soon to be rebuilt.

OTHER BUSINESS

Gary Bauer reported on a phone call that he received from David Kniffin in regards to new software training for the board of elections. There was a house bill that stated that counties could go together for this training. Somehow that has been dropped and Mr. Bauer has a call into CCAO for information on this action. Sharon Locke, Huron County Director of Board of Elections has ordered the software for the training, as they were planning to work with Richland County but their prosecutor did not want the counties to work together because of liability issues. Mr. Bauer also stated that he had talked to Tim Wert from Richland County in regards to the building department. Mr. Bauer stated that Mr. Wert would take care of any problems that we might have. Further discussion was had in regards to the problems that the contractors have with the building inspections. We will put a meeting together for all in meeting room "A" for further discussion.

At 10:50 a.m. Sue Bommer, HR came before the board in regards to a lawsuit with local governments. Ms. Bommer stated that initially we were not eligible to be part of this but now we are eligible to take part in this lawsuit. Daivia Kasper stated that we are now eligible for this and should ask Doug Brown, Willis, or Anthem, MMO to put a spreadsheet together for us. Mr. Silcox stated that we need to find out if the information is readily available and if there is any cost to recover this information. The board agreed to make the call and get this information.

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Ms. Bommer also stated that she had a call from Stacey Dvorak, Clarksfield Township fiscal officer in regards to coming onto the county health insurance plan. The board agreed to look at the cost and see if they want to do this after knowing what the cost is. They would have to pay the whole bill. Doug Brown, Willis advises against this option. Mr. Silcox stated that we should look into the insurance cost that the Huron County Chamber of Commerce has. Mr. Silcox asked Ms. Bommer to research this option.

Ms. Bommer discussed charge backs and we have to give the elected officials notice 30 days in advance. The board agreed to send a letter noting this.

At 11:04 a.m. the board recessed.

At 11:20 a.m. regular session resumed.

At 11:20 a.m. Joe Hintz moved to enter into **Executive Session(s) ORC 121.22 (G) (2) (nothing to do with airport)** To consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest; **ORC 121.22 (G) (4)** preparation for, conducting, or reviewing negotiations or bargaining sessions for public employees, concerning employee compensation or other terms and conditions of employment. Larry J. Silcox seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye –Larry J. Silcox

At 12:15 p.m. Larry J. Silcox moved the end Executives Session(s) ORC 121.22 (G) (2) and ORC 121.22 (G) (4). Joe Hintz seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye –Larry J. Silcox

- Action Taken.

Joe Hintz moved to reject fact finding report for the FOP Secretaries unit. Larry J. Silcox seconded the motion.

Discussion: The board agreed to ask the sheriff to attend an executive session with the board on Tuesday, January 17, 2012.

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

*Aye – Gary W. Bauer
Aye – Joe Hintz
Aye –Larry J. Silcox*

12-012
Signature only

**IN THE MATTER OF REJECTING THE FACT FINDING REPORT AND
RECOMMENDATIONS FOR THE FRATERNAL ORDER OF POLICE/OHIO LABOR
COUNCIL INC. (FOP)**

Joe Hintz moved the adoption of the following resolution:

WHEREAS, a hearing was conducted on December 20, 2011 with each party providing evidence and arguments; and

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WHEREAS, in making the recommendations as attached hereto and incorporated herein, the fact-finder has reviewed the arguments and evidence presented by the parties at hearing and the Employer's written position statement; and

WHEREAS, the Board of Huron County Commissioners disagrees with the recommendation of the fact finder as attached hereto and incorporated herein; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners rejects the fact finding report 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.

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

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye –Larry J. Silcox

At 12:17 p.m. Cliff Schaffee came before the board in regards to make a complaint about the Auditor and Prosecutor. Mr. Schaffee explained the problem that he had a house fire in 1982, and in 1983 he put the house in a trust and further explained that situation as the last few years the prosecutor and auditor have refused to recognize the trust. The prosecutor decided to have three sheriff sales and ignore the trust. Mr. Schaffee further explained actions taken by the prosecutor and auditor. Mr. Schaffee stated that the county has sent this to the state auditor's office and stated that he has a letter from the auditor's office which states that he needed to come to the board of revision meeting. Mr. Schaffee stated that he wanted the commissioners to know both sides of the story. Mr. Bauer asked Mr. Schaffee to bring in his letter from the State Auditor's office. Mr. Bauer stated that he would mention this situation to Roland Tkach today.

IN THE MATTER OF TRAVEL

Larry J. Silcox moved to approve the following travel request this day. Joe Hintz seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Gary W. Bauer
Aye – Joe Hintz
Aye –Larry J. Silcox

Sue Bommer, Human Resource/Loss Prevention Coordinator, on January 11, 2012, to Sandusky, Ohio for a Webinar with OHPELRA.

**SPECIAL SESSION
SIGNING**

MONDAY

JANUARY 9, 2012

Ohio Office of Criminal Justice Services QUARTERLY SUBGRANT REPORT									
A. Subgrant No:		2009-JG-D01-6432A		This report is required for all OCJS subgrants and is due <u>12/31</u> at the end of each quarter. Please fax one signed copy to the Office of Criminal Justice Services at (614) 666-4400.					
B. Subgrant Title:		Court Advocacy Program							
C. Period Ending Date:		12 / 31 / 2011							
D. Initial Payment Request:		8,294.66		F. Subgrantee: Huron County Commissioners					
E. Inpt. Agency:		Huron County Victim Assistance		Street Address:		180 Milan Ave.		Huron, Ohio 44827	
G. Budget		H. Approved Budget		I. Prior YTD Expenditures		J. Current Expenditures		K. Total YTD Expenditures	
L. Unpaid Obligations (2)									
Personnel	32801.78	15712.82	9841.98	25554.80					
Contract	0.00	0.00	0.00	0.00					
Travel	630.00	379.34	140.64	219.78					
Equipment	0.00	0.00	0.00	0.00					
Supplies	2000.00	444.65	266.17	710.82					
Other Cash	2533.00	174.48	810.95	985.43					
Confidential Funds									
Indirect Costs									
Total Cost	\$37,966.78	\$16,711.29	\$11,059.54	\$27,770.83	\$0.00				
M. Fund Distribution	Approved Budget	Prior YTD Expenditures	Current Expenditures	Total YTD Expend.	Unpaid Obligations				
OCJS	28,475.08	12,533.47	\$294.66	20828.13					
Local Match	6,491.70	4,177.82	2,764.88	6,942.70					
In-Kind Match									
Total Cost	\$37,966.78	\$16,711.29	\$11,059.54	\$27,770.83	\$0.00				
N. Cash Position	OCJS Funds	Local/State Match	D. Project Income	Forfeitures	Interest	Other			
YTD Receipts	0.00	6942.70	0.00						
YTD Expenditures	\$294.66	6942.70	Expanded (+)						
Cash on Hand (3)	\$3,294.66	\$0.00	Contract						
			Expanded (-)	\$0.00	\$0.00	\$0.00			
P. STATUS OF OBJECTIVES-PLEASE DESCRIBE THE PROGRESS TOWARD THE OBJECTIVES FOR THIS PERIOD: Objective 1: Total number of victims served quality supportive services to date is 197 which is 66 % of our goal for the year. Objective 2: Total restitution dollars collected year to date is \$ 35,970.66.									
Q. OBSTACLES & SUCCESSES-DESCRIBE ANY IMPLEMENTATION ISSUES ENCOUNTERED AND PROJECT ACCOMPLISHMENTS.									
R. CERTIFICATION & SIGNATURE: I certify that all information and transactions reported above are accurate and have been made in compliance with all applicable statutes and regulations, and in accordance with the approved subgrant award and budget per OCJS.									
Typed Name & Title of Designated Official:		Signature of Designated Official: <i>Jerry W. B...</i>							
Huron County Commissioner President		Date: 1/9/12							
OCJS Use Only		Report Approved By: _____ Date: _____							
Notes: 1. Must attach justification to support initial payment request. 2. Use only if project has unpaid invoices at the end of the subgrant period. 3. Federal guidelines require cash on hand to be kept at a minimum and expended ASAP.									
Report Effective 01/2003 Office of Criminal Justice Services, 1970 West Broad St., Columbus, OH 43223									

Quarterly sub-grant report

At 1:00 p.m. Larry J. Silcox moved to adjourn. Joe Hintz seconded the motion. The meeting stood adjourned.

IN THE MATTER OF DOG WARDEN REPORT

<u>Weekending</u>	<u>Placed</u>	<u>Claimed</u>	<u>Destroyed</u>	<u>Other</u>	<u>Total</u>
September 24, 2011	3	-0-	5	-0-	8
October 01, 2011	5	2	5	-0-	12
October 08, 2011	3	-0-	4	-0-	7
October 15, 2011	2	1	2	-0-	5
October 22, 2011	11	2	7	-0-	20
October 29, 2011	2	-0-	3	-0-	5
November 05, 2011	3	1	5	-0-	9
November 12, 2011	1	3	-0-	-0-	4
November 19, 2011	6	5	1	-0-	12

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 January 9, 2012.

SPECIAL SESSION

MONDAY

JANUARY 9, 2012

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 1:00 p.m.

Signature on File