TUESDAY

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

The following also were in attendance: Vickie Ziemba, Administrator/Clerk; Cherise Webb, Clerical Assistant; Randal Strickler, Assistant Prosecutor; Lee Tansey, Engineer; Roger Hunker, Lyme Township Trustee/APEX; Patricia Didion, Citizen; Brad Mesenburg, Citizen; Brad Cooley, Norwalk City Schools Superintendent; Matt Roche, Norwalk Ohio News; Joe Centers, Norwalk Reflector.

Pursuant to Ohio Revised Code Section 305.14 the Record of the Proceedings of the January 19, 2023 meeting(s) were presented to the Board. Bruce Wilde made the motion to waive the reading of the January 19, 2023 minutes of the meeting(s) and approve as presented. Terry Boose seconded the motion. Voting was as follows:

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

23-040

# IN THE MATTER OF CERTIFYING CLAIMS SCHEDULE FOR PAYMENT BATCHES TO THE HURON COUNTY AUDITOR FOR PAYMENT:

Bruce Wilde moved the adoption of the following resolution:

**WHEREAS**, as per Ohio Revised Code 305.10, a resolution must be made by the Board of Huron County Commissioners to accompany the Claims Schedule to the Huron County Auditor's Office for payment;

now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners does hereby approve the Claim Register and Then and Now's for Payment Batches #352086 and authorize the Huron County Auditor to make the necessary warrant; 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.

Terry Boose seconded the motion.

#### \*Discussion:

- Mr. Boose asked Ms. Ziemba to compare municipal court charges for the second half of last year to the previous year.
- Mr. Boose noted there was a lot more medical treatment at the jail and thought some were the same patients as the last time. Ask Sheriff if there are medical issues.
- Page 6, under 115 Utilities. Mr. Boose thought it was interesting there were two payments that were the same amount for the same dates. Ms. Ziemba said she will have to ask Job & Family Services about that and asked if he was speaking about the 2 bills for Columbia Gas.
- Mr. Brady noted there were also Then and Now's with this Claims Schedule.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

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JANUARY 31, 2023

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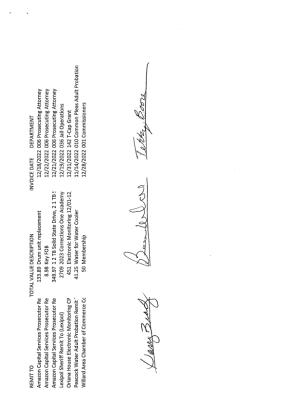
TUESDAY

JANUARY 31, 2023

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TUESDAY

JANUARY 31, 2023



At 9:05 a.m. Public comment. *Roger Hunker, Bellevue*. They are working with the architect to get a proposal on the building. He thought he would have that by now, but has not received it yet. He also wanted to check on the status of a resolution from the commissioners. Mr. Brady told Mr. Hunker it would be discussed later today, it is on the agenda after the executive session. McDonald Hopkins will be here and ARPA funds will be discussed along with projects.

23-041

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

Bruce Wilde 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	ТО	Dept	Account	Fund	Amount
	125	00125	125	\$15,500.00		125	00450	125	\$15,500.00
	Salaries/Employees					Unemployment Compensation			

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.

Terry Boose seconded the motion.

**\****Discussion:* Mr. Tansey explained they did not have an account set up for unemployment, so this is the potential unemployment costs for this year. Mr. Tansey wanted to separate the cost from salaries. Mr. Boose said the interesting thing about unemployment for local government is they don't pay into it but if someone goes onto unemployment, then they have to pay.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

23-042

# IN THE MATTER OF APPROVING REQUESTS FOR EXPENDITURE OF OVER \$1,000.00 SUBMITTED TO THE BOARD JANUARY 31, 2023

Bruce Wilde moved the adoption of the following resolution:

**WHEREAS**, requests for expenditures of over \$1,000.00 have been submitted for approval by the Board of Huron County Commissioners as follows:

<b>B&amp;G 022-00275</b> RJ Beck	PAC Retro Kit 4-door Controller replacement & backup battery (Courthouse)	\$4,250.00
<u>IT Equipment</u> CDWG	2 Synology backup devices (offsite back-up storage)	\$12,502.18 now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners hereby approves of the requests for expenditure of over \$1,000.00 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.

Terry Boose seconded the motion.

\*<u>Discussion</u>: Mr. Wilde said that he would like to see that \$1,000 limit raised, he suggested setting the limit at \$5,000. Mr. Boose thought this would need to be done by resolution, Ms. Ziemba stated it would and she would prepare that for an upcoming meeting. Mr. Brady confirmed that everyone was okay with the \$5,000. They were.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

23-043

## IN THE MATTER OF HOLDING MEMBERSHIP IN THE ERIE BASIN RC&D COUNCIL

Bruce Wilde moved the adoption of the following resolution:

WHEREAS, the Board of Huron County Commissioners desires to hold membership in the Erie Basin RC&D Council;

WHEREAS, the Board of Huron County Commissioners recognizes that membership in this organization would be beneficial; now therefore

**BE IT RESOLVED**, that the Huron County Commissioners approves holding membership in the Erie Basin RC&D Council in the amount of \$500.00; 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 Revised Code.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

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23-044

## IN THE MATTER OF AUTHORIZING THE ADVERTISEMENT AND LETTING BIDS FOR THE AUSTER ROAD BRIDGE SUPERSTRUCTURE REPLACEMENT HUR-TR 154-00.57; PID 117396; DESIGN BUILD PROJECT

Bruce Wilde moved to adopt the following resolution:

**WHEREAS,** the Huron County Engineer has received notification of the availability of Federal Funding for the Auster Road Bridge Superstructure Replacement Project and therefore has requested approval for seeking bids for said project; and

**WHEREAS,** notice of this must be placed in a newspaper of general circulation and on the County's website pursuant to Section 307.87 of the Ohio Revised Code; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners does hereby approve of letting bids for the Auster Road Superstructure Replacement Project; and further

**BE IT RESOLVED**, that notice of this will be placed in a newspaper of general circulation and on the County's website <u>www.hccommissioners.com</u> by clicking on the Legal Notices link until the bid is opened on Friday, February 24, 2023 at 9:00 a.m.; and further

**BE IT RESOLVED**, that the foregoing resolution was adopted and all actions and deliberation 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.

Terry Boose seconded the motion.

**\****Discussion:* Mr. Tansey said this was in Wakeman Township, there is currently a truss there, it is design build and most likely another truss will go back in. They are leaving the existing foundation and replacing the superstructure. The project will cost close to \$1M and is 100% federally funded. Mr. Tansey stated this has a 500-foot span over the Vermillion River.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

#### ADVERTISEMENT NOTICE TO BIDDERS

Sealed bids may be submitted on or before the bid opening date of Friday, February 24, 2023 until 8:59 a.m. local time, at the Huron County Commissioner's Office, 180 Milan Avenue, Suite 7, Norwalk, Ohio 44857, for the following Project: Auster Road Bridge Superstructure Replacement HUR-T.R. 154-00.57; PID 117396; Design Build Project. Bids shall be opened and publicly read aloud at 9:00 a.m.

Bid Documents, including contract terms & conditions, must be obtained for a \$20.00 (check only) non-refundable fee from the Huron County Engineer at 150 Jefferson Street Norwalk Ohio 44857, between the hours of 7:00 a.m. – 3:00 p.m., Monday through Friday (holidays excluded). Bidder may elect to have these documents mailed to them for an additional fee of \$10.00 for shipping.

Each bidder is required to furnish with its proposal a Bid Guaranty and Contract Bond in accordance with Section 153.54 of the Ohio Revised Code. Bid security furnished in Bond form, shall be issued by a Surety Company or Corporation licensed in the State of Ohio to provide said surety.

Each proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity. The owner intends and requires that this project be completed no later than November 4, 2023.

Bidders must comply with the prevailing wage rates as determined by the U.S. Department of Labor under the Davis-Bacon and related Acts.

All proposals must be submitted bound in their entirety, and on the forms furnished in the Contract documents. Bid documents must be obtained from the Huron County Engineer, no copies will be accepted.

The Board of County Commissioners of Huron County reserves the right to waive any and all irregularities in the bids or bidding process and may reject any and all bids.

This advertisement may also be viewed by logging on to http://www.hccommissioners.com and clicking on the "Legal Notices" link or http://www.huroncountyengineer.org and clicking on the "Bid Information" link.

Advertise: February 2, 2023 February 9, 2023

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23-045

## IN THE MATTER OF ADVERTISING FOR A FULL-TIME, CLASSIFIED, NON-EXEMPT RECYCLING/TRANSFER STATION EQUIPMENT OPERATOR FOR THE HURON COUNTY SOLID WASTE DISTRICT

Bruce Wilde moved the adoption of the following resolution:

WHEREAS, there is a need for a Recycling/Transfer Station Operator for the Huron County Solid Waste District;

**WHEREAS,** the starting hourly wage for this position is \$20.11 per hour, with an additional \$.50/hr. after successfully completing probationary period, in compliance with the collective bargaining agreement between the Huron County Commissioners and AFSCME, Ohio Council 8, Local 3764; now therefore

**BE IT RESOLVED,** that the Board of Huron County Commissioners hereby authorizes the Huron County Director of Human Resources to solicit applicants for the position by posting and advertising in accordance with the AFSCME, Ohio Council 8, Local 3764 Collective Bargaining Agreement and the Huron County Personnel Policy Manual; and further

**BE IT RESOLVED,** that all those applying must submit a Huron County application for employment to the Huron County Human Resource Department, 12 East Main Street, Norwalk, Ohio 44857. Applications will be accepted until the position is filled; now therefore

**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 121.11 of the Ohio Revised Code.

Terry Boose seconded the motion.

**<u>\*Discussion</u>**: Mr. Brady thought they were going to replace someone who left. Ms. Ziemba said they had just received two weeks' notice.

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

Aye – Terry Boose
Aye – Harry Brady
Aye – Bruce Wilde

23-046

## IN THE MATTER OF REJECTING BIDS FOR THE BROADBAND EXPANSION PROJECT

Terry Boose moved the adoption of the following resolution:

WHEREAS, per Resolution 22-379, bids were let for the Broadband Expansion Project; and

WHEREAS, bids were received December 29, 2022 at 10:00 a.m. as follows:

North Coast Wireless Communications LLC \$574,920.00

WHEREAS, the Huron County Prosecutor's and Huron County Network Administrator's recommendation is to reject all bids for the Broadband Expansion Project; and

WHEREAS, the Board reserved the right to reject all bids in the specifications and under ORC 307.90; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners rejects all bids for the Broadband Expansion Project; 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.

Bruce Wilde seconded the motion.

**\*Discussion:** Mr. Wilde stated this would go back out for bid at a larger amount to take on more things. Mr. Wilde noted that Mr. Boose had a question about the survey from Ohio Broadband and Mr. Riedy had already filled it out. Mr. Riedy, Ms. Ziemba and Mr. Wilde all attended a webinar last Wednesday. Mr. Riedy will be

and

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on one of the committees which meet quarterly. Mr. Wilde noted we are reaching out for help through Ohio Broadband and Ms. Ziemba has been doing a lot of work on this.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

23-047

## IN THE MATTER OF AUTHORIZING THE COUNTY AUDITOR TO HOLD MEMBERSHIPS IN THE COUNTY AUDITORS' ASSOCIATION OF OHIO, OHIO DEPUTY REGISTRAR ASSOCIATION, and OHIO WEIGHTS AND MEASURERS ASSOCIATION

Bruce Wilde moved the adoption of the following resolution:

**WHEREAS**, Roland Tkach, Auditor has asked for approval to hold membership in the County Auditor Association of Ohio in the amount of \$2,600.00; Ohio Deputy Registrar Association in the amount of \$400.00, and Ohio Weights and Measurers Association in the amount of \$75.00; and

WHEREAS, the Board of Huron County Commissioners recognizes that membership in these organizations would be beneficial; now therefore

**BE IT RESOLVED**, that the Huron County Auditor is hereby endorsed for membership in the above listed associations and dues will be paid from funds appropriated to the 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.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

23-048

## IN THE MATTER OF REQUESTING STATEMENT OF QUALIFICATIONS FROM FIRMS INTERESTED IN PROVIDING PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR 2023, 2024, AND 2025 FOR HURON COUNTY

Bruce Wilde moved the adoption of the following resolution:

**WHEREAS,** the Board of Huron County Commissioners intends to contract for professional architectural and engineering services for facility repair, renovation, replacement, energy conservation, sustainment, and construction projects in Huron County, Ohio; now therefore

**BE IT RESOLVED,** that the Board of Huron County Commissioners does hereby request Firms interested in providing architectural and/or engineering services during years 2023, 2024, and 2025 to submit their Statement of Qualifications to the attention of Ms. Vickie Ziemba, Administrator/Clerk, 180 Milan Ave., Ste. 7, Norwalk Ohio 44857 no later than 2:00 PM on February 23, 2023; and further

**BE IT RESOLVED**, that notice of this will be placed in a newspaper of general circulation on Thursday, February 2, 2023, Thursday, February 9, 2023 and posted on the County's website <u>www.hccommissioners.com</u> accessed by clicking on legal notices; 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.

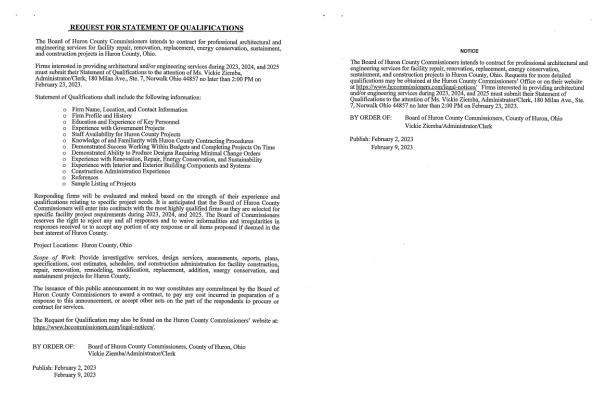
Terry Boose seconded the motion.

**\****Discussion:* Mr. Brady said we put this out every 3 years to have architects who are preapproved which we can utilize and do not have to go out for bid every time unless it is for a specific project.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde



At 9:18 a.m. <u>Brad Cooley, Superintendent, Norwalk City Schools</u>: Mr. Brady noted since this had started late we would extend their time until 9:35 and emphasized if things were discussed in executive session, they need to stay in executive session. But if you want to present information about the sale or transfer of land please feel free to do so.

Mr. Cooley thanked the Commissioners for including them on the agenda. He stated that he and the school board had worked primarily with Mr. Brady on the land deal. Mr. Cooley said that Mr. Brady had come to his office in a non-executive session and gave him a map that outlined the proposal the Commissioners were acceptable with. This was to trade/transfer 10-acres and sell 12 additional acres to the school board. This proposal was taken to the school board in executive session on August 2. Mr. Brady agreed and said Mr. Cooley was stating the facts.

Mr. Cooley stated that on August 16 the school board made the proposal public after confirming with Mr. Brady it was okay to do so. He thought things were progressing from there. He did not find out otherwise until he was standing at a football game on September 9 and thought Mr. Brady was discussing the land deal with two of the school board members. Mr. Cooley believed that what was happening with the land deal had somehow become tied to what was happening on the football field.

Mr. Brady asked what exactly Mr. Cooley was stating. Mr. Cooley said that he was stating exactly what his words were stating. Mr. Brady said he did not want to have a debate or an argument. He said he had not had phone calls or conversations with two school board members. He had been communicating with one of the school board members to keep her up to date on the score of the game. The fact that he called two school board members because his son was a player on the football field had nothing to do with land; it had to do with the fact he wasn't happy as a parent with the sexual misconduct that was going on in the school district.

Mr. Brady noted because he had answered this to Mr. Cooley already, when they met at Sheri's, when Mr. Strickler was there. Mr. Brady has answered it to Mr. Boose in executive session, but then in public session, because he felt the need to bring it out in public session from executive session, so he is going to answer it again. It has nothing to do with his son, or playing football because we haven't had a vote on this land. Mr. Brady did not pressure anybody to make sure his son played football. It came to Mr. Brady's knowledge that a text was sent to Mr. Cooley without his knowledge and then when it was brought up to Mr. Brady, he said you should have never done that. Mr. Brady wanted to come to the school board when the parents came and had said he was going to come, but he was told by legal counsel that he could not go because they will not look at you as father, they will look at you as a commissioner. So, he didn't go and had to forego the opportunity to stand up and speak on behalf of his son, who was on the team which was being coached by somebody who, by your own reports came to be as less than professional conduct.

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Mr. Brady stated he was not going to drag that out, but was going to tell Mr. Cooley what he told him at Sheri's and what he told Commissioner Boose. Had this gone through in September, he would have voted for it, because he said he would, but when you say you will do something based on a set of facts, assumptions or perceptions and they change, then the decision changes. The fact of the matter is, he sat and listened to the commissioner right here talk about how we should not get involved in the sewer district, which was going to impact potentially 10 to 12 thousand people, because it was not a county issue and there weren't enough people affected. After listening to this long enough, it caused him to think if he supports this transfer of land, which is county owned, instead of building a county complex out there potentially someday, it would impact the entire county. Then he is being hypocritical if he does not support 10 or 12 thousand people getting something, but then transfer and sell land, so that a school district can have it for their own purposes. When I can't do that for any other school district in this county. It made sense for him to say no, we don't need to go through with this.

Someone stated that is 17,000 tax paying citizens that you are not allowing. Mr. Brady said that was not true. The person replied it's not. Mr. Brady said not all 17,000 are going to the grade school or using the bus garage, besides which you have 20 acres with which they can build a grade school, it is not stopping you from building a grade school.

Jeremy Norris, Norwalk Citizen asked how long he knew about the Whitney Field incident before he reported it to him. Mr. Brady replied that he did not know how long he knew about the Whitney Field, he assumed that you knew it. Mr. Norris interrupted and Mr. Brady told Mr. Norris to please give him the respect, you have a superintendent sitting here who should be on top of that and you, as the school board should have been on top of that. Somewhere in there, there was a failure to communicate. Mr. Norris added the parents and the students. Mr. Brady said they had a coach.

Mr. Cooley asked Mr. Brady if they still had their 15 minutes because Mr. Brady was consuming a lot of their 15 minutes. Mr. Brady said no, he is not consuming it because he brought up an accusation that Mr. Brady is going to answer.

Mr. Cooley said that he did not want to talk football at all here and said they had dealt with the issue. He went on to say Mr. Brady was tying 2 things together that shouldn't be. Mr. Brady said excuse me, you brought up the football, not me. Mr. Cooley said no he didn't you did. Mr. Brady said yes, he did and added that he said at the Alliance football game you were talking to 2 school members about how his son should be playing more, which was a lie, he was not. Mr. Norris stated he did not say that. Mr. Brady said yes you did, it was about playing time. Mr. Brady then said, you brought up the football and asked how long he knew about the incident at Whitney field. Mr. Brady said he did not know how long, I'm answering your question. Mr. Norris asked as a commissioner shouldn't he have a duty to report. Mr. Brady said that he did, pretty much as soon as he found out. Mr. Brady said he did not know exactly and that Mr. Norris asked him when he found out. Mr. Brady said that he did not know, but he did call and say something because he assumed that the superintendent was in control of what was going on in the school system. Mr. Norris interrupted and Mr. Brady asked him not to. Mr. Norris stated that Mr. Brady was making accusations. Mr. Brady said he was not.

Mr. Wilde called for time.

Mr. Brady said you asked a question, let me answer it. Mr. Brady did not want to get into the tit for tat and said he is not the one responsible for taking care of the school. He is a parent of a child who went to that school as far as playing football, so his concern was what was going on in the football program, that is it. Mr. Norris asked why he had not called him. Mr. Brady said that he did call him. Mr. Norris commented it was a month afterwards. Mr. Brady told him he did not know when it happened.

Mr. Wilde asked them to stop and said it was getting us nowhere, we need to resolve this issue and said let's not attack each other and get to the bottom of this. Mr. Brady asked him to hang on a second and said we are having a discussion without anything, we 're not going to discuss individual phone calls or this or that, there was no quid pro quo, no if you don't play my son then I'm not going to vote for this. We've never had a vote, we are sitting here right now, having a vote today because he is about to ask for a motion.

Mr. Wilde asked Mr. Brady to let the schools speak.

Allison Crawford, Board member said that she had met Mr. Brady after their executive session on August 02. On Friday, August 26 a couple of the board members found out there was an incident in the locker room from the community and they verified with the administration that something happened and they were taking care of it. But it spread like wildfire and there were a lot of frustrated parents. Friday, September 02, was the date of the first text message she received from Mr. Brady in which he stated he was frustrated. Ms. Crawford stated she had also received text messages from other parents who were frustrated. She did not take it as a threat, just being frustrated. On September 8, she received a call and heard a little more of his frustrations on the personal side, his son transferred and had to sit out. He wanted to play for our school, but had to sit out his senior year. Understandable frustration, but he was talking about how.

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Mr. Brady interrupted asking if we were talking about selling the land or about my son. Ms. Crawford told him she was getting to the point. Mr. Brady told her they were running out of time. Ms. Crawford stated that he had taken a lot. Mr. Brady said he had answered the questions and the accusations, whether they think they were or not, leveled against me. Mr. Crawford told Mr. Brady they could talk about how it did turn. Mr. Brady asked how did it turn. Mr. Crawford said the conversations did turn to where she started to feel pressured because the conversations turned to, I'm going to go to the board meeting and I'm going to tell Mr. Cooley that he should pay attention to his district and what is going on in this building instead of purchase of land. Mr. Brady said that was true. Ms. Crawford said that is where he started to put his commissioner side onto it rather than his parent side and that is where she started to see a difference. She never thought different of him, she thought he was a nice man and an upset parent. But then it started to change a little bit. Then you called and told me you received legal advice that you could not go. Mr. Brady stated Ms. Crawford had asked him to go. Ms. Crawford said Mr. Brady told her the legal advice he received said it would be unethical for him to go. She asked why it would be unethical and said he chose that reason to change his mind. Mr. Brady told Ms. Crawford that he never said it would be unethical. Mr. Brady then said he was going to stop it there and asked if there was a motion on the floor because we are having a discussion without a motion.

Ms. Crawford said she had reviewed all the parts and could e-mail all her timelines so they could consider it. She said that her other part was she listened to the meeting and his point to Mr. Boose was that we couldn't give Norwalk something everybody else did. Ms. Crawford said that she and Mr. Boose met with Joyce and one of the things, when they were talking about an SRO. She said that Mr. Boose was talking about as a board how they were going to pay for that and they looked at him and said why would you think you were going to pay for that because they did not have any intentions of going to the commissioners and Mr. Boose said the Commissioners pay for other school districts. Ms. Crawford said she wanted to make that a point, maybe it's not the land.

Mr. Brady said he did not even call for the vote, but we're going to have one. Mr. Boose questioned Mr. Brady. Mr. Brady answered yes there is. Mr. Boose said what is it. Mr. Brady said he is asking if there is a motion on the floor to sell additional land. Ms. Crawford interrupted stating she thought they were on the agenda to present. Mr. Cooley stated Mr. Brady keeps taking their time. Mr. Brady said he will answer people if they ask a question like you did. Ms. Crawford said she was actually talking to Mr. Boose. Mr. Brady told them they were out of time and Mr. Cooley said Mr. Brady keeps interrupting.

Mr. Brady asked if there was a motion on the floor to sell additional acreage and land swap with the School District out on Shady Lane.

Mr. Boose said he would like to change that motion.

Mr. Boose moved they continue to discuss with Norwalk City Schools the possibility of a land deal which will help them build the buildings they are talking about doing. He would like to keep the discussion open and keep it moving. Mr. Brady seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Terry Boose No – Harry Brady Abstain – Bruce Wilde

Mr. Boose stated that he would like to apologize for them not getting the time allotted. He said that he is sure some items run past their allotted time sometimes. We do that all the time and put people off, then apologize to them. Mr. Boose apologized and said he wished they could have had more time, but if they ever wanted to sit down on an individual basis to discuss this, he would be glad to. Mr. Boose said he wanted to correct Mr. Brady on one thing. Mr. Norris said he understood if there was a personal vendetta and he was very sorry. Mr. Brady said there was no personal vendetta.

Mr. Ritzenthaler said that Garmann Miller asked them to secure additional acres because they thought they may be a little short and he hoped Mr. Brady would reconsider.

Mr. Boose stated for the record, he tried to correct something Mr. Brady said which was incorrect and Mr. Brady would not let him.

Sheriff Corbin came in as the members of the Norwalk School board left the meeting.

# At 9:39 a.m. <u>Sheriff Todd Corbin, Generator discussion</u>. Also present were Chief Deputy Dave Ditz, Art Mead, EMA & Tacy Bond, 9-1-1 Coordinator.

Sheriff Corbin stated he was in to talk about the Generac generators and the Champion generators. Apparently there have been some issues and hopefully they have been resolved. Sheriff Corbin stated he is here to get clarification so they know the proper steps to take care of any issues that show up with the generators. Sheriff Corbin said it is his understanding that Tacy Bond is in charge of the generators in order to make sure the 9-1-1 levy money is used properly to repair them.

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Mr. Brady told Sheriff Corbin that other than the landfill and the jail, which are under the sheriff, the other ones are under EMA because they were purchased by the levy. Mr. Brady told him that he could still let them know there is a problem with them. Mr. Brady then noted any payments for repairs on the generators would come out of the 9-1-1 funds. Sheriff Corbin asked if the commissioners had any more questions for him.

Mr. Boose commented that he knew the sheriff has been supplying a maintenance person to do that and asked if that would continue to happen. Mr. Boose told them he appreciated that. Ms. Bond stated that she appreciates it as well and asked to be notified if the maintenance person notices something.

Ms. Bond updated the group stating the repair person from Burkett, the company who put the generator in, got ahold of Ms. Bond and said he was still not happy with the transfer switch and the part is on its way. Ms. Bond stated this was under warranty for 10 years and it has been well expressed to them that if we continue to have issues with that unit then we will be expecting a replacement. He has fixed a couple of things and is still not happy with one part, but that will be replaced as well.

Ms. Bond stated she is expecting a bill for about \$400.00 per champion. They are adding a cell phone notification which can go out to multiple people. It will show when power is lost, when it is restored and will show when it kicks on, so there are a couple different settings than we currently have now. Mr. Wilde noted it was needed because sometimes you don't know. Ms. Bond added they have an off and on notification now, but the problem is if the transfer is not working, how do we know that it was transferred to a working unit. The new notification system will do that and they will be adding this to Willard and Collins. It will be right on their phone and can be added to multiple phones. They are in the process of testing it to verify it works as said.

Art Mead noted they had put in a new backup switch. The line for us to hook up a new generator if needed, can go directly in. Ms. Bond noted when they replace that transfer switch, they were going to take the EMA extra mobile generator and plug in to do a full test to make sure that works. They added a receptacle to plug in a portable unit. They will test all those processes, probably next week when it is not so cold. Ms. Bond stated we should see a bill from Cleveland Communications from the last power outage. They were mobilizing a portable unit that they could plug in because a receptacle wasn't working. The bill should be between \$1,000 and \$1,500 for the work that was done for it. Mr. Wilde asked what that would be paid out of, Ms. Bond stated it would be paid out of levy money.

Mr. Mead stated they had purchased a Generac clean energy generator 6500 about 2 years ago with the intent to have a plan if the regular power goes out and the backup generators in the towers go out, then they could plug this generator in and power up the towers. They just had the bridge from their generators to the system itself corrected. So, both Willard and Collins will have that capability. So, for whatever reason, if we lose another generator, the other power source works.

Mr. Boose stated that he appreciated all of them working together. When you get grants and levies, then make major purchases such as radios there will be gray areas and confusion. He thought the best way was to sit down and work it out.

Mr. Boose stated they noticed in the last several claims schedules that there have been more than usual inmate medical expenses. Sheriff Corbin explained that they now have to provide preventative dental care for the inmates. Mr. Brady asked if this was enacted by our state legislature. Sheriff Corbin said yes. Mr. Brady stated he is assuming they would put money in the budget to pay for this.

Mr. Boose noted the Sheriff had given a detailed report on employees in interim budget. Mr. Boose knew that had been a "guesstimate" because they did not know what the contract would be and asked if they could get an updated report now that the contract had been finalized.

Mr. Brady asked where the money went from the reimbursement for dispatching and what do they use it for. Sheriff Corbin explained they become a centralized dispatch. They take in all of the warrants for all the townships and municipalities outside of Willard, Norwalk and Bellevue; do all of their dispatching and are the keeper of all their records. So, anytime something from Norwalk, Willard or Bellevue municipal or common pleas court comes in to the Sheriff, the dispatchers act as clerks. They are being paid to enter those into the CAD system and put up the pick-up radiuses and things like that. The money they are paying in also takes care of training. Ms. Bond takes care of some of the training the dispatchers get and the money that comes in takes care of any maintenance issues, additional training such as EMD and CAD. They also do hostage negotiations and stuff like that. A lot of the money is maintained to take care of the dispatch as a whole. Anything that Ms. Bond does not take care of falls on the Sheriff to take care of. They have an inhouse computer to maintain, along with the LEADS and CAD computers. Mr. Wilde commented they weren't just dispatching. Sheriff Corbin agreed and said there are a lot of things that go along with it. Sheriff Corbin joked, if you can't get a hold of your township trustee after hours, who do you call? The Sheriff's office, then they make all the calls to JFS, all the townships, police and fire departments.

TUESDAY

**JANUARY 31, 2023** 

Ms. Ziemba stated there was a payment which was held on the claim schedule from 9-1-1 to pay the dispatching fees for the Sheriff. Ms. Ziemba asked if the commissioners had all the answers they needed in order to release the payment.

Mr. Wilde moved to release the hold on the payment from 9-1-1 to pay the dispatching fees for the Sheriff. Mr. Boose seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

Ms. Ziemba then brought up the payment to Buckeye Power from the sheriff's office which was held and asked if the sheriff was able to get it cancelled. Sheriff Corbin told her yes and he had forwarded the bill to Ms. Bond. Ms. Bond noted she had not received the bill yet.

Sheriff Corbin stated this was one of those situations where anytime the Collins site goes down, there is a degradation of signal at Wakeman, so it puts them at risk and they have to send a car over there to cover the village. When that happens, they have to move right away to get someone there. So, they make a decision and take care of it.

Ms. Bond discussed the contract with New London for the maintenance of that site and said they are in the process of rewriting that because a couple of those entities are going to stay on, such as Firelands Ambulance, the schools and New London Fire. They will maintain their old VHF as a backup for the local village. From the preliminary talks they've had, there should be no issue with letting us out of that to move it because it would enhance their coverage as well. Ms. Bond is getting copies of contracts; the radio provider is sending the associated height references and structure wind load to the tower. Then they will get a contract to us, which we will give to Mr. Strickler, then it will come before the commissioners.

Mr. Wilde said the move was huge and it is bringing southern Huron County back on the map. Ms. Bond noted it would increase their coverage in Greenwich and will be a dual backup of the landfill tower. They will be moving it up about 200 feet from where they are currently.

The commissioners let the sheriff, 9-1-1 and EMA know how much they appreciate them, especially during the Willard Fire the week before.

At 10:00 a.m. Terry Boose moved to enter into Executive Session ORC 121.22 (G)(1) to consider the appointment, <u>employment</u>, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Bruce Wilde seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

At 10:27 a.m. Bruce Wilde moved to end Executive Sessions ORC 121.22 (G)(1). Terry Boose seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye – Terry Boose
Aye – Harry Brady
Aye – Bruce Wilde

\*No action taken

At 10:27 a.m. the board recessed.

At 10:32 a.m. the board resumed regular session with Amanda Gordon, McDonald Hopkins and Chris Monnin, Garmann Miller; Steve Beal, Senior Enrichment; Susan Hazel, Clerk of Courts; Pete Welch, Director of Operations; Steve Minor, Maintenance Supervisor. Also present were Dick Wiles, Fair Board; Steve Beal, Senior Enrichment.

Mr. Brady stated they would be discussing ARPA and projects. Ms. Gordon and representatives from Garmann Miller are present. Ms. Ziemba said she thought he had invited Garmann Miller to explain what the senior center project is.

## Senior Center Project

- Chris Monnin introduced himself and said he was a Principle/Mechanical Engineer at Garmann Miller, then introduced the following employees at Garmann Miller.
  - o Hannah Holtzapple, Project manager, trained architect and lead spec writer, she will be

Project Manager for this project

- Kathy Trejo, Landscape Architect, will work on the site design and will help to get the soil boring and survey companies. Also working on circulation and outdoor amenities for the Senior Center.
- Katie Yinger, Registered Architect and will be the lead designer on this project.
- Mr. Monnin explained Garmann Miller has inhouse engineering so they will have plumbing, mechanical, electrical, technology and all that will be involved eventually. He brought his core team with him today because he wanted us to meet them. They will be the ones we work with first, would be starting the design and help to develop the program of requirements and bring those ideas into a design.
- Mr. Brady thanked them and introduced Steve Beal, who is the Director of Senior Enrichment.
- Mr. Brady stated we are finally at the point where we can start talking about details. He said they decided to attach it to the Auto title building and noted that is probably why Susan Hazel was here, she is the Clerk of Courts. She would be affected by the construction and Mr. Brady wanted to stress to the architectural team that they need to have accessibility to the Title and License Bureau at all times.
- Boose noted they had been through construction projects before and know there will be noise and extra vehicles around. He also said we just want to have open communication with Ms. Hazel and let her know we will try to minimize the congestion as much as possible.
- Ms. Hazel said she was concerned about their driveway and parking lot space; they will have to continue doing business
- Mr. Brady told Ms. Hazel that is why he wanted her to be involved through the process and invited to the architectural meetings. Mr. Brady reassured her that if anything happened to the driveways they would be fixed.
- Mr. Brady commented they would probably tear up the driveway and thought maybe they should put in a second driveway for the construction equipment, which is a common practice.
- Mr. Brady stated we need to discuss where we want to go with this and get some parameters. Mr. Brady said they had talked about different sizes of buildings, but thought they had settled on 15,000 square feet. He saw in the paper all of the activities we are doing with the seniors and want to utilize the building. Don't want to over build or under build. We are going to connect this to the back of the title bureau and that is why he asked to give the prints to Garmann Miller. Mr. Brady noted the last set of prints had incorporated a connection to the title bureau and he hoped Garmann Miller could match the title bureau in style.
- Mr. Beal had a plan from 2013 designed to connect to title bureau. The building was a little larger, but shows the layout on a plat of land. He also had copies of a building they tried to get approved in 2020. It is just floor plan and some elevations, but is in the 15,000 square foot range.
- Mr. Boose noted in 2013 they were at 30,000 and a couple of years ago they were at 15,000, that is a huge difference. Mr. Boose said he remembers some of the things which they were going to put in the building which would explain the difference. Mr. Boose asked the architects if we need to be thinking about a building that can be added on to. Mr. Monnin thought they could design a building that could be added on to and was assuming that would be adding on additional footprint and was told yes.
- Mr. Beal said he has many plans in his closet and some duplicate services which they don't want to do. They are always adding services and activities. Mr. Beal noted with the transit changes, that would take some of that away. In the one design there was a lot of space for transit.
- Mr. Boose thought they would also need to prepare for the services they provide such as buses for travel; Mr. Wilde thought the fairgrounds had worked out well for the trips. Mr. Beal said it had worked out great.
- Mr. Brady wanted to make sure the public knows and is going to say it publicly. We are going to have input from Mr. Beal and his board and don't want to build something that cannot be utilized, so we will keep them involved.
- Mr. Boose noted Senior Enrichment will have to pay to operate it so he wants to make sure they can afford to keep it.
- Mr. Wilde also mentioned they had many requests for ARPA money and wanted to see if we could get a dollar amount so we don't exceed the amount we have.
- Mr. Brady stated we need to get this process started and asked if we needed a resolution/bid packet. Ms. Ziemba told him we would need a contract with Garmann Miller, then they would put together a bid packet. Mr. Brady hoped we could get that together soon.
- Mr. Brady stressed we need a legitimate cost estimate from the architect for the building. We only have so much in the pot and there are other things they want to spend on.
- Ms. Ziemba asked if there were any questions/needs for the contract with the architect.
  - Mr. Wilde asked about the architect fees. Mr. Monnin said different projects, different fee set ups. Some are flat fee and some are a percentage. Do we have a preference?
  - Mr. Monnin said some of the other things they will need are a survey of area and soil borings. They will help get costs, but they ask that the contracts be held by the owner. That would

change the fees. If all of those items are put in the contract then they would need to get those quotes and make sure they are covered in their contract before they finalize their fee.

- Mr. Brady stated we are interested in being efficient and trying to maximize the dollars we have for this. He would like to utilize local people if possible.
- Mr. Boose stated he had the opposite opinion and wants Garmann Miller to do everything. He feels that we are not professionals for building or soil boring. Mr. Boose asked Mr. Welch if he wanted to do it. Mr. Welch said he was a certified geologist. Mr. Boose asked if he had the equipment to do soil borings. Mr. Welch told him no but he did recommend getting soil borings done because they had issues with BMV and the school.
- o Mr. Boose stated because of those type of issues he wanted professionals to do this and we are not professionals in the construction industry. We are counting on Garmann Miller's experience. We have \$11M worth of ARPA money which needs to be spent in the next 3 years. It will be a lot of work on everyone. Mr. Boose does not want us to not meet the three-year deadline because they are waiting on commissioners to do something. Mr. Boose thought there might be some very small items which we may be able to do ourselves. Mr. Brady asked if Mr. Wilde felt the same way and was told yes. Mr. Wilde did not know what we could do.
- Mr. Brady's preference is to do start to finish with Garmann Miller as the architect and feels it is better to have the architect do everything. He was just trying to control the costs.
- Mr. Monnin clarified they would get quotes from three people, whether they hold the contract or the commissioners hold it. Mr. Welch asked if they mark up for subcontractor. Ms. Trejo said not if the commissioners hold the contract.
- o Mr. Brady explained you could have an architect who oversees everything with a GC who is then in charge of the entire job, or you could have an architect that functions as a construction manager and you can have one who functions as a construction manager at risk, which means they are in charge of getting those contracts. As construction manager it's just get the contracts, you don't hold the contracts and it is up to the owner to be responsible for it. If you are construction manager at risk, it changes everything. Now you are responsible for everything and at risk for overages and other things.
- Mr. Brady said the way we have always done things is to have the architect put together the bid specs and oversee things, but has been done through a GC.
- Mr. Boose explained the only big project he worked on construction as a commissioner was 25 years ago. But, what worked well is they had an architect who kept them informed. Every two weeks or once a month, one of the commissioners and the sheriff, because this was a jail, did a walk-through of the project. They pointed out what was going on and how it was progressing. They had a contact person as well.
- Mr. Brady thought that was the way we are going to end up going from what he was hearing. Mr. Brady thought they could plan a twice monthly or monthly meeting.
- Ms. Hazel said she was involved in the last major construction project, which was the title office and they had those regular meetings. She felt it was important to have that point of contact. She thought they should have someone who is supervising daily. Mr. Boose said his point was that the architect was really important in the walk through for them because the commissioner did not know much about construction, but they had an architect who could tell them everything that was going on as they were going through it. The architect was looking at the big picture and feeding the information down.
- Ms. Hazel thought it was important for us to understand what is going to be included in the finish of the building and what would be the responsibility the residents of that facility. Ms. Hazel said they were substantially overbid; title and license put money in above and beyond, don't think they will have the opportunity to do that this time.
- Ms. Hazel noted that she would be happy to walk through their existing building with them because some of the connectivity is maybe not what they thought. Mr. Brady thought it was critical to have those meetings.
- Mr. Brady asked what percentage Garmann Miller was currently charging for the \$4 \$6M range, or would you prefer to put both options in the contract. This way we won't have so many questions when the contract comes back.
- O Mr. Monnin said he did work on an agreement if we would like to get to the attorney for review. *He left that area blank. They can do it on a lump sum or on a percentage basis. If we want a percentage basis and want them to manage soil borings, then we would be looking at a 7.5% fee. Mr. Brady asked if they could leave that open for negotiation. Mr. Monnin said they could. Mr. Brady wanted to have a good relationship with the architect and thought we can leave that for now. Mr. Brady asked them to leave the contract and make sure Ms. Ziemba gets it to the prosecutor's office for Mr. Strickler to review. Mr. Brady asked if they were pretty good with the contract the way it is minus the exact details of the fees and asked if there was anything that was not in the contract.*
- Mr. Monnin thought there was nothing in the contract for a survey or soil borings and said he would need to add in to the contract that they are responsible to hire the survey and soil borings.

- Mr. Boose noted he had said we don't want to do anything but asked about the surveying because he thought our engineers might be able to do that. He asked if it just involved drawing lines or was it elevations and all that. He was told it is a land survey, so it would be utilities, topography and everything else. Mr. Boose did not think our engineer would want to do all of that.
- Mr. Brady asked Mr. Monnin to send an email to Ms. Ziemba adding those items and to make sure it is put in the contract. This way it does not have to go back and forth. Mr. Brady told Mr. Monnin if he would e-mail Ms. Ziemba, she can attach that to it when it goes to the prosecutor's office.
- Mr. Boose asked if the 15,000 square feet is in the \$4-6M range. Mr. Monnin thought they would be and said with the amount of work they do across the state, they are seeing \$350 400 per square foot. Ms. Ziemba noted she had been given a number of \$350 to \$375 per square foot and asked if she should take it to \$400 per square foot. Mr. Monnin told her yes. They discussed whether the architect fee was included in the price per square foot. Mr. Monnin stated the architect fees are included.
- Mr. Boose confirmed with Ms. Gordon that the architect fees could be paid for with ARPA funds. She said they could. Ms. Gordon added if you are looking at your fees as a percentage and since she had just experienced a building project with her school board on a percentage, when the costs increased the percent increased and it kept increasing to a point that the architect had to say they did their best estimates, but finally ended up capping their fee. Ms. Gordon asked if we ended up going with a percentage basis for the fee had they run into this, or could they do a hybrid with a percentage and a cap. Mr. Boose noted that was a whole new issue.
- Ms. Gordon stated their costs ended coming in 24% over and that was with a mega contingency at the very beginning and each of the professional services fees were a percentage basis so each time the cost estimates went up, so did the everything else. Ms. Gordon was not sure how much we could do about it and said maybe our estimates are going to be better now because we are in the thick of it as far as economic challenges. Ms. Gordon wants us to consider this as we are working through the process.
- Mr. Monnin stated they had similar situations and similar resolutions. Mr. Monnin noted that because things keep fluctuating and moving around making it hard to see where the target is at. Mr. Monnin added they had done similar things.
- Mr. Welch asked about scheduling and if there is a time frame to finalize documents, such as the floor plan, drawings and etc. He then asked when we would go out for bid. He was assuming the construction would be next year. Mr. Brady felt it was a small enough project that some companies may start it this year.
- Mr. Brady stated we are at a point where we are ready to do a contract with Garmann Miller to do this and we can't really proceed with much until then. We don't know how long it will take to put bid specs together. Mr. Brady hoped it would not take an extremely long time, but after that it would be put out to bid, so then probably 4 months before they would even have someone to start.
- Mr. Boose reminded them it was ARPA, so had to follow federal regulations, and we are in the state of Ohio, so we may possibly have more stringent regulations. Mr. Monnin asked if it was prevailing wage; Ms. Gordon said we do not use Davis Bacon, we use Ohio prevailing wage, so we don't have to do Davis Bacon.
- Mr. Brady noted they were leaving the contract with us and it will be in our court to have the prosecutor review the contract and get back to Garmann Miller. Ms. Gordon stated she will have to review it also, for ARPA. Mr. Brady asked Mr. Monnin if they had the contract in electronic form and he replied yes. Mr. Brady thought if they sent it to Ms. Ziemba electronically then Ms. Ziemba could forward it to Ms. Gordon and Mr. Stickler at the same time. Mr. Monnin stated we would send it when he got home today. Mr. Wilde reminded them that the 2 items need to be added as well.
- Mr. Monnin stated he would open the schedule up to Ms. Holtzapple, Ms. Yinger and Ms. Trejo. He then asked Ms. Trejo to explain the process of getting the surveying items.
- Ms. Trejo explained that after it is awarded their standard amount is 30 days to begin the survey, with an existing building they may need to add a couple of weeks to get existing utilities correct. If the weather gets in the way you will need to add more than that. It would be a few weeks to get it awarded, so to give an idea of time, that would be a couple of months out to get the survey.
- Mr. Monnin said once they get the survey they can start siting building, but that doesn't mean that Ms. Holtzapple and Ms. Yinger can't start meeting with Mr. Beal and his staff to develop a program of requirements because we would want to get going on that as soon as we can.
- Mr. Brady noted once the contract is done, they can start setting up some meeting dates.
- Mr. Monnin estimated this would probably be a fall bid in September or October. Mr. Boose would like it sooner, but appreciates honest realistic estimates. He reminded them this was ARPA money and had to be spent by a certain time.

#### TUESDAY

- Ms. Ziemba explained the area by BMV/Title office is where this was being built and asked what acreage would they need for a 15,000 building. She also stated we have a contract for the farmland and will need to notify the farmer. They will need to take that off of the farming for the year.
- Mr. Boose thought we would need to have them look at the space to tell us if it would go all the way to the back of the property if they built a 15,000 ft building with parking. Ms. Ziemba added we would also need to have land for the construction vehicles to get back to the construction site, so how much land would we need to take away from the farm land. Mr. Brady asked if they would be going out to the site to show his team the area, could they give us an estimate for that and give it to Ms. Ziemba. They asked how soon we would need that answer and Mr. Brady told them today. Ms. Ziemba told them as soon as possible, she did not know farming but knows sometimes they get in as soon as they can. Ms. Ziemba needs to know this so she knows how much we will have to reduce their farming and whether or not they want to continue to farm.
- Mr. Monnin commented if it is bid in October is that far enough along that their crops will be pulled out and that could help them determine if they want to say they will put soybeans in so they will be harvested before they start construction. Ms. Ziemba told them the more information she could get to offer the bidder, the better.
- Mr. Monnin asked to exchange cards with Ms. Gordon so they could ask her questions. Mr. Brady asked them to keep Ms. Ziemba updated on their correspondence. Ms. Gordon stated they would run everything through Ms. Ziemba.

## Administration Building elevator project

- Ms. Ziemba said that Garmann Miller group was meeting with another group to look at the elevator today. She stated their original estimate, when we applied for the grant, was around a half a million. She asked if they thought that was still close
- Mr. Boose did not think they originally talked about foundation issues when applying for the grant and was unsure if they could include those issues in it or if it would need to be separate. He was not sure how that would work, but did not want to put a new elevator in which would have foundation issues and thought the dollar amount could change. Ms. Ziemba agreed and thought we were okay with that; she said she had discussed this with GLCAP.
- Mr. Monnin said they would get a revised estimate and stated Ms. Holtzapple would be running that project and would be looking at it today. They will get their other contact in there, who are elevator experts, to make sure we get everything in that shaft which is needed for a new elevator. They will help with an estimate as well as going to a third party to get another estimate to make sure the cost was still the same. Ms. Trejo will look at the exterior and asked if Mr. Welch or Mr. Minor would have time to give them an idea of where the water is infiltrating, which will give them a better idea of what to do as far as waterproofing.

Mr. Brady reminded them there was a CCAO Energy Committee meeting. Mr. Leutz would be here about noon.

Mr. Brady wanted to review the spreadsheet which Ms. Ziemba had given them regarding the ARPA funds. Ms. Ziemba ran through the projects:

- McDonald Hopkins \$145,000/year
- Engineer revenue loss approximately \$1,000,000.
  - Mr. Boose asked if it mattered that the engineers gas tax revenue loss was a little less than the \$1M.
  - Ms. Gordon told him no because we took the \$10M and didn't have to do the calculation.
  - Ms. Ziemba stated the engineer pretty much had the whole \$1M accounted for and has a couple of extra projects thrown in if we come up with extra funds.
- Senior Center estimated at high end for \$6M, she pulled out the architect costs because if it is included in the \$6M then we don't need to account for that. She will have to wait for the new one. Ms. Ziemba stated if it was like their roofs it was always separate. Ms. Ziemba stated we have done it both ways; contract and percentage. The elevator is contract price which is \$35,000.00. Ms. Gordon stated that made more sense for that type of project. Ms. Ziemba stated for right now she has pulled off the architect costs on the new Senior Center.
- Administration building elevator. Ms. Ziemba feels that is a low estimate with all of the other issues that have come about. Mr. Wilde asked if the architect's contract fee was correct. Ms. Ziemba stated it was \$35,000.00 and the estimate for the elevator itself was around a half million. We have funding with CDBG of \$160,000. So that was the remaining estimate from last fall. Ms. Ziemba stated that things have come up since last fall, so she thought they may need to increase, the commissioners felt an increase to \$500,000 would be sufficient. Mr. Wilde confirmed the total project cost was \$660,000. Ms. Gordon stated the \$160,000 from CDBG was about 32% and if you looked at the total project at \$500,000, then given the experiences that we have had, she was thinking 23 to 25% to cover all of the craziness. Mr. Wilde verified whether the 500,000 included the \$160,000. Ms. Gordon told him

no. Ms. Ziemba stated the original estimate was around \$500,000. Now the total is \$660,000 with \$160,000 from CDBG and \$500,000 from ARPA. Mr. Wilde noted there would be another \$35,000 for the architect.

- Property purchase \$1M.
- Fairgrounds has requested \$1.8M.
- Mr. Boose wanted to go back to the Property Purchase.
  - He noted this would be new to some of the people in this room and there was a lot of discussion about this in executive session. Mr. Boose understood they could now talk about it in open session. Mr. Brady commented they had called our prosecutor, Mr. Strickler, and were told it was okay to talk about. Mr. Boose said he was also concerned with the people we were purchasing the building from; if they were okay with us talking about it in open session. Ms. Ziemba stated she had not spoken with them, but had received their resolution. Mr. Boose confirmed it was an open resolution.
  - Mr. Boose stated they have been negotiating with Board of DD, also known as Christie Lane. They have buildings which they no longer need to provide the services they do. It was before the laws had changed and CLI was in one building and still are partially. They went to the board and said they do not need to keep the property where this building is and everything to the west.
  - They got an appraisal. Officially, we haven't done it, but are planning on making an offer to purchase for the appraised value. There are multiple buildings, several garages and 1 or 2 outbuildings besides the 3 garages.
  - The thought was to use it for transportation; if we are moving transportation, this might be a great place which we can actually put vehicles inside. Not only to make it easier to maintain them, but it would be better for the winter months, when there is snow and ice. This kind of fits into our plan of taking over transportation. It would eliminate making transportation part of the new Senior Center as well as getting it out of the building it is in today.
  - There will still need to be some contracts negotiated. Firelands LLC still does shredding out there and we think they would still like to continue doing it there. That is fine, we will just need to work on a contract. They are no longer part of DD. This is a good opportunity for transportation and to help DD.
  - We are talking about moving forward with the purchase for appraised value. Mr. Boose doesn't think we should just put \$1M in for budget because there will need to be utilities changed/separated and some other things that will need to be done. May want to include \$50,000 or more above the price of the building.
  - Mr. Brady thought if moving transportation, the pole barns are in reasonable shape, but we may need to do something to the inside of the building. Mr. Brady thought they should add at least \$50,000, maybe \$100,000. Allocate money to make it useable once they purchase it.
  - Ms. Ziemba stated Mr. Welch had an estimate to separate utilities on Shady Lane and asked if we could use that amount to try to figure out what that cost would be. Mr. Brady told her there was a gas main on Shady Lane, which is a whole different ball game.
  - Mr. Boose said it was totally different because Shady Lane was a big property and we have to take the utilities from the edge of our property to the buildings. In this location we are taking the utilities from the road right of way to the buildings and it is a whole lot different. Ms. Ziemba stated she had no idea how to associate a dollar amount and that is why she was trying to figure out if anybody remembered. Mr. Boose said Mr. Brady thought there would be other things and we would not be able to just take that building as is and put transportation in there. Mr. Boose thought we would need to put another \$100,000 into it. Ms. Ziemba asked if we were up to \$100,000 now. Mr. Boose told her he thought when Mr. Brady mentioned they may need changes to put transportation in there, it would be more than just utilities.
  - Mr. Brady noted they would not be able to just cut utilities, they will need to bring utilities in from street, and when you do that it can cost the big bucks. He was unsure if the building was on its own meter and was told it is not on its own meter. Mr. Brady thought they may need more than \$100,000.
  - Ms. Ziemba asked what dollar amount is safe to put down.
- Mr. Wilde thought these amounts would determine what is left for fairgrounds.
- Mr. Boose thought they should put \$100,000 and they could can come back.
- Mr. Wilde stated we were at \$8.6M before we get to the fairgrounds.
- Mr. Boose stated he would like to reduce the senior center down enough to keep the fairgrounds at \$1.8M because that is what they are going to need in order to be able to go out to bid. Mr. Brady doesn't want to undercut Senior Center. Mr. Boose commented that we had originally had it at \$4M and upped it to \$6M. Mr. Brady told him we were also talking about what the architect gave us when we were sitting here and the Senior Center was first and the one we had made the major commitment to in getting done. Mr. Boose added that we had not committed \$6M. Mr. Brady replied that we had committed to doing the Senior Center and have not even had a conversation or vote on the fair board building

- Mr. Wilde asked Mr. Hunker if this was still a moving target and different funds coming in all the time. Mr. Hunker told them the fair board was still attempting to get all the funds they could get. Mr. Wilde then asked if the \$1.8 request was an "up to" amount. Mr. Hunker said the request was an "up to \$1.8" with them still trying to get more.
- Mr. Boose explained that some of their fund raising and looking for grants would happen after they go out to bid. Mr. Hunker stated in order for them to make this happen by 2024, it needs to be out to bid by this April.
- Mr. Wilde asked if we would get any of the \$1.8M back. Mr. Boose told him we might, but they have no idea. Mr. Hunker said they were hoping to give quite a bit back but they don't know for sure. Mr. Wilde said there was a better chance of something coming back then nothing because they will continue to fund raise.
- Ms. Ziemba asked how that would affect ARPA if we give the money, then they give it back in 2025. Mr. Boose thought they would give it back to us a lot sooner. Mr. Boose said we would have to decide about the \$1.8M soon, so they can go out to bid. They will know within the next year or so if they are going to get these grants or other fund-raising money. They are not going to wait until the building is halfway built then try to do it.
- Ms. Ziemba asked again, if they don't get to us before the end of 2024, what happens to that money.
- Ms. Gordon stated the allocation requirement is by 2024, and the expenditure is 2026, so if we know that is coming we could also reauthorize the use of those funds. Ms. Ziemba confirmed as long as we know by 12/31/2024. Ms. Gordon told her that was correct. Then Ms. Ziemba asked if we go to 1/1/2025 then what? Will we have to return it? Ms. Gordon stated we would make sure we do not have to return it and said we'll allocate an amount for another project. It could be another engineering project. Mr. Gordon stressed that we could do some allocations ahead of time because by that time we should know or have a good idea of what the possibilities are.
- Mr. Boose thought there should be some type of plan. If we allocate \$6M for a senior center and don't use all of it, what are you going to do with that money.
- Mr. Brady said since we were getting an architect to give us the price fairly quickly he would rather wait on the \$1.8M to see where we are at on the senior center before we commit more than we might have in the ARPA \$10M bucket. Mr. Brady said he understands they can't go out for bid without it, but we had to wait on the senior center. If the building is next year instead of this year, that may be how it ends up.
- Mr. Wilde though there would be funds coming back to us from the fair building because they are fundraising.
- Mr. Boose thought fundraising would be a small part of the money. He did not think they would bring in \$300,000 from it. He though the money would be coming in from grants.
- Mr. Wilde stated he meant revenues coming in and they would not need the whole \$1.8M of ARPA money. Mr. Boose and Mr. Brady both thought the problem is that you don't know.
- Mr. Wilde stated he is fine with a max of \$1.8M.
- Mr. Brady felt that would depend on what happens with the senior center. Mr. Boose didn't think so, but Mr. Brady stated it does, and told him we have already committed to building a senior center and the fairgrounds was lately. The fair building was originally \$700,000 and now it is at \$2.7M. They had an email from a local business which was received by all of the commissioners, asking why we were going to potentially commit so much money to one particular project. Especially since it would not be used every day, like the senior center would be.
- Mr. Boose stated we never committed \$6M. Mr. Brady said he understood and said the architect came in today and gave them a range. Until they get the estimate back Mr. Brady did not think we should be committing potentially more than the \$10M. Mr. Brady thought if they got the estimate back and the elevator back, whatever we do with transportation and DD and there is money left over, even up to the \$1.8M, if the commissioners want to do that then fine. But at this point Mr. Brady does not feel comfortable committing up to \$1.8M.
- Mr. Boose commented by saying that Mr. Brady is telling the fair board they can't move forward with their project because they need that committed money to go out to bid. Mr. Brady told him what he was saying is if they have to do it this year, then they may need to scale it back to the funds we have available. If they can wait until next year and the bidding doesn't happen until later this year, then they may get the whole \$1.8M.
- Mr. Wilde said he was okay with \$1.8M because that will be the most we pay and there may be a possibility of it coming back.
- Mr. Brady stated that is an actual giving the money now. Mr. Wilde stated he understood. Mr. Boose added that was knowing we may get some back. Mr. Brady thought that was immaterial because getting something back does not help us with the senior center. If the senior center comes back and the bid is this, how do we start the project without having that money.
- Mr. Boose noted Mr. Brady mentioned the fair building had started at \$700,000 and are now at \$2.7M. He added the senior center started at \$4M and now it is at \$6M. Mr. Brady told him that was because the architect said the potential per square foot cost was \$400, which would end up costing \$6M for a 15,000 square foot building. Mr. Boose told him we may need to step down what we are doing for

#### TUESDAY

the senior center and we don't even know the details for the senior center. Mr. Boose felt that Mr. Brady was asking not to step down on the senior center but at the fair. Mr. Brady stated he was saying this because we made the original commitment to build senior center. Mr. Boose stated not at any cost. Mr. Brady told him that was correct, but thought before we commit money, why don't we find out how much it will actually cost to do the building and the elevator and what we have in mind already, figure the total and see what is left. Mr. Boose told him we could not wait because we have a time constraint on the fair board. Mr. Brady thought if they didn't build it this year, then it could wait until next year.

- Mr. Boose stated Mr. Brady did not bring any of this up at the fair board meeting. Mr. Brady told him that was correct and also said if he would have brought that up and there were 2 commissioners there, then it would have been an illegal commissioner meeting. Mr. Boose and Mr. Boose disagreed about whether it would have been an illegal meeting.
- Ms. Ziemba said if they leave it at the \$1.8M they were at \$10,435,000. Which is over what is available.
- Mr. Wilde asked if there was any left in the other bucket. Ms. Ziemba told him they had committed it all for broadband.
- Mr. Boose suggested they reduce the amount of the building elevator and take elevator out of Permanent Improvements or use ARPA money. Mr. Boose stated he agreed with Mr. Wilde and wanted to go with the \$1.8M.
- Mr. Brady was not opposed to the fairgrounds having a building, but was opposed to committing \$1.8M of ARPA money on a building that will only be used a handful of times a year.
- Ms. Ziemba asked what is the next step for the fairgrounds and said she knew they had talked about having a contract and they would have to follow the ARPA guidelines for bidding and contracting.
- Ms. Gordon told her she had reviewed the different forms of contracts and had to discuss with us what the relationship would actually be, since the commissioners would own the building and the fairgrounds will be doing it. Ms. Gordon said the form she was sent would not work for us because it is the county who actually did the project. Because we are under revenue loss bucket, the treasury came out very late and said they don't necessarily recognize and won't look at subrecipients, or sub awards because technically we are operating under it as a government service. We need to come up with an arrangement between BCC and the Fair Board on how the monies are being spent. ARPA requirements are a bit more relaxed, so we won't necessarily have to require the fair board to go through a more in-depth reporting as we normally would have to with a sub-recipient agreement. Ms. Gordon stated she is working on that contract now and the arrangement so she can get it to us this week for review. Mr. Wilde asked if it was a little lighter and was told yes. Ms. Gordon commented that in the other buckets it is a lot more detailed, so we can breathe a sigh of relief.
- Mr. Boose told Ms. Ziemba going forward, the reason she brought this to them is that there would have to be some resolutions going forward with certain things right now. It is not like we have to tell ARPA tomorrow, how we are going to spend the money. Ms. Ziemba replied that she had put this together because he kept saying he wanted some action. She does not know what action. With that being said, we had a conversation with the ARPA consultant about the senior center and decided on the dollar amounts. She can create a resolution declaring intent for projects. Mr. Boose would not like to do that for all of the projects yet; just for fairgrounds because they need to know that before they can go out to bid. Ms. Ziemba added that Ms. Gordon is working on a contract for that.
- Mr. Wilde asked if Ms. Gordon had already given us something for the senior center. Ms. Gordon told him they had done the eligibility memo for it and the next item would be to review the architect contract. Mr. Wilde noted that was in process. Mr. Boose thought we did not have to designate a dollar amount to do those steps.
- Ms. Gordon said what she liked about what Ms. Ziemba did was that one of the most important things is the bucket money and a lot of potential for projects. But we really need to start drilling down a little bit more on where potential allocations are going to be because if you are not careful you can end up spending \$10M, twenty times over. It important as a policy matter, to make those determinations on how to best utilize those monies. That discussion, exercise and spreadsheet really helped us go a long way to see where we are.
- Mr. Boose thought it was, as far as guidance, but the absolute dollar amount is not necessary to move forward. Mr. Boose asked if there was anything which needs to be done as far as the elevator, because with the elevator they can shift money back and forth as to what they want to do. Whether we want to use our own capital money for it or ARPA. Ms. Gordon thought that was a nice flexibility to have. Mr. Boose said we have that, so there is nothing we need to move forward and asked Ms. Ziemba if she was ready to move forward on the elevator, whatever needs to be done.
- Ms. Ziemba told Mr. Boose yes, as soon as Garmann Miller looks at it and gives us a cost. It will go back to GLCAP.
- Mr. Brady noted we would need a resolution on Thursday for the \$1.8M for the fair building. Ms. Ziemba told him only if we get the contract and Ms. Gordon is still working on the contract. Mr. Boose did not think that Thursday had to be the day. Ms. Gordon asked if we could give her until the end of the week to get a draft contract together and said she was not sure if it would hurt to add intent

and asked if they were looking for an intent. Ms. Ziemba told Ms. Gordon it didn't sound like if they wanted an intent resolution anymore. Ms. Gordon stated they were looking for an allocation of up to \$1.8M.

- Mr. Wilde asked Mr. Hunker if they were ready for it yet. Mr. Hunker told them he is waiting on the architect to give him the proposal of what his cost is going to be. As soon as they get that, they are ready to do plans. Mr. Wilde noted they did not have it in their hands, and asked if next Tuesday would be okay. Mr. Hunker agreed it would. Mr. Brady commented if that goes in place and the contract is done, then we can have a resolution.
- Ms. Gordon stated if they are still waiting to get some things back from the architect and the plans aren't done yet either, then she is not sure what the trigger point will be in order to say they have the \$1.8M in the kitty. For the purposes of checking to see where you are in the planning process, this is a good freeze frame into where we may be going. Granted we are not down to the penny yet but this gives us an idea. If we were to go with all of these projects at those amounts, unless we eat into the other bucket, which she would need to change some eligibility memos to do; ultimately, we would need to find some money from other county funds. Whether it is for elevator or something else. At some point we will be out for bid on the senior center and before the county auditor can certify the availability of funds for that, we are sitting at \$6M and \$430,000 short. We will need to utilize other funds, at the treasurer in process of collection or do a short notice or whatever it may be, we have to know that at some point it may not be all ARPA so we will want to have some backup plans.
- Mr. Wilde sees this as a moving target, but the more we learn, the more we are bringing in on the target. Ms. Gordon thought we were a lot closer than when she first met us.
- Mr. Boose said he has wanted to have this meeting for a while because he needed to know where we are. There are more people who have requested money. We needed to know what our projects were, what our estimated cost is and we are getting there but we don't know what that is yet. But we needed to know. If someone came up to us with a \$1M project, do we have \$1M left over or do we say, right now it looks like our projects are going to take all of our money and then some. Mr. Boose said that is were he wanted the discussion to go to let us know were we were at. He had 2 good organizations ask if we had any ARPA money left, he noted it didn't look like we had any money left right now, but we might know more in about a year.
- Ms. Gordon suggested if we heard of additional opportunities to keep them on a wait list. Then, as the costs come in and we have some funds left, we are not scrambling to find a project. Ms. Ziemba added there were 12 other requests.
- Mr. Brady said at this point they have allocated basically everything.
- Ms. Ziemba reiterated that we were waiting on architect costs and a contract from McDonald Hopkins. Ms. Gordon asked if Ms. Ziemba would be available tomorrow and said she would give Ms. Ziemba a call.

## IN THE MATTER OF TRAVEL

## Bruce Wilde moved to approve the following travel request this day. Terry Boose seconded the motion.

- Lenora Minor & Nikki Cross JFS Bowling Green, OH Ohio Children's Trust Fund February 17, 2023
- Roland Tkach Auditor Dublin, OH CAAO Executive/Legislative Committee February 09, 2023
- Pete Welch & Isaac Livengood, SWMD and Bruce Wilde, Commissioner Toledo, OH 6<sup>th</sup> District Court – February 01, 2023

\**Discussion:* Mr. Boose said that Ms. Sebolt was his niece and thought he would have to abstain from the vote.

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

Aye – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

Bruce Wilde moved to approve the following travel request this day. Harry Brady seconded the motion.

• Tracie Sebolt – JFS – Graytown, OH – Emotional Poverty Workshop – February 17, 2023

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

Abstain – Terry Boose Aye – Harry Brady Aye – Bruce Wilde

SIGNINGS – none

## **OLD BUSINESS / NEW BUSINESS**

## Administrator/Clerk updates:

- We are still holding Cleveland Communications payment. Ms. Hozalski keeps checking with CORSA and has not received a final update on it. There was some question on what was submitted versus what was being paid. Ms. Hozalski thinks there is a bill missing. But they don't know what it is.
- Followed up with Mr. Tkach on the request from the State Auditor's office for space. Mr. Tkach talked with them and they only needed it for a couple days to do interviews with someone at our location. Mr. Tkach addressed this and told them if they needed space in the future, they could still utilize the same space in their office.
- Mr. Boose thought they were talking about two different things because the e-mail he read stated they were looking for space for a local auditor and he doubted they were looking for a space for 2 days. Ms. Ziemba stated that was the response she got from Mr. Tkach. Mr. Brady repeated that Mr. Tkach told the state auditor they could use the space anytime they needed it. Mr. Boose wanted us to contact the person that sent the email and ask them if Mr. Tkach handled what they needed or if they needed something else.
- Received a call from Congressman Latta's office about the railyard. The representative indicated they are reviewing the history of the complaints and are looking for a date to hold the meeting. He also asked for Mr. Hunker's information and will be contacting him directly.
- Region 19 meeting. Mr. Boose would like to have some open discussion amongst the commissioners soon. A meeting has been called for Monday. Matt Old wants us to support him as state representative for Region 19. Mr. Brady asked Ms. Ziemba to put this discussion on the agenda in case anyone was interested and wanted to come in for it. Mr. Boose reminded them that Tom Stuber, from Lorain County, had asked them to write a letter of support for him to be our Region 19 state representative and we had. Mr. Boose called Mr. Stuber to verify that he still wanted to be the representative. The other representative became a judge, so he couldn't do it anymore. Mr. Boose has not heard back from Mr. Stuber. Mr. Brady felt we should wait to hear form him since we already told him we would support him.
- Ms. Ziemba reviewed the tentative agenda for Thursday.
  - County Projects @ 9:15 only review critical items and take it off the list if it is complete.
  - Kristen Cardone @ 10:00
  - Transportation discussion @ 10:30
  - Add One Ohio, Region 19 Opioid Settlement Discussion
- Mr. Brady stated he had a meeting for CCAO energy committee this afternoon.

## **Commissioner Boose Updates:**

- Mr. Boose had a lot of emails he wanted to go through. It did not have to be done today, but he wanted to make sure they had time to discuss them on Thursday.
- Thursday 1:00 p.m. Planning Commission meeting and 2:00 p.m. Landbank meeting.
- Mr. Boose wanted to talk about one of things in Counties Current.
  - Governor released more money for demolition and asked if we got any of that money.
- Ms. Ziemba remembered what was at 9:15 they had requested an executive session to discuss the 6<sup>th</sup> district court. Mr. Boose said he asked Albin Bauer to give us an update as to how we are moving forward after the court meeting tomorrow.
- Ms. Ziemba reviewed Thursday's agenda again
  - Executive session @ 9:15
  - One Ohio, Region 19 Opioid Settlement Discussion @ 9:30
  - Kristen Cardone @ 10:00
  - Transportation discussion @ 10:30
- Mr. Boose noted we will be well into February and have not discussed budget. Mr. Brady stated as soon as we got the numbers from the budget commission we could discuss budget.

At 12:24 p.m. Terry Boose moved to adjourn. Bruce Wilde 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 January 31, 2023.

## 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 12:24 p.m.

Signatures on File