

REGULAR SESSION

THURSDAY

FEBRUARY 4, 2010

The Board of Huron County Commissioners met this date in Regular Session. Roll being called found the following members present: Mike Adelman, Larry J. Silcox, Gary W. Bauer absent to attend a court hearing conference meeting with attorney from CORSA and Assistant Prosecutor, Daivia Kasper at Federal Court in Cleveland, Ohio.

Pursuant to Ohio Revised Code Section 305.14 the Record of the Proceedings of the February 2, 2010 meeting(s) were presented to the Board. Larry J. Silcox made the motion to waive the reading of the minutes of the February 2, 2010 meeting(s) and approve as presented. Mike Adelman seconded the motion. Voting was as follows:

Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

10-050 Signature only

IN THE MATTER OF ACCEPTING THE RESIGNATION OF BILL DUNCAN

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

WHEREAS, Bill Duncan submitted his resignation as Dog Warden dated February 1, 2010 effective February 12, 2010; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby accepts the resignation of Mr. Duncan as Dog Warden effective February 12, 2010, and wishes him well in his future endeavors; 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 – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

10-051

IN THE MATTER OF TRANSFERRING FUNDS FROM THE TITLE ACCOUNT #132 TO GENERAL FUND

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

WHEREAS, Susan Hazel, Clerk of Courts, has requested a transfer of \$60,000.00 from the Title Account #132 transfer out 132-00600-132 to the General Fund; now therefore

BE IT RESOLVED, that the Huron County Board of Commissioners hereby approves of a transfer of \$60,000.00 from the title account #132-00600-132 transfer out fund to the general fund; 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.

Mike Adelman seconded the motion.

Discussion: It was stated that \$35,000 will be added to the clerk's final budget #017.

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

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Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

10-052

IN THE MATTER OF APPOINTMENT TO THE HURON COUNTY BOARD OF MR/DD 169

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

WHEREAS, the term of Dianna Walkup has expired; and

WHEREAS, Pauline Bogner desires to be appointed to the board; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby appoints Pauline Bogner, P.O. Box 188, Willard, Ohio 44890 for a term commencing March 1, 2010 and ending February 28, 2013; 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.

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

Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

10-053

IN THE MATTER OF APPOINTING JONATHAN CROSS TO THE HURON COUNTY AIRPORT BOARD

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

WHEREAS, the term of Deborah Lake-Wagner expired December 31, 2009; and

WHEREAS, Jonathan Cross has expressed an interest in serving on the Huron County Airport Board; and

WHEREAS, it is the desire of the Board of Huron County Commissioners to appoint Jonathan Cross, to a term beginning February 4, 2010 and ending January 31, 2013; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby appoints Jonathan Cross to a term beginning February 4, 2010 and ending January 31, 2013 on the Huron County Airport Board; 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.

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

Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

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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 (C-08-036-1) (B-C-08-036-2) DRAW DOWN #(361), SUBMITTED TO THE BOARD FEBRUARY 4, 2010

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 CT Consultants, Inc., 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.

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

Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

State of Ohio Office of Housing and Community Partnerships Request for Payment and Status of Funds Report						
Submit to: Ohio Department of Development Office of Housing and Community Partnerships P. O. Box 1001 Columbus, Ohio 43216-1001 Contact Person/Telephone Number: 440-530-2230		Name and Address of Grantee: Huron County 180 Milan Ave. Norwalk, Ohio 44857		State Use Only		
FTI Number: 24-6400072		Community/Nonprofit # 36		Draw Number: 361		
System Name	Board/Committee/Agency	Activity Name	Activity Nbr	Amount Requested	Approved Activity/Address Budget	Balance of Activity/Address Budget
C-08-036-1	Home Repair	3		13,875	61,500	18,256
B-C-08-036-2	Private Rehab	2	15 S. Kniffen St., Greenwich	1,150	38,000	11,279
Total Amount of This Draw:				\$14,825		
NOTE: From the Attachment A of the Grant Agreement						
I certify that this request for payment was drawn in accordance with the terms and conditions of the Grant Agreement(s) cited and that the amount drawn is proper for payment to the drawee's depository. I also certify that the data reported above is correct and that the amount of the Request for Payment is not in excess of current needs.						
Date: 2-4-10	Signature: Mike Adelman		Title: County Commissioner			
Date:	Signature: Larry J. Silcox		Title:			
State Use Only				DS8709V 10/04 DEV037		

10-055

IN THE MATTER OF APPROVING REQUESTS FOR EXPENDITURE OF OVER \$500.00 SUBMITTED TO THE BOARD FEBRUARY 4, 2010

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

WHEREAS, requests for expenditures of over \$500.00 have been submitted for approval by the Board of Huron County Commissioners as follows:

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Huron County Commissioners

Paper 101 95+ bright 840 cases truckload \$20,109.60 now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves of the requests for expenditure of over \$500.00 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.

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

Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

10-056

IN THE MATTER OF ADVERTISING FOR THE POSITION OF HURON COUNTY DOG WARDEN

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

WHEREAS, it is the desire of the Board of Huron County Commissioners to hire a Dog Warden for Huron County; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners will solicit applicants for the position Dog Warden unclassified position/non-exempt; and further

BE IT RESOLVED, that said position will be in a pay range of \$15.00 to \$16.00 per hour; and further

BE IT RESOLVED, that all those applying must have a resume with references and a Huron County application for employment submitted to Huron County Human Resources by 4:30 p.m. February 22, 2010; 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.

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

Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox

HURON COUNTY COMMISSIONERS, JOB DESCRIPTION

Title: **Dog Warden**

Status: **Unclassified, exempt, full-time**

Wages: **\$15.00 to \$16.00 per hour**

Job Summary: Under the direction of the Board of Huron County Commissioners, supervises County dog control operations, participates in formulating policies and procedures affecting departmental operations, and performs other related duties as required.

Essential Functions:

- Supervises Deputy Dog Wardens and kennel personnel. Ensures work is completed according to Ohio State Law. Keeps attendance records and implements employee discipline. Makes hiring and termination recommendations.
- Answers telephone calls to respond to questions and complaints. Receives signed complaints on violations. Dispatches Deputy to complaints. Logs all complaints on computer.

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- Handles dog adoptions, sells dog licenses and keep records, balances receipt of money daily, and maintains kennel posting of all dogs picked up.
- Completes statements of fact for use in court proceedings. Testifies in court to assist in prosecuting dog owners who violate animal laws. Ascertains filing of citations and statements from officer in court.
- Maintains records reflecting nature of investigations and calls.
- Handles vicious and dangerous dogs.
- Responds to calls regarding dogs hit by vehicles and finds owner if possible or destroys animal if needed.
- Investigates livestock and domesticated animal kills to ascertain cause. Completes proper paperwork as indicated and files claims as outlined in State law. Finds owner of involved animals whenever possible.
- Does weekly report of all dogs seized, impounded, redeemed, or destroyed.
- Assists the veterinary in euthanasia when necessary.
- Investigates reports of dog bites or attacks on other animals. Cites owners as necessary.
- Investigates coyote attacks on animals as outlined in State law and files claim forms with ODA.
- Maintains supply and equipment inventory.
- Stays current on all Ohio laws and local ordinances for dogs.
- Performs other related duties as requested or assigned.
- Completes all assigned tasks in a timely manner.

Required Knowledge, Skills, and Ability

High School diploma or equivalent; valid Ohio driver’s license, acceptable driving record, ability to follow safe practices and procedures, good public relations skills, ability to establish solid working relationships, knowledge of state and local dog control laws and ordinances, ability to handle cross, strange, vicious, or uncontrolled dogs, supervisory skills, ability to establish and adhere to departmental budgets, computer knowledge and skills, and demonstrated ability to communicate courteously and effectively are required. Previous experience in dog control is strongly preferred. Must have current firearms certification, or subsequent certification, as a contingent of continued employment. The Dog Warden must exhibit respect for animals and be a proponent of their humane treatment.

Physical Requirements:

Must successfully pass a criminal background check, pass a pre-employment and random drug tests, and be authorized to work in the United States. Must be at least twenty-one years of age and have no felony convictions. Must be in good physical and mental health, be physically agile, able to walk and stand for long periods of time, be able to see and hear, run, stand, sit, bend, twist, turn, and reach, and be able to perform the physical tasks required in securing/restraining dogs and maintaining a kennel. Must be able to work at times under stressful, unpleasant, or threatening situations. Must be able to work when needed in emergencies or to cover for other staff. Must be able to perform all the essential functions of the position with or without reasonable accommodation.

Working Conditions:

The primary working location for this position is the Huron County Dog Warden Office, though work will also be performed out-of-doors and will require driving a vehicle and handling dogs of varying temperament and behavior.

Huron County Board of Commissioners

Approved: _____ Date: _____

Employee: _____

Date placed in employee’s file: _____

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NOTICE OF JOB OPENING**

FEBRUARY 4, 2010

Applications are invited for the position of Huron County Dog Warden. This is an unclassified, exempt, full-time position reporting to and supervised by the Huron Board of Commissioners.

Job Title: Dog Warden

Wages: \$15.00 to \$16.00 per hour

Job Duties: Oversees County dog control operations, participates in formulating policies and procedures affecting departmental operations, supervises Deputy Dog Wardens, and makes hiring and termination recommendations.

Required Knowledge, Skills, and Ability: High School diploma or equivalent; valid Ohio driver's license, acceptable driving record, ability to follow safe practices and procedures, good public relations skills, ability to establish solid working relationships, knowledge of state and local dog control laws and ordinances, ability to handle cross, strange, vicious, or uncontrolled dogs, supervisory skills, ability to establish and adhere to departmental budgets, computer knowledge and skills, and demonstrated ability to communicate courteously and effectively are required. Must also have current firearms certification or subsequent certification as a contingent of continued employment. The Dog Warden must exhibit respect for animals and be a proponent of their humane treatment.

Previous experience in dog control is strongly preferred.

Application and Selection Procedures: Submit application (available online at www.hccommissioners.com), resume, cover letter, and names and contact information for 3 professional references to Director of Human Resources, 12 E. Main St., Norwalk, OH 44857 by 4:30 p.m., February 22, 2010. Interviews will be conducted as soon as possible after the closing date, and the position will be filled as soon as possible thereafter.

Complete job description available online at www.hccommissioners.com.

Posting Dates: Friday, Feb. 5, 2010 until 4:30 p.m. Mon., Feb. 22, 2010.

Huron County is an Equal Opportunity Employer

DOG WARDEN

Full-time Dog Warden for Huron County. Must have high school diploma or equivalent, valid Ohio driver's license, acceptable driving record, knowledge of state and local dog control laws and ordinances, firearms certification or willingness to become certified, and other knowledge, skills, and abilities as detailed on the full job description (available online at www.hccommissioners.com). Previous experience in dog control is strongly preferred. Applications available online or at Huron County Human Resources, 12 E. Main St., Suite 102, Norwalk, OH. Resume, cover letter, names and contact information for 3 professional references, and the Huron County Application for Employment must be submitted by 4:30 p.m., Feb. 22, 2010, to Director of Human Resources, Huron County Offices Building, Suite 102, 12 E. Main St., Norwalk, OH 44857. EEO.

IN THE MATTER OF TRAVEL

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

Aye – Mike Adelman

Absent – Gary W. Bauer

Aye –Larry J. Silcox

Jason Roblin, EMA, on February 11, 2010, to Delaware, Ohio, for EMAO Executive Committee meeting; on February 25, 2010, to Bowling Green, Ohio, for Debris Management Course, Pam Hansberger traveling also. On March 18, 2010, to Wyandot County EMA for Exercise Evaluator, on March 31, 2010 & April 1, 2010 to Columbus, Ohio, for EMA Mandatory Conference.

IN THE MATTER OF REQUEST FOR LEAVE

Royal Chisholm/sick/8:30 a.m. – 5:00 p.m. February 1, 2010.

Darwin Pesnell/sick/8:00 a.m. 4:30 p.m. February 1, 2010.

**REGULAR SESSION
SIGNINGS
CDBG signings**

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PART 3: PREPARER AND CO IDENTIFICATION AND CERTIFICATIONS

1. Is project in compliance with applicable laws and regulations? Yes No

2. Is an EIS required? Yes No

3. A Finding of No Significant Impact (FNSI) can be made. Project will not significantly affect the quality of the human environment. Yes No

Prepared By: Roberta Acosta
Title: Field Agent
Date: January 28, 2010

IDENTIFICATION:

On the basis of the environmental assessment of the above project, I have made the following finding:

A FINDING OF NO SIGNIFICANT IMPACT: find that this project is not a major federal action which will have a significant effect on the human environment and that a request to the State for the release of the project will not require an EIS.

A FINDING OF SIGNIFICANT IMPACT: find that this project is a major federal action which may or will have a significant effect on the human environment and that a request to the State for the release of the project will require an EIS.

Certifying Officer's Name: Mike Adelman, President, Huron County Commissioners Address: 180 Mike Ave., Newark, OH 44857
Signature: *Mike Adelman* Date: 2/4/10

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PART 3: UNDERSTANDING THE STATUTORY CHECKLIST - CATEGORICALLY EXCLUDED PROJECTS ONLY

On **Categorically Excluded** projects exclusively (not **Categorically Excluded** not subject to SEIS, Environmental Assessment, or Environmental Impact Statement) levels of review, the regulations (24 CFR 58.340(a)(12)) allow a project to be subsequently **EXEMPT** when all applicable authorities on the Statutory Checklist require no compliance. For each area listed on the previous page, if Columns 1, 2 or 3 have been checked, they **MAY BE** moved to subsequently **EXEMPT** if and only if **COMPLIANCE** is not required.

COMPLIANCE is not required in the following situations:

- The grantee has a valid coordination agreement with the applicable entity and the project meets a specific exemption in the agreement.
- Correspondence has been made with the applicable entity and the entity has determined that no compliance is needed.
- The preparer of the Statutory Checklist has determined that the applicable entity is not affected by the project and has made no correspondence with the entity. Documentation still must be provided to verify this decision.

EXAMPLE: HISTORIC PROPERTIES
Grantee has corresponded with the Ohio Historic Preservation Office (OHPO) and has received a response that "no historic properties are affected" as a conclusion to the Section 106 process. This indicates that no historic properties are present. The grantee would attach documentation and fill out the Statutory Checklist accordingly.

AREA OF STATUTORY AND REGULATORY COMPLIANCE Attach completed documentation for each area.	1	2	3	EXEMPT	Determination of Compliance, Approval, Permits Obtained	Conditions and/or Mitigation Action Required
	Not applicable to this Project	Consultation Required	Review Required			
Historic Properties <small>(Site response from OHPO)</small>			X	X		

Note: "No historic properties are affected" does not mean the same as a "No Adverse Affect." "No Adverse Affect" means that historic properties are present, but the project, as proposed, will not affect the historic aspects of the property. This is a coordination and cannot be called subsequently EXEMPT.

PART 4: PREPARER AND CO IDENTIFICATION AND CERTIFICATION

An ENVIRONMENTAL ASSESSMENT CHECKLIST is or (X) is not additionally required.

A SECOND TIER REVIEW will or (X) will not be required on this project.

Prepared By: Roberta Acosta
Title: Field Agent
Date: JANUARY 28, 2010

Certifying Officer Name: Mike Adelman, President, Huron County Commissioners
Signature: *Mike Adelman* Date: 2/4/10

Note: This document MUST be signed before a grantee goes to publish any required Environmental Review public notices.

Nov-06

Part 3: CEO Environmental Certification

- With reference to the Projects identified on the reverse side of this form, I, the undersigned chief executive officer and certifying officer of the responsible entity, CERTIFY THAT: (These Items 4 and 5 below require additional action.)
- The responsible entity has fully carried out its responsibilities for environmental review, decision-making, and action pertaining to the projects listed herein.
 - The responsible entity has complied with the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements, and statutory obligations of the laws cited in 24 CFR 58.5, 24 CFR 58.6, and applicable State and local laws.
 - After considering the type and degree of environmental effects identified by the environmental reviews completed for the proposed projects described herein, I have found that the proposal **(CHECK ONE)** DID **X** DID NOT require the preparation and dissemination of an ENVIRONMENTAL IMPACT STATEMENT.
 - The responsible entity has, prior to submitting this request for the release of funds and certification, published, in the manner prescribed by 24 CFR 58.63, a notice to the public in accordance with 24 CFR 58.70 and as endorsed by the attached copy. **STABLE COPIES OF NEWSPAPER NOTICES HERE (i.e., NOT BIDDY, Combined Notice, Floodplain/Wetland Notices)**
 - The dates for all statutory and regulatory time periods for review, comment, or other action are in compliance with the procedures and requirements of 24 CFR Part 58. The following provides a summary of critical dates:

Categorically Excluded Projects (CE)	Publication Date	Last Date of Local Comment Period	Date Certification Signed and Submitted	Estimated Last Date of State Objection Period	Type of Other Notices And Date Published
Environmental Assessment Projects (EA)	2/5/10	2/22/10	2/4/10	3/16/10	

- I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969, as amended, and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the State's responsibilities for environmental review, decision making, and action that have been assumed by the responsible entity.
- By so consenting, I have assumed the responsibilities for the conduct of environmental review, decision-making, and action regarding environmental issues, preparation and circulation of a draft, final, and supplemental environmental impact statements, and legal or cooperating agency responsibilities for preparation of such statements on behalf of state or federal agencies, including HUD and the State of Ohio, when these agencies consent to such assumptions.
- I am authorized to and do accept, on behalf of the responsible entity and personally, the jurisdiction of the federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Type or First Name of CEO	Signature	Title	Date
Mike Adelman, Huron County Commissioners	<i>Mike Adelman</i>	President	2/4/10

WARNING: Section 1001 of Title 18 of the United States Code and the Criminal Procedure shall apply to this certification. Title 18 provides, among other things, that whoever knowingly makes or uses a document or writing containing any false, fictitious, or fraudulent statement or entry, in any manner within the jurisdiction of any department or agency of the United States, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both.

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ARO/02-06

Administrator/Clerk's report

Presented letter received from Dorlene Landoll in regards to the Courthouse court yard. Ms. Landoll stated in her letter that the courthouse court yard is immaculately kept.
Presented letter received from Ripley Township in regards to releasing funds collected in the amount of from railroad fines in Ripley Township

Larry J. Silcox moved to release the fine funds in the amount of \$1,250.00 to Ripley Township to be used for rail road crossings safety in Ripley Township. Mike Adelman seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

**Aye – Mike Adelman
Absent – Gary W. Bauer
Aye – Larry J. Silcox**

OTHER BUSINESS

Larry Silcox commented on the Big Swamp project that was funded by the Clean Ohio grant. Mr. Silcox also stated that he will be meeting with the Sheriff in regards to vehicles next week.

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Mike Adelman referred to the email that was received from Sue Bommer in regards to the free legal advice from CORSA. Mr. Adelman stated that he had called the sheriff and encouraged him to take advantage of such program.

At 9:30 a.m. no public comment

At 9:34 a.m. Larry J. Silcox moved to adjourn. Mike Adelman seconded the motion. The meeting stood adjourned.

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 February 4, 2010.

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 9:34 a.m.

Signatures on File.