

REGULAR SESSION

THURSDAY

MARCH 18, 2010

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

Pursuant to Ohio Revised Code Section 305.14 the Record of the Proceedings of the March 16, 2010 meeting(s) were presented to the Board. Gary W. Bauer made the motion to waive the reading of the minutes of the March 16, 2010 meeting(s) and approve as presented. Larry J. Silcox seconded the motion. Discussion: Amend journal sheets to read Appraisal Research on Resolution 10-083 Claims Schedule in the discussion where Larry Silcox stated that he is voting no on the claims schedule as he is not comfortable paying Appraisal Research Corp. for something that he does not feel that they did correctly. Voting was as follows:

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

10-085

IN THE MATTER OF APPROVING AGREEMENT BY AND BETWEEN HURON COUNTY CHILD SUPPORT ENFORCEMENT AGENCY (CSEA) AND HURON COUNTY CLERK OF COURTS (CONTRACTOR)

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

WHEREAS, pursuant to Title IV-D of the Social Security Act, Section 3125.13 and 3125.14 and rule 5101:12 -10-45.2 and its supplemental rules of the Ohio Administrative Code promulgated by the Ohio Department of Job & Family Services, the Huron County Child Support Enforcement Agency is authorized to enter into this contract with Huron County Clerk of Courts hereinafter referred to as “Contractor” for the purchase of services on the first day of January, 2010; and

WHEREAS, this contract will be effective from the first day of January, 2010 through the 31st day of December 2010 unless terminated according to the terms of paragraph 24 of the attached contract; and

WHEREAS, Huron County CSEA desires to enter into agreement with the Contractor, and agrees to purchase for, and Contractor agrees to furnish to eligible individuals those specific services detailed in attachment; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves the above mentioned agreement as attached hereto and incorporated herein; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio, relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Gary W. Bauer seconded the motion.

Discussion: Susan Hazel, Clerk of Courts explained the contract.

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

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

- Contract on file Clerk of Court’s Office.

At 9:16 a.m. the board recessed

At 9:18 a.m. Regular session resumed

10-086

IN THE MATTER OF TRANSFERRING FUNDS FROM ACCOUNT #040 IN THE GENERAL

**REGULAR SESSION
FUND TO FUND # 022**

THURSDAY

MARCH 18, 2010

Gary W. Bauer moved the adoption of the following resolution:

WHEREAS, the Buildings & Grounds fund is in need of funding; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves of the transfer of moneys from 040-00569-001 misc. other expenses in the amount of \$1,885.67 to the Buildings & Grounds fund #022-00125-001; and further

BE IT RESOLVED, that a certified copy of this resolution be sent to the Department requesting transfer, and the Huron County Auditor, and the Auditor's office will make the journal entry to the # 022 account; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio, relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

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

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

10-087

**IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE
GENERAL FUND #005**

Larry J. Silcox moved the following resolution:

WHEREAS, the 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 adjustments:

FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount
	005	00525	001	\$220.00		005	00125	001	\$220.00
		Contract Services					Salaries		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.

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

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

REGULAR SESSION
10-088

THURSDAY

MARCH 18, 2010

IN THE MATTER OF APPROVING OF A REQUEST FOR PAYMENT ON LETTER OF CREDIT AND STATUS OF FUNDS REPORT (FORM DS5) FOR HURON COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (B-C-08-036-1); (B-C-08-036-2);(C08-036-1) DRAW DOWN #(362), SUBMITTED TO THE BOARD MARCH 18, 2010

Gary W. Bauer 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.

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

Aye – Mike Adelman
Aye – 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. Newark, Ohio 44667 Community/Nonprofit # 36 State/Use Only OH				
FTI Number: 24-6400672		Draw Number: 362				
Grant Number *	Activity Name *	Activity Nbr *	Enter the Housing Site Address (CDCs and HOME Funded Housing Activities - Only)	Amount Requested	Approved Activity/ Site Address Budget	Balance of Activity/ Site Address Budget
C-08-036-1	Home Repair**	3		8,548	61,500	6,709
B-C-08-036-2	Private Rehab	2	10 S. Kofflen St., Greenwich	424	38,000	10,065
B-C-08-036-2	Private Rehab	2	23 Orchard Street, Greenwich	2,487	41,000	159
B-C-08-036-2	Private Rehab	2	320 E. Howard Street, Willard	3,199	42,000	1,895
B-C-08-036-2	Private Rehab	2	120 Hayes Street, Willard	34,393	40,000	5,607
B-C-08-036-2	Private Rehab	2	32 N. Kofflen St., Greenwich	5,777	40,000	34,223
B-C-08-036-2	General Administration	8		3,839	29,800	8,782
B-C-08-036-1	General Administration	8		3,675	30,600	10,678
Total Amount of This Draw:				653,016		
* 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 drawer'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: 3/18/10	Signature: <i>Mike Adelman</i>				Title: Commissioner	
Date: 3/18/10	Countersignature: <i>Larry J. Silcox</i>				Title: Commissioner	
State Use Only Approved: _____ Date: _____						

10-089

IN THE MATTER OF APPROVING REQUESTS FOR EXPENDITURE OF OVER \$500.00 SUBMITTED TO THE BOARD MARCH 18, 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:

Huron County Department of Job & Family Services

REGULAR SESSION

THURSDAY

MARCH 18, 2010

MNJ Technologies

HP Color Laser Jet Ink Cartridges

\$781.50 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.

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

Aye – Mike Adelman

Aye – Gary W. Bauer

Aye –Larry J. Silcox

10-090

IN THE MATTER OF TRANSFERRING FUNDS FROM ACCOUNT #052 IN THE GENERAL FUND TO FUND # 036

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

WHEREAS, the Jail fund is in need of funding; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves of the transfer of moneys from 052-00550-001 transfer out in the amount of \$22,550.00 to the jail salaries line #036-00125-001 and in the amount of \$2,450.00 to the jail PERS line 036-00400-001 for a total transfer of \$25,000.00; and further

BE IT RESOLVED, that a certified copy of this resolution be sent to the Department requesting transfer, and the Huron County Auditor, and the Auditor's office will make the journal entry to the # 036 account; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio, relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Aye – Mike Adelman

Aye – Gary W. Bauer

Aye –Larry J. Silcox

IN THE MATTER OF REQUEST FOR LEAVE

Peter Welch/Solid Waste Management District/sick/11:00 a.m. – 3:30 p.m. March 18, 2010/sick/7:30 a.m. – 11:30 a.m. March 19, 2010.

Vickie Ziemba/Commissioners/flex/9:30 a.m. – 11:00 a.m. March 19, 2010.

Royal Chisholm/Buildings & Grounds/sick/9:30 a.m. 5:30 p.m. March 15, 2010.

Administrator/Clerk Report

Cheryl Nolan discussed the Master Agreement to provide services to an aggregated group between the board of Huron County Commissioners and First Energy Solutions, Corp. Ms. Nolan also discussed the resolution of support for Western Reserve Land Conservancy's application to the Ohio Department of Agriculture's Agricultural Easement Purchase Program on behalf of the Seidel Family's Maple Lawn Farm. Ms Nolan stated that she had emailed both of the documents to the board and Daivia Kasper, Assistant Prosecutor for review. Ms. Nolan also stated that Andrew McDowell, Field Director would be attending the April 1, 2010 board meeting.

Sources and Uses of Non-Economic Development Program Income*

Community Name: Assessors Signature: [Signature]
The City will reimburse the entity for only a portion of the work.

CDBG and HOME Programs

1. Sources and Uses of Program Income for the period of January 1, 2009 through December 31, 2009

Activity	Balance on 1/1/2009	Income from Economic Development Projects	Expenditures for Administration	Balance as of 12/31/2009	Expenditures for Projects	Balance as of 12/31/2009
CDBG Downtown Rehabilitation	0	0	0	0	0	0
CDBG Disposition of Property	0	0	0	0	0	0
Other	0	0	0	0	0	0

2. Projected Sources and Uses of Program Income for the period of January 1, 2009 to December 31, 2009

Activity	Balance on 1/1/2009	Income from Economic Development Projects	Expenditures for Administration	Balance as of 12/31/2009	Expenditures for Projects	Balance as of 12/31/2009
CDBG Downtown Rehabilitation	0	0	0	0	0	0
CDBG Disposition of Property	0	0	0	0	0	0
Other	0	0	0	0	0	0

*CDBG Economic Dev. Proj. Funds, CDBG & HOME Housing Program Income and Microenterprise Program Income are Reported as Indirect Expenses

At 9:30 a.m. Public Comment

Dennis Sorkel, Airport Board president, came before the board in regards to the meeting that he attended with FAA in Detroit. Mr. Sorkel stated that they went over the current airport master plan. They felt that the plan was solid and very well done and in their opinion didn't need any future planning changes. The course of action would be to proceed on the implementation of our plan. This is all centered around our ability to come up with matching funds to apply for future grants. They also talked about the concept of force accounts and the ability to use these against federal grants. This is not something that you can do after the fact, forms need to be filled out and submitted to define how this in kind labor or matching labor will fit into the plan and then it has to be submitted to the FAA for approval in advance. The reason this is important is in terms of our potential discussions with the race track, they are talking about some in kind labor that they might supply and whether those dollars can be applied to future grants. This would be difficult to do. Mr. Sorkel also stated that they talked about minimum operational standards are and what is our responsibility in terms the grant assurances to keep the airport open and what does that mean. We are following this pretty well and whatever the future might bring. They did touch upon the request written several weeks ago in regards to the closure on behalf of the airport to generate revenue again to match potential future grants, and as he expected their verbal response is that is something that is in the process of being looked at. Mr. Sorkel suspects that we will go down the same road as last year. The reason is that they told them last year that they were only going to do this one year. They also did change the advisory circular since then that states there will be no approval of non aeronautical uses of the airport, the second point that was made is that the request included an additional closing, and the third point is that in comparison with the gate that the track takes in on those days the amounts that the airport is receiving is really very small in comparison. In the mean time we need to pursue an alternate way. The situation that we have is a question of resolving if there is going to be an alternate access on whose land will it go. Mr. Sorkel discussed the problem with this alternate access. Mr. Silcox asked if he had looked at a document that was submitted in March of 2005 and according to that document since the property does not belong to the airport board and it is Huron County property and in accordance with this document and looking at all the sections of this document it appears that we have a right to put that road on that property because it is not airport property it is Huron County property. Mr. Sorkel stated that the county commissioners signed the encumbrances and they are on county property. Mr. Silcox stated that is the only thing that hasn't been checked out yet and we will have our legal department do so. Mr. Sorkel stated that there is a process to do it and have to get the people through that. Mr. Sorkel stated yes the airport board does not own the property that Huron County does but accepting the grant money and signing the terms and conditions you agreed to the encumbrances on that property. Mr. Silcox asked if they told him what those encumbrances are and Mr. Sorkel stated yes they are listed on the document. Mr. Silcox felt that they were not looking at the same document. Mr. Bauer thanked Mr. Sorkel for all the work that he does as president of the airport board and also stated that we do not know if Bill Bader wants this road and he has a traffic engineer working on it and if they come back and say that it is not a value to them then we won't worry about it, and the grant money that we have chosen to use, Alex Beres, HCDC is checking to see if it will work. Mr. Bauer stated that he goes back to the fact that he represents the people of Huron County and irregardless of

REGULAR SESSION**THURSDAY****MARCH 18, 2010**

what the FAA says the money that the raceway takes in and the tax that we take into this county is very significant and stated that he is prepared if it needs to be to represent the people of Huron County to put that roadway in if it is to be and let FAA chase us if they want to chase us. We can not let Bill Bader go and ruin his events out there and then get back in three years and the FFA say that we can do it and there not be any reason for doing so. Mr. Silcox stated that he does not appreciate the FFA telling us that our deal with Bill Bader is not sufficient to them and does not feel that they have any say in that. When they say you are not getting enough that is a decision that is made here locally and they do not have any say in that, and again he goes back to years of closing that airport without asking their approval. We sent the necessary paperwork to them and there was no problem. Mr. Sorkel stated that is true but one could argue that the period before 2005 what the statutes were saying. Mr. Sorkel stated that this needs to be looked at very carefully and need to get all parties together to see if we are working toward the same direction. Mr. Adelman stated that the point they made about not receiving enough reimbursement from the track kind of contradicts that none of their decision was based on any element of economic consideration. Mr. Sorkel repeated the points made. Point number 1 they are telling us the same thing that they told us last year, point number 2 is new information that we supplied in a sense that the track is asking for one additional closing, and point number 3 is a debatable point and we need to see if they actually put this in writing. They are going to hang their hat on the fact that they changed the policy for the whole country very recently in the last three months; they said they were going to do it and they did, which basically says they will not have airport closures for non aeronautical activities. This goes back to the assurances and your questions of what are your rights under these documents.

David Campana, All State and Tonia Maxwell came before the board in regards to the agreement with Allstate for supplemental life insurance and disability insurance for the open enrollment with a May 1, 2010 effective date. Sue Bommer stated that she had a question from the agreement that they had to have a guarantee of one on one with all employees and stated that she did not know if we could guarantee that. Mr. Campana asked if they could get in front of the majority of the employees and Ms. Bommer stated that she didn't think that could be guaranteed either. Mr. Campana stated that one of the things he was going to ask for was a contact person for each of the departments and discuss it with them. Mr. Campana stated that if they could get the majority of the employees to meet with them one on one then say there are two that the director says no way you will be able to see my employees then the underwriting would probably pass but if we have twenty people in this building and everyone else is not going to allow us to see their employees then he is going to have to pull back that special underwriting because we would only be seeing 20 people out of 400 + possible. Ms. Bommer stated that the other question that she has is what is being offered. Mr. Campana stated that what he is going to focus on this year is short term disability which Aflac does not offer at this time. Martha Huffman, Aflac stated that they did offer this. Further discussion was had in this regard. Mr. Adelman stated that the reason is to give our employees choices we do that with our health insurance, things that are on a voluntary benefit basis is still their choice. Ms. Bommer asked how many they have to have. Mr. Campana two employees or three policies in order for the policy to go into effect. Ms. Bommer stated that the payroll department stated that they would not want to add the deduction people for less than 20 or 25 employees. It was stated that no guarantees can be made and Mr. Campana stated that he understands that as well as the board. Mr. Campana stated that these are after tax policies and asked if he could schedule with the Sheriff later if needed and have their effective date in June. Mr. Adelman stated that it would be the Sheriff's call when they can go in and number 2 would have to check with payroll. Mr. Campana asked if this go forward who would be the main person to be on as the contact person. The board agreed that this would be Sue Bommer, HR.

Gary W. Bauer moved to approve the service agreement with All State to provide voluntary supplemental insurance for life insurance and disability. Larry J. Silcox seconded the motion.

Discussion: Mike Adelman stated that he would like to make a point that what we are offering is for the opportunity for our employees to have a choice in the same respect as they have a choice on the health insurance plans.

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

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

At 10:12 p.m. Mike Adelman opened the 2nd public hearing for the FY10 CHIP grant. Phyllis Dunlap explained that we selecting a target area which we have not done in the past. Competition for the CHIP grant is really tight. The cutoff was like at 85 points last year with the possible points being 100 if you include everything that they request. Committing additional funds for leverage points is worth 5 points and having a target area gives you 5 points so if we did not do this we would start out with 10 points less than 100 points. We needed to make sure that we started out at 100 points. At this time Ms. Dunlap went over the programs that will be applied for which is private owner rehab, in the amount of \$330,000; home repair, \$96,500.00; habitat at \$20,000.00; emergency monthly housing assistance at \$13,500.00 and administration at \$16,400 and fair housing a \$2,000.00 Mr. Adelman called once for testimony in favor of applying for the federal funds for the CHIP program, hearing none called twice for testimony in favor of applying for the federal funds for the CHIP program, hearing none called thrice for testimony in favor of applying for the federal funds for the CHIP program; hearing none called once for testimony against applying for the federal funds for the CHIP program, hearing none called twice for testimony against applying for the federal funds for the CHIP program, hearing none called thrice for testimony against applying for the federal funds for the CHIP program hearing none Mr. Adelman closed the hearing.

OTHER BUSINESS

Mike Adelman discussed the email that was received in regards to the wrecked cruiser which they thought they would receive \$15,644 for but the deductible still needs to come off that amount. So the amount is actually \$12,644.00. Mr. Adelman stated that as you recall the initial request was to get two cruisers and remember during our discussion it was a close enough amount to add two or three thousand to get three cruisers, but now this would put us back to where it would be between \$5,000 and \$6,000 to do so. Now the question is do we just go with the two or do we still want to go with three. Mr. Silcox stated that he would like to go ahead with three because of the condition of the cruisers, plus if we are going to get three he knows that there are some cars out there right now that are in the condition that they are not using and his suggestion would be to go ahead right now and put them on Govdeals and what ever money comes in we can put toward the extra that we have to come up with. Gary Bauer stated that he would like to go with three but with the understanding that they have to clean three of four off the lot and the money goes back not in their funds but in the general fund for the replacement of funds to replace the cars.

10-091

A RESOLUTION FOR THE PURPOSE OF AUTHORIZING THE PRESIDENT, HURON COUNTY BOARD OF COMMISSIONERS TO FILE A FY 2010 COMMUNITY HOUSING IMPROVEMENT PROGRAM GRANT (CHIP) APPLICATION WITH THE OHIO DEPARTMENT OF DEVELOPMENT

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

WHEREAS, Huron County is eligible for funding under the Community Development Block Grant (CDBG) Small cities program to apply for a FY 2010 CHIP Grant; and

WHEREAS, funds from this program must benefit low and moderate income persons and will assist the County in meeting its housing and community development needs; and

WHEREAS, Huron County desires to apply for funding relative to the described program; and

WHEREAS, the Board of Commissioners for Huron County authorizes the President of the Huron County Commissioners to enter into such agreements as necessary to implement the above named program in accordance with the provisions of the Grant application; and

WHEREAS, the Board of Commissioners for Huron County desires to engage CT Consultants, Inc. to assist the County in preparation of the grant application and program implementation as provided for the application. now therefore

BE IT RESOLVED BY THE BOARD OF COMMISSIONER FOR HURON COUNTY, STATE OF OHIO:

REGULAR SESSION

THURSDAY

MARCH 18, 2010

Section 1: That the Board of Commissioners for Huron County, Ohio, hereby authorizes the President of the Huron County Board of Commissioners, on behalf of Huron County to apply to the Ohio Department of Development for the above funding and the activities applied for shall primarily benefit low and moderate income persons.

Section 2: That this Ordinance be and hereby is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and welfare of the citizens of Huron County, Ohio; and further

BE IT RESOLVED, that the foregoing resolution was adopted and all actions and deliberations of the Board of Commissioners of the County of Huron, Ohio, relating thereto were conducted in meetings open to the public, in compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

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

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

OTHER BUSINESS CONT.

Larry Silcox asked about the Ohio Telecom. Mike Adelman stated that he had talked with Paul Suda and he is going to contact Telecom to see what he was talking about and what he has done so far. Mr. Silcox stated that he had talked with the clock committee in regards to the \$500 for the engineer and as of today they only had \$250.00 but there is supposed to be further money coming in tomorrow. The engineer's name is John Burken.

At 10:30 a.m. Gary W. Bauer moved to enter into **Executive Session ORC 121.22 (G) (3)** a conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. Larry J. Silcox seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

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

At 11:12 a.m. Gary W. Bauer moved to end Executive Session ORC 121.22 (G) (3). Larry J. Silcox seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

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

Mr. Bauer asked Mr. Adelman if he was attending the Norwalk city council work session. Mr. Adelman stated that they had asked him to attend to answer questions which he feels must be about the gates fees etc. and stated that his question is do we want to have me go down there and do and see what is on their mind or should we wait until we are in a better position to do so. Mr. Silcox stated that if this is about waste which he understands that it is and all the things that the mayor said and what our position is and what our costs are above the \$8.00 that it is in the plan. Mr. Silcox feels that the appropriate time to do that is when we present the plan to council, then we can answer all those questions, this is his feeling. Mr. Silcox feels that we put a presentation together that answers everything we look at it here we are all in agreement that this is what we want to tell them and that is the time to make the presentation. We can say our presentation to council isn't ready yet and as soon as we get it ready we will come and explain. Mr. Bauer stated that he is not absolutely sure that is the right way. He can go with it, and stated that what bothers him is not Mr. Adelman but it does have to do with party politics and it has to do with our party. Two of the ones that bother him the most are our party. Mr. Silcox stated that he had had conversations with several council and one of the things that he mentioned went right back to the mayor and he is concerned that our presentation should be complete and should say everything that we want to say when we make it and he thinks the appropriate time is when we are talking about the solid waste plan. Now if we can put information together before that then he doesn't have a problem doing that. Mr. Bauer stated that if Mike Adelman can go and do us some good by answering some questions and put it to rest and stop

REGULAR SESSION**THURSDAY****MARCH 18, 2010**

the false information and the mayor is not telling the truth as we see it and if there was a way to put to rest some of the fallacies that being passed around it might help us. Mr. Bauer stated that he does agree totally that if he was to go the answers that he gives needs to be placed on what we know. Mr. Adelman stated that if he would go Pete Welch, SWMD would go with him and if they have questions on some of these numbers, here are the numbers that we have. Now obviously those numbers have already been debated but these are our numbers this is how we justify as to the direction that we are at for the transfer station and the gate rate. Mr. Silcox stated that it goes a little farther than that as he has had some conversations with a council member, and Norwalk's position is that the county should close the transfer station because Norwalk feels if we do that they could get a better deal somewhere else. Mr. Silcox stated that his position to this council member is that this is ok for Norwalk but as a county commissioners and looking at 12 or 13 percent of the waste coming into the transfer station is from Norwalk what do we do with that other 87 percent and he has to look at the rest of the residents of the county and has had other county residents come to him to say we don't want you to close the transfer station as we need a place to take our trash. Mr. Adelman stated that is the board's position and he would not expect to sit at a two hour work session. Mr. Bauer stated we represent the county and the board agreed that this is their position. Mr. Welch explained the impact that this has on the recycling as well. Mr. Adelman stated that he is not going to go down there to negotiate anything only to answer a few questions. Mr. Bauer stated that he is not going to object to Mike going and as long as you have bad information hanging out there the more it becomes true. Mr. Adelman stated that we are taking some pot shots here and there and we have handled it professionally and taken the high road and that is the way it will be, this is our position and this is what we are doing. We have had our hearings and we haven't made a decision on the gate fee but this is what we propose.

Mr. Adelman stated that next Tuesday the meeting will start at 8:30 a.m. and the board will only meet for about 30 minutes and then they will attend the ODOT meeting in Sandusky, Ohio.

At 11:25 a.m. Gary W. Bauer moved to adjourn. Larry J. Silcox 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 March 18, 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 11:25 a.m.

Signatures on File.