

REGULAR SESSION

TUESDAY

AUGUST 24, 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 August 17, 2010 meeting(s) were presented to the Board. Larry J. Silcox made the motion to waive the reading of the minutes of the August 17, 2010 meeting(s) and approve as presented. Gary W. Bauer seconded the motion. Voting was as follows:

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

10-274

IN THE MATTER OF CERTIFYING CLAIMS SCHEDULES TO THE HURON COUNTY AUDITOR FOR PAYMENT:

Gary W. Bauer 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 Claim Schedule C 10-33 authorize the Huron County Auditor to make the necessary warrants; 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

CLAIM SCHEDULE Page: 1
Batch Number: 33 Date: Reference:
I hereby certify that there are sufficient funds in the Various Appropriation Codes to cover the payment of the following claims.
We hereby approve for payment by the County Auditor the following vouchers as itemized below.
Vendor Amount PO/Line Warrant Account
001 GENERAL FUND
001-002 MICROFILMING
001-002 MICROFILMING
001-003 AUTO DATA PROCESSING
001-003 AUTO DATA PROCESSING
001-007 BOARD OF REVISION
001-007 BOARD OF REVISION
001-012 HUMAN RESOURCES
001-012 HUMAN RESOURCES
001-013 JUVENILE COURT

CLAIM SCHEDULE Page: 2
Batch Number: 33 Date: 08/25/2010 Reference:
Vendor Amount PO/Line Warrant Account
WEST PAYMENT CENTER
OH JUV LAW 1910-11 ED INV 821169852
NORWALK REFLECTOR INC
LEGAL NOTICE PUBLICATION AD #161966
MARY B GREEN
DEAF INTERPRETING INV 06-21-10
MAGDALENA HAYS
SPANISH INTERPRETING
TREASURER STATE OF OHIO
ANNUAL LEADS NON TERMINAL AGENCY CONTRACT INV WTL1-340
VERIZON WIRELESS
08/03-09/04 CELL PHONES
001-013 JUVENILE COURT
001-017 CLERK OF COURTS
001-017 CLERK OF COURTS
001-017 CLERK OF COURTS
001-017 CLERK OF COURTS
001-017 CLERK OF COURTS
001-017 CLERK OF COURTS
001-017 CLERK OF COURTS
001-022 BLDG & G-M & OPERATI
001-022 BLDG & G-M & OPERATI
001-023 SHERIFF
001-023 SHERIFF
001-023 SHERIFF
001-023 SHERIFF
001-023 SHERIFF
001-023 SHERIFF
001-023 SHERIFF

REGULAR SESSION

TUESDAY

AUGUST 24, 2010

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CLAIM SCHEDULE

Batch Number: 33      Date: 08/25/2010      Reference:

Vendor	Amount	PO/Line	Warrant	Account
DAYTON LEGAL BLANK INC	417.46	30524/1	000000	00175
TRAFFIC TICKET BOOKS INV 51848				
BP OIL	765.69	30524/1	000000	00175
GAS FOR ROAD CRUISERS				
GALL'S INC	58.99	30504/1	000000	00200
MEASURING WHEEL INV 510751743				
RED DIAMOND UNIFORM &	99.95	30504/1	000000	00200
5 GENERIC HAT BAGS INV 181421				
RAKICH & RAKICH INC	94.98	30504/1	000000	00200
UNIFORM ITEMS INV 11252,11254				
HY TEK TRUCK & AUTO CENTER	288.00	30502/1	000000	00275
TIRES FOR SHIPPS CRUISER INV 38992				
HURON COUNTY COMMISSIONERS	183.55	30502/1	000000	00275
VEHICLE MAINT/SHERIFF				
ADVANCED COMPUTER	507.00	30502/1	000000	00275
FRINTER CABLE INV 91537				
WILCOX GARAGE	78.00	30502/1	000000	00275
TOM CRUISER #314 INV 37255				
MT BUSINESS TECHNOLOGIES IN	454.54	30502/1	000000	00275
AFICIO M55000 INV 81537				
LYDIER OIL CO	373.45	30502/1	000000	00275
DRUM OF OIL INV 568059				
PARTS DISTRIBUTORS INC	202.60	30502/1	000000	00275
SPRINK FLOOR LAMBE FILTER INV 331790,332918				
G & G AUTO PARTS	698.60	30502/1	000000	00275
WATER PUMP, AIR FILTER, BRAKE ROTORS				
LIBERTY AUTO PARTS INC	309.75	30502/1	000000	00275
CORE ALTERNATOR INV 770814,770841,771369				
WAREHOUSE TIRE CO INC	83.99	30502/1	000000	00275
TIRE INV 57353				
NORB'S NORTHSHORE SERVICE	300.00	30502/1	000000	00275
TIRE FOR QUERIN CRUISER INV 26582,27633,27684,27765				
MAXIE TIRE	493.19	30502/1	000000	00275
TIRES FOR QUERIN & HARRIS CRUISERS INV 318175A,3181840A				
FISHER-TITUS MEDICAL CENTER	84.00	30498/1	000000	00475
DRUG TESTING-KERBER & SOLDANO				
001-023 SHERIFF	11,435.80	** Total **		
001-027 PUBLIC DEFENDER COMM				
VIKING TECHNOLOGY INC	28.89	30976/1	000000	00475
COMPUTER REPAIR INV 20428				
FRONTIER	83.75	30978/1	000000	00525
TELEPHONE/PUB DEFENDER 27 5505 2648188661 04				
FIRST COMMUNICATIONS LLC	4.65	30978/1	000000	00525
LONG DISTANCE/PUB DEF ACCT 1116681092				

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CLAIM SCHEDULE

Batch Number: 33      Date: 08/25/2010      Reference:

Vendor	Amount	PO/Line	Warrant	Account
001-027 PUBLIC DEFENDER COMM	117.29	** Total **		
001-036 JAIL OPERATIONS				
SUNRISE COOPERATIVE INC	336.94	30510/1	000000	00176
JULY GAS-JAIL CRUISERS				
SHIPLEYS OFFICE SUPPLY INC	73.98	30510/1	000000	00176
FINGER PADS,BINDERS,SRALS				
WATCH SYSTEMS LLC	70.84	30510/1	000000	00176
SEX OFFENDER W B SHELTER INV 11584				
FISHER-TITUS MEDICAL CENTER	25.00	29550/1	000000	00177
DRUG TESTING-7 LOGAN				
FISHER-TITUS MEDICAL CENTER	243.52	29550/1	000000	00177
INMATES MEDICAL				
HENRY SCHEIN INC	549.22	30517/1	000000	00177
INMATES MEDS INV 6514964,1885183,8975144				
BAYLESS PATHMARK INC	45.00	29550/1	000000	00177
TRMT FOR BRANDON NORTHCUTT 06/27/08				
GALL'S INC	59.72	30511/1	000000	00200
3 HOBLE RESTRRAINTS INV 510734562				
ADVANCED COMPUTER	59.99	30529/1	000000	00275
DVDR FOR JAIL SGTS INV 91893				
MT BUSINESS TECHNOLOGIES IN	438.56	30529/1	000000	00275
AFICIO M4000 INV 81527				
PLUMMASTER INC	180.23	30499/1	000000	00275
6 ACCOR BOXES				
PLUMMASTER INC	15.31	30529/1	000000	00275
W.M. GRAINGER INC	107.73	30499/1	000000	00275
KITCHEN COOLER DOOR INV 9305709884				
BETSCHMAN SECURITY INC	375.00	30499/1	000000	00275
REKEYING EMPLOYEE MAILBOXES INV 14397				
BLAKE'S SANITATION LTD	395.00	30529/1	000000	00275
SEWER LINE CLEAN OUT				
UNIVERSAL EQUIP & RENTAL IN	160.50	30529/1	000000	00275
LIFT RENTAL 08/04/10				
GLOBAL TRACKING SERVICES IN	175.00	30529/1	000000	00275
INV 2669 L WESTBROOK ANKLE MONITOR				
RESTAURANT EQUIPMENT REPAIR	623.00	30529/1	000000	00275
SERVICE ON WATER HEATER INV 30486				
HOBART	849.17	30529/1	000000	00275
SERVICE ON DISHWASHER INV 25517800				
NEW HAVEN SUPPLY CO INC	81.73	30529/1	000000	00275
FLUORESCENT LAMP,BRASS NIPPLE ETC				
RADIO BRACK CORP	77.98	30499/1	000000	00275
USB CABLE INV 238052				
P & R HARDWARE INC	73.13	30499/1	000000	00275
MASTER PADLOCK,KEYS,CP WASTE ARM				

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CLAIM SCHEDULE

Batch Number: 33      Date: 08/25/2010      Reference:

Vendor	Amount	PO/Line	Warrant	Account
COLUMBIA GAS	239.55		000000	00527
JAIL GAS				
001-036 JAIL OPERATIONS	5,056.10	** Total **		
001-040 MISCELLANEOUS				
OHIO PUBLIC DEFENDER	12,884.21	31076/1	000000	00570
CASE CRI20090916/DEF.RODVOLD				
OHIO PUBLIC DEFENDER	238.99	31076/1	000000	00570
INDIGENT APP FEES				
RICHARD HAUSER	800.00	31076/1	000000	00570
INDIGENT/CRI2010100204				
001-040 MISCELLANEOUS	13,923.20	** Total **		
001-042 BUREAU OF INSPECTION				
BALSTRA HARR & SCHERER	12,960.00	30729/1	000000	00551
2008 AUDIT				
001-042 BUREAU OF INSPECTION	12,960.00	** Total **		
001 GENERAL FUND	46,845.85	** Total **		
111 SHERIFF IV-D CH SP				
111-111 SHERIFF IV-D CH SP				
MARATHON PETROLEUM COMPANY	347.53	30525/1	000000	00175
GAS FOR IV-D CRUISER				
BP OIL	88.48	30525/1	000000	00175
GAS FOR IVD CRUISER				
GALL'S INC	58.99	30509/1	000000	00200
MEASURING WHEEL INV 510751743				
111-111 SHERIFF IV-D CH SP	494.99	** Total **		
111 SHERIFF IV-D CH SP	494.99	** Total **		
115 PUBLIC ASSISTANCE				
115-115 ADM. & OPERATION				
MMJ TECHNOLOGIES DIRECT INC	302.25	30820/1	000000	00175
PAX TONER-5				
MMJ TECHNOLOGIES DIRECT INC	117.40	30820/1	000000	00175
INK CARTRIDGE-1 JOB STORE				

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CLAIM SCHEDULE

Batch Number: 33      Date: 08/25/2010      Reference:

Vendor	Amount	PO/Line	Warrant	Account
OHIO CHILD SUPPORT DIRECTOR	536.80	30825/1	000000	00300
SUMMER WORKSHOP-T ALT				
PUBLIC CHILDREN SERVICES	110.00	30825/1	000000	00300
PCSAO MTG T FICOLLA, T ALT				
TREASURER STATE OF OHIO	416.00	30828/1	000000	00475
DAYCARE/MISC				
CITY OF WILLARD	30.00	30828/1	000000	00475
SIGN PERMIT-NS				
FIRELANDS COUNSEL & RECOW S	135.00	30828/1	000000	00475
DDA-MEDICAL EXAM-DANIELLA LEWIS				
EAS SIGNAGE	9.50	30828/1	000000	00475
FIRELANDS PAS PRINT	7.50	30828/1	000000	00475
NAME STAMP-WEBB				
HURON COUNTY COMMISSIONERS	208.99	30828/1	000000	00475
VEHICLE MAINTRENANCE-JUN/JUL				
HURON COUNTY COMMISSIONERS	598.50	30828/1	000000	00475
COFFY PAPER-25				
HURON COUNTY HEALTH DEPT	565.00	30828/1	000000	00475
VISITS & TEST THRU 6/29/10				
P & R HARDWARE INC	26.91	30828/1	000000	00475
WASP SPRAY				
JERRY STACKHOUSE	650.00	30828/1	000000	00475
RENT-SRAT 0010				
CITY OF NORWALK	5.13	30828/1	000000	00475
POSITION IVY TREATMENT				
HURON COUNTY	88.00	30828/1	000000	00475
FAIR PASSES-24				
FUELMAN	33.23	30828/1	000000	00475
F8S FUEL				
115-115 ADM. & OPERATION	3,840.21	** Total **		
115-116 SOCIAL SERVICES				
CARRIE BISCHOFF	4.99	30832/1	000000	00300
TRAVEL-NON TAXABLE				
SUZIE M SIBELL	6.25	30832/1	000000	00300
TRAVEL-NON TAXABLE				
FIRELANDS PAS PRINT	7.50	30836/1	000000	00475
NAME STAMP-GINTHER				
FUELMAN	276.92	30836/1	000000	00475
FUEL-PCSA				
115-116 SOCIAL SERVICES	295.66	** Total **		
115 PUBLIC ASSISTANCE	4,135.87	** Total **		

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CLAIM SCHEDULE

Batch Number: 33      Date: 08/25/2010      Reference:

Vendor	Amount	PO/Line	Warrant	Account
117 CHILD SUPPORT ENFORC				
117-117 CHILD SUPPORT ENFORC				
HURON COUNTY CLERK OF COURT	748.08	31177/1	000000	00470
IV-D CONTRACT-JULY 2010				
117-117 CHILD SUPPORT ENFORC	748.08	** Total **		
117 CHILD SUPPORT ENFORC	748.08	** Total **		
123 WIA				
123-123 WIA				
DAVID PRICE METAL SERVICES	5,889.63	31175/1	000000	00280
PROJECT HIRE INVOICES				
K & J FLICKINGER INS AGENCY	800.00	31175/1	000000	00280
PROJECT HIRE INVOICE				
PINNACLE POWDER COATING INC	1,632.00	31175/1	000000	00280
PROJECT HIRE INVOICE				
BLUR EXPRESS LLC	8,015.19	31175/1	000000	00280
PROJECT HIRE INVOICES				
CYNTHIA CHAFFER	500.00	31175/1	000000	00280
SCHOOL EXPENSES				
PERMANENT GENERAL COMPANIE	265.35	31175/1	000000	00280
CAR INSURANCE-S DUNCAN				
NORTH CENTRAL STATE COLLEGE	211.54	31175/1	000000	00280
BOOKS-CORBIN KOCH				
OHIO BUSINESS COLLEGE	2,153.25	31175/1	000000	00280
TUTION-B HOPWELL				
EHOVE CAREER CENTER	4,668.50	31175/1	000000	00280
YOUTH CONNECTION PROGRAM 2010-2011				
PEPPERIDGE FARMS INC	2,742.98	31175/1	000000	00280
PROJECT HIRE INVOICES				
HURON COUNTY JOB & FAMILY S	81,505.90	31174/1	000000	00285
WIA RMG TO PAY APR-JUN 2010				
123-123 WIA	108,384.34	** Total **		
123 WIA	108,384.34	** Total **		
125 AUTO TAX				
125-126 AUTO TAX - ROADS				
GERKEN MATERIALS INC	415,137.06	31229/1	000000	00526
PAVING HARTLAND & PERU CENTER ROADS				

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CLAIM SCHEDULE

Batch Number: 33      Date: 08/25/2010      Reference:

Vendor	Amount	PO/Line	Warrant	Account
125-126 AUTO TAX - ROADS	415,137.06	** Total **		
125 AUTO TAX	415,137.06	** Total **		
131 RECORDERS EQUIPMENT				
131-131 RECORDERS EQUIPMENT				
MERIDIAN MANAGED TECHNOLOGI	512.50	31268/1	000000	00200
TIME BLOCKS INV MMT6397				
131-131 RECORDERS EQUIPMENT	512.50	** Total **		
131 RECORDERS EQUIPMENT	512.50	** Total **		
132 CLERK OF COURTS - TI				
132-132				



REGULAR SESSION  
10-275

TUESDAY

AUGUST 24, 2010

**IN THE MATTER OF APPOINTMENT TO THE HURON COUNTY PLANNING COMMISSION**

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

**WHEREAS**, Jim Ludban is no longer the Code Enforcement Officer for the city of Willard, Ohio which leaves a vacancy on the Huron County Planning Commission Board; and

**WHEREAS**, it is the desire of the Board of Huron County Commissioners to fill this vacancy; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners hereby appoints Mr. Kenneth Freiman, Code Enforcement Officer, City of Willard to the Huron County Planning Commission to full fill this term effective immediately and ending August 31, 2014; 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

City of Willard



831 Maple Avenue  
P.O. Box 367, Willard, OH 44890-0367  
www.willardohio.com

RECEIVED  
AUG 16 2010  
HURON COUNTY  
COMMISSIONERS

August 13, 2010

Attn: Vickie Ziemba

Huron County Commissioners  
180 Milan Avenue  
Norwalk OH 44857

To Whom It May Concern:

Please be advised that Mr. Kenneth Freiman is currently serving as the Code Enforcement Officer for the City of Willard.

If you have further questions regarding Mr. Freiman's position with the City, please do not hesitate to call me at 419-933-2591.

Respectfully,

CITY OF WILLARD

Brian Humphreys  
City Manager

City Manager (419) 933-2591 • Finance Department & Service Desk (419) 933-2581 • Fax (419) 933-4545  
COUNCIL-MANAGER CHARTER—COUNCIL MEETS FIRST AND THIRD MONDAYS AT 7:30 P.M.

10-276

**IN THE MATTER OF TRANSFERRING FUNDS FROM ACCOUNT #039 IN THE GENERAL FUND TO FUND #021**

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

**WHEREAS**, fund #021 is in need of funding; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners hereby approves of the transfer of

**REGULAR SESSION**

**TUESDAY**

**AUGUST 24, 2010**

moneys from 039-00567-001 health insurance in the amount of \$19,784.82 to the fund #021-00200-001 equipment; 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 # 021 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

10-277

**IN THE MATTER OF APPROVING AGREEMENT BETWEEN THE BOARD OF HURON COUNTY COMMISSIONERS (HEREINAFTER REFERRED TO AS "COUNTY") AND THE CITY OF WILLARD (HEREINAFTER REFERRED TO AS "DEVELOPER)**

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

**WHEREAS**, pursuant to Title III of the Housing and Economic Recovery Act of 2008 (HERA), Public Law 110-289, the COUNTY has received an allocation of funds from the Ohio Department of Development (ODOD) for the Neighborhood Stabilization Program (hereinafter referred to as NSP funds and/or NS Program) for eligible neighborhood redevelopment activities; and

**WHEREAS**, included in the Substantial Amendment to the Community Development Block Grant (CDBG) program (NSP application), is the activity entitled Acquisition/Rehab/Resale; and

**WHEREAS**, the County desires to use NSP funds to implement the NS Program; and

**WHEREAS**, it is necessary that the COUNTY and DEVELOPER enter into an agreement for the implementation of the NS program; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners approves the agreement with the DEVELOPER as attached hereto and incorporated herein; and further

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

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

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

**REGULAR SESSION TUESDAY  
IN THE MATTER OF APPROVING TRAVEL REQUESTS**

**AUGUST 24, 2010**

Gary W. Bauer moved to approve the following travel request this day. 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

Jason Roblin, EMA on August 20, 2010, to Delaware, Ohio, for EMAO Executive Committee meeting.

**IN THE MATTER OF REQUEST FOR LEAVE**

**Pete Welch/SWM/personal time/7:00 a.m. – 3:00 p.m. on August 18, 2010.**

**Jason Roblin/EMA/personal time/8:00 a.m. – 4:30 p.m. on August 23, 2010/8:00 a.m. November 4, 2010 – 4:30 p.m. November 5, 2010/8:00 a.m. November 26, 2010 – 4:30 p.m. November 29, 2010.**

**SIGNINGS**

08/19/2010 11:38 4196600832

PAGE: 02

**Huron County Buildings & Grounds Request Form**

County office or department requesting service: Reskin Ctr.  
Signature of requesting official: Mike Adelman  
Date of request: 8-24-10

1. Description of the repair work or renovation needed: Window Screens on Playroom Side of Bldg. need to be replaced or replaced.

2. Justification, purpose or pertinent documentation? photo in screens.

3. If an improvement, what is the expected cost? \_\_\_\_\_  
4. Cost savings or "life expectancy," if applies? \_\_\_\_\_  
5. Does this constitute a safety or health hazard? Explain and document: Insects can come through holes in screens.

6. Emergency or unexpected mandate? nope  
7. If a renovation vs. a repair, how do you expect to fund this project? not known

8. Location of service? Reskin 9. Deadline involved? nope

Your request is OK'd \_\_\_\_\_ Denied \_\_\_\_\_ Reasons: \_\_\_\_\_

Board President: Mike Adelman 8-24-10  
Huron County Board of Commissioners Buildings & Grounds Supervisor

Work will commence \_\_\_\_\_

**Amendment Form / Program Budget Summary**  
(To replace Attachment A, page 2 of Grant Agreement)

County: Huron Amendment #: 1  
FY: 2011 Prepared By: Christopher C. Mudgett  
Date Submitted: August 23, 2010

Type of Amendment:  Realignment of Funds  New Program  Other: carryover exemption and supplemental Reclaim funding

Standard Program Number	Standard Program Area	Current Budget	Adjustment (+ or -)	Revised Budget
000	Program Administration	55,545.00	+ 18,214.60	73,759.60
101	Probation	24,062.00	+ 53,933.00	77,995.00
108	Alternative Schools	0	+ 20,000.00	20,000.00
117	Restitution/community Services	13,762.00	+ 8,460.00	21,622.00
205	Educational Services	0	+ 6,345.00	6,345.00
212	Law Enforcement Services	0	+ 10,000.00	10,000.00
216	Volunteers	70,108.97	+ 3,960.00	74,068.97
<b>Total Program Costs</b>		<b>162,857.97</b>	<b>+ 120,932.60</b>	<b>283,790.57</b>

Provide an explanation for the amendment and how it will impact the stated objectives in the Grant Agreement:  
the carryover exemption and the supplemental Reclaim funding will enable the Court to continue to fund all FY10 programs, and with the exception of the Alternative School, to fund at the same levels as FY10.

Signatures: [Signature] 19 Aug 10  
Administrative Judge  
Mike Adelman 8-24-10  
President, County Commissioners / County Executive Date

Amendment Form FY11.xls (page 2)

**ADDENDUM**  
Neighborhood Stabilization Program  
Sub-Recipient Agreement between  
Huron County, Ohio  
And  
Lorain County, Ohio

Grant Number: B-Z-08-1BQ-1

WHEREAS, Lorain County, Ohio has been designated as the Lead Community responsible for administering the grant provided from the State of Ohio Department of Development to implement project activities identified in the Region 4 Neighborhood Stabilization Program (NSP), as a result of the enactment of Title III of Division B of the Housing and Economic Recovery Act of 2008 (HERA); and

WHEREAS, Region 4 includes the City of North Ridgeville, Ohio, the City of Norwalk, Ohio, Huron County, Ohio, Lorain County and Huron County, Ohio; and

WHEREAS, Huron County entered into a sub-recipient agreement with the Lorain County in the amount of \$435,000.00; and

WHEREAS, Huron County has requested a decrease of \$138,975.00, thereby decreasing the total allocation to Huron County to \$296,025.00; and

NOW, THEREFORE BE IT RESOLVED, the Lorain County Board of Commissioners and Huron County agree to the above stated addendum, thereby decreasing the total allocation of NSP funds to Huron County, Ohio. Said funds shall be decreased in accordance with the requirements of the NS Program as promulgated by the U.S. Department of Housing and Urban Development, and the Ohio Department of Development.

Agreed on this 23 day of August, 2010

Witness: [Signature] by: Mike Adelman  
Huron County, Ohio Mike Adelman, President  
Huron County Commissioners

Witness: \_\_\_\_\_ by: E.C. (Betty) Blair, President  
Lorain County Commissioners

Approved as to form: [Signature]  
Asst. Huron County Prosecutor

COPY

The Board requested that quotes be obtained for the Gerken Center kitchen floor.

**REGULAR SESSION**

**TUESDAY**

**AUGUST 24, 2010**

**At 9:30 a.m.** Tom Jarrett came before the board in regards to his electric bills at 22 East Main Street and reviewed his invoices. Mr. Jarrett also spoke in regards to alternatives as well. Gary Bauer along with Pete Welch and Jeff Deeble, maintenance department will meet with Mr. Jarrett and go over the system. Mr. Jarrett stated that he would appreciate anything that the board can do for them.

**At 9:37 a.m.** the board recessed.

**At 9:39 regular session resumed**

**OTHER BUSINESS**

Gary Bauer reviewed a few upcoming dates for the calendar.  
Mr. Bauer also discussed the C grant seminar that he attended.

Larry Silcox discussed a meeting that he attended at Arby's last week in regards to the closure of route 250 which will be closed on Oct 18, 2010 and will open in April and ODOT approved a detour.

Mr. Silcox also discussed the Soil and Water meeting and tour on September 2, 2010. The board agreed to approve the maintenance agreement for the courthouse clock.

**At 9:50 a.m.** Gary W. Bauer moved to enter into **Executive Sessions ORC 121.22 (G) (1)** to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual; **ORC 121.22 (G) (2)** To consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. The roll being called upon its adoption, the vote resulted as follows:

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

**At 10:27 a.m.** Larry J. Silcox moved to end Executive Sessions ORC 121.22 (G) (1) and ORC 121.22 (G) (2). 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 a letter received from a DJFS worker. Mr. Bauer will address this letter with Teresa Alt, DJFS Director.

**Assistant Prosecutor's report**

Daivia Kasper discussed the oil well lease and presented an opinion for the board.

**RUSSELL V. LEFFLER**  
Huron County Prosecutor  
12 East Main Street, 4th Floor  
Norwalk, Ohio 44857

Phone: (419) 668-8215  
Fax: (419) 663-3844

August 19, 2010

Huron County Board of Commissioners  
c/o Cheryl Nolan, Clerk Administrator  
180 Milan Ave  
Norwalk, OH 44857

RE: Franklin Gas & Oil Co - Oil & Gas Lease  
Transfer Station, Greenwich Township

Dear Board:

I have reviewed the Oil & Gas Lease offered by Franklin Gas & Oil Co, Chris Sneider, Land Man, to lease the land at the Transfer Station for exploration and development of oil and gas wells. I reviewed the Ohio Revised Code and Administrative Code regarding oil and gas well development, ORC ch 1509 and OAC div 1501:9.

Additionally, I spoke with Thomas Benko, Mineral Resources Inspector with the ODMR, Division of Mineral Resources Management. Inspector Benko thought Franklin Oil & Gas has a good reputation for compliance with the law but cautioned that the time to negotiate the terms of the lease are before the lease is executed, including any restrictions or limitations that the landowner desires.

Having considered those matters, please be advised as follows:

As to the general statutory authority:

The Board has authority, under ORC § 307.11, to grant lease rights for oil & gas exploration and development on county-owned land. The lease can be for no longer than 40 years. Rent/royalty must be paid at least annually and "the fund created by such payments shall be held and used for county purposes." But otherwise the board has great discretion on setting the terms and conditions: the terms "shall be as the board deems most advantageous to the county." Copy of ORC § 307.11 attached.

As to the proposed Franklin Oil and Gas Lease:

1) First please note that the land included in the proposed Oil & Gas Lease is all of the County owned land at the Transfer Station, 263.24 acres. Lease, ¶ 2. This land includes land that the Board has given exclusion possession to a farmer (Transfer Station Farm, 48 acres) and land that the Board is prohibited from permitting oil and gas development (Perpetual Environmental Resource Easement, 7 acres). The farm land and

resource land must be excluded from the land to be leased in the oil & gas lease. Attached are copies of the farm lease and resource easement. Also, the land that is a part of the closed landfill should be excluded from the lease and any additional land that is part of the monitoring system to comply with EPA requirements.

- 2) The proposed Lease grants Franklin Oil & Gas extensive exclusive rights:
- to explore, drill, and remove oil & gas; and
  - to inject "air, gas, and other substances from any source and into any subsurface strata" other than potable water strata or workable coal strata; and
  - to transport by pipeline gas from other leaseholds across and through the leased land. This right to transport survives the termination of the Lease. And
  - to place tanks, roads and structures on the leased land to maintain the operations. The location of tanks, roads and structures shall be by mutual consent - County cannot "unreasonably withhold consent." Lease, ¶¶ 1, 20.

The Board may wish to consider whether it wants to grant such extensive rights to Franklin at this time. Perhaps the Board is only willing to extend exploration rights and wishes to reserve all other activities. The Board may wish additional information from Franklin on anticipated exploration and extraction methods - including additional information on the injection well process. Exploration methods may include use of vibrating truck or explosives. The County should require that it be notified prior to any use of explosives (does Franklin anticipate use of explosives? - Does the County object to any use of explosives?). Additionally, the County may wish to require a 'plot plan' of where the vibrating truck will be used - if that equipment is to be deployed.

Additionally, the Board may desire to prohibit transmission pipelines or to restrict the location - although the Board does have the right to require all pipelines to be buried. Lease, ¶ 15.

'Exclusive' rights means that the Board agrees to not grant any other oil and gas rights lease for this land to anyone other than Franklin. Lease, ¶ 18.

3) The Lease stated term is 5 years and the Lease continues as long as it is producing oil & gas or as long as it is being operated in search of oil & gas. Lease, ¶ 3. It would appear that, to be in compliance with ORC § 307.11, the County would require "But in no event shall this Lease be valid for a term longer than 40 years."

4) Payment for the Lease is based on the amount of oil and/or gas produced. If oil is produced, the payment is 1/8 the amount of oil or 1/8 the market price - at Franklin's option. If gas is produced, the payment is 1/8 the market price. Lease, ¶ 4. This payment, then is not paid until Franklin establishes a producing well.

5) The Lease provides that if drilling for a well has not started within one month of the Lease, then either the Lease is void or Franklin will pay a delay rental in the amount of \$5/acre/yr. Lease, ¶ 5. The annual payment would be \$5/acre x about 200 acres = \$1000 per year (263.24 acres - farm lease 48 - resources lease 7 = about 200 acres).

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Let me know if you have any questions or concerns regarding the above.

Sincerely,

  
Duvin S. Kasper  
Assistant Prosecutor

Cc: File

Bcc:

It is not clear how much a producing well would be expected to pay but assuming that it would be significantly more than the delay rental, the County may wish a limit on how long Franklin could hold this exclusive Lease only paying the delay rental. Perhaps 3 years? 5 years? On the other hand, how many other oil and gas companies may be interested in the County land? Perhaps \$1000/yr is better than nothing.

6) The Lease permits the landowner to tap into a producing gas well for the landowner's dwelling on the property. Since the County does not have a dwelling on the property, the County might consider whether to tap the gas well for its transfer station operations. If so, the Lease language should be modified.

7) The Lease permits the consolidation of the leased land with other lands to form an "oil and gas development unit." Lease, ¶ 12. A well drilled anywhere on the 'development unit' would be considered a well on the leased land whether or not the well was physically on the leased land. The 1/8 royalty payments would be prorated over all the land in the development unit whether or not the well was physically on the leased land.

8) The Lease permits Franklin to assign its rights without giving prior notice to the County. Lease ¶ 13. The County should require prior notice of assignment or transfer of Lease interest. Additionally, the County has typically held an assignor responsible for contract obligations in case the assignee fails to perform.

9) The Memorandum of Oil and Gas Lease is the document that would be recorded in the county recorder's office. Under ORC § 5301.09, the Memorandum must include the permanent parcel numbers of the leased land.

10) The Lease does not include, but the County should require, that Franklin comply with all federal and state rules and regulations governing its operation on the leased land, including compliance with ORC chapter 1509 and OAC division 1501:9 (Division of Mineral Resources Management - Oil and Gas), permitting, liability insurance requirements, well plugging and restoration, and applications, filing and reporting to the state Division of Mineral Resources Management.

11) Further, the Lease should require that when the wells are plugged or lease terminates, all equipment, machinery, structures, materials, piping, and pipelines are removed from the leased land. Any buried pipeline - if the County permits it to remain - must be depicted on a construction drawings "as built" as to location and depth so that the buried pipeline can be located.

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**At 10:39 a.m.** Larry J. Silcox moved to adjourn. Gary W. Bauer 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 August 24, 2010.



**REGULAR SESSION  
IN THE MATTER OF ADJOURNING**

**TUESDAY**

**AUGUST 24, 2010**

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 10:39 a.m.

Signatures on File