

REGULAR SESSION

TUESDAY

DECEMBER 2, 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.

10-403

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

Larry J. Silcox 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 10-48 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.

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

CLAIM SCHEDULE Page: 1

Batch Number: 48 Date: Reference:

I hereby certify that there are sufficient funds in the Various Appropriation Codes to cover the payment of the following claims.

Richard Trach by MB Auditor

We hereby approve for payment by the County Auditor the following vouchers as itemized below.

Mike Adelman
Gary W. Bauer
Larry J. Silcox
County Commissioners

Vendor	Amount	PO/Line	Warrant	Account
001 GENERAL FUND				
001-001 COUNTY COMMISSIONERS				
CCAO SERVICE CORPORATION	195.00	31308/1	313772	00300
WINTER CONFERENCE				
001-001 COUNTY COMMISSIONERS	195.00	** Total **		
001-003 AUTO DATA PROCESSING				
MERIDIAN MANAGED TECHNOLOGI	3,680.00	30775/1	313773	00275
TIME BLACK CONTRACT INV HMT7035	250.00	30775/1	313774	00275
PITNEY BOWES INC	250.00	30775/1	313775	00275
POSTAGE MACHINE RENTAL INV 0488189-INV10	584.61	30775/1	313775	00275
OFFICE EQUIPMENT FINANCING SE	2,333.05	30775/1	313816	00275
RICOH MP5000 INV 164572208				
UNITED STATES POSTAL SERVIC				
POSTAGE/METER ACCOUNT #35920719				
001-003 AUTO DATA PROCESSING	6,847.66	** Total **		
001-005 TREASURER				
KATHLEEN SCHAFER	125.40	30994/2	313776	00300
MILEAGE REIMB				
COUNTY TREASURERS EDUC FUND	100.00	30994/2	313777	00475
2010 CERTIFICATION FEE-CONTINUING ED				
001-005 TREASURER	225.40	** Total **		
001-012 HUMAN RESOURCES				
SHIPLEYS OFFICE SUPPLY INC	77.99	31057/1	313922	00175
TOWER INV 161404				

CLAIM SCHEDULE Page: 2

Batch Number: 48 Date: 12/03/2010 Reference:

Vendor	Amount	PO/Line	Warrant	Account
001-012 HUMAN RESOURCES	77.99	** Total **		
001-013 JUVENILE COURT				
LEXIS NEXIS MATTHEW BENDER	128.46	30603/1	313923	00200
PAGES ON CODE 10 RT 19 INV 0329455				
KIMBERLY ULLANO	56.25	30587/1	313924	00380
SPANISH INTERPRETING				
KIMBERLY ULLANO	50.00	30587/1	313924	00380
SPANISH INTERPRETING				
CHRISTIE LANE INDUSTRIES IN	15.00	30599/1	313925	00475
DOCUMENT SHREDDING INV 14106				
OHIO ASSOC OF JUVENILE COUR	555.00	30599/1	313778	00475
ANNUAL MEMBERSHIP DUES				
VERIZON WIRELESS	98.54	30599/1	313779	00475
11/04-12/03/10 CELL PHONE ACCT #986181391-00001				
HURON COUNTY HEALTH DEPT	130.00	30599/1	313926	00475
STAFF MEETINGS SHOTS ACCT COMHU				
001-013 JUVENILE COURT	1,033.25	** Total **		
001-016 PROBATE COURT				
GRAPHIC PAPER PRODUCTS	130.00	30579/1	313780	00175
MARRIAGE LICENSE FORMS INV 86908				
ROBSON ASSOCIATES INC	293.65	30579/1	313781	00175
LETTER/LEGAL BOXES INV A80324				
OHIO JUDICIAL CONFERENCE	100.00	30596/1	313782	00475
ANNUAL MEMBERSHIP DUES				
001-016 PROBATE COURT	513.65	** Total **		
001-017 CLERK OF COURTS				
NANCY GISBON	17.85	31205/1	313783	00175
DISINFECTANT WIPES				
SHIPLEYS OFFICE SUPPLY INC	675.89	31205/1	313927	00175
TYPE RIBBON, OUT CARD, ENVELOPES INV 161707,161688				
FRANCOTYP-POSTALIA INC	179.85	31204/1	313784	00275
OPTIMAL RENTAL INV R1100355816				
001-017 CLERK OF COURTS	873.59	** Total **		
001-019 POLICE & MUNY COURTS				
NORWALK MUNICIPAL COURT	388.50	31060/1	313785	00554
WITNESSES OR JURORS				

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Table with columns: Batch Number: 48, Date: 12/03/2010, Reference: Page: 3. Vendor, Amount, PO/Line, Warrant, Account. Includes entries for POLICE & MURRY COURTS, NEW HAVEN SUPPLY CO INC, PUBLIC DEFENDER COMM, etc.

Table with columns: Batch Number: 48, Date: 12/03/2010, Reference: Page: 4. Vendor, Amount, PO/Line, Warrant, Account. Includes entries for FREEMAN & FREEMAN, BUREAU OF INSPECTION, GENERAL FUND, etc.

Table with columns: Batch Number: 48, Date: 12/03/2010, Reference: Page: 5. Vendor, Amount, PO/Line, Warrant, Account. Includes entries for CDW GOVERNMENT INC, SHIPLEYS OFFICE SUPPLY INC, PUBLIC ASSISTANCE, etc.

Table with columns: Batch Number: 48, Date: 12/03/2010, Reference: Page: 6. Vendor, Amount, PO/Line, Warrant, Account. Includes entries for CHILD SUPPORT ENFORC, DRURY INN & SUITES, TOWNSHIP ANNUAL ALLOWANCE, etc.

Table with columns: Batch Number: 48, Date: 12/03/2010, Reference: Page: 7. Vendor, Amount, PO/Line, Warrant, Account. Includes entries for WAKEMAN TOWNSHIP, AUTO TAX - ROADS, CLERK OF COURTS - TI, etc.

Table with columns: Batch Number: 48, Date: 12/03/2010, Reference: Page: 8. Vendor, Amount, PO/Line, Warrant, Account. Includes entries for THOMAS P KUNKLE, YOUTH PROGRAM, CHILDREN'S SERVICE F, etc.

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**IN THE MATTER OF APPROPRIATING FUNDS IN THE SENIOR SERVICE CENTER FUND
189**

Gary W. Bauer moved the following resolution:

WHEREAS, the Board of Huron County Commissioners being in receipt of an Amended Certificate of Estimated Resources for the Senior Service Center Fund #189 in the amount of \$3,217.75; and

WHEREAS, it is the desire of this Board of Huron County Commissioners to appropriate these funds to the Senior Service Center fund #189; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves of the appropriation as follows:

TO: 189-00260-189 \$3,217.75 and further

BE IT RESOLVED, that a certified copy of this resolution be sent to the Huron County Auditor and the departments requesting the appropriation; and further

BE IT RESOLVED 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

10-405

IN THE MATTER OF AMENDING RESOLUTION 10-379

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

WHEREAS, resolution **10-379 IN THE MATTER OF THE SECOND LEASE RENEWAL AGREEMENT BETWEEN THE BOARD OF HURON COUNTY COMMISSIONERS (LESSOR) AND TOM JARRETT (LESSEE) OR HIS ASIGNS** needs to be amended; and

WHEREAS, the monthly payment needs to be amended to read \$1,050.00 an additional \$50.00 per month rather than \$1,000.00; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners amends Resolution 10-379 to read \$1,050.00 an additional \$50.00 per month 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

- Lease on file Commissioners' office.

IN THE MATTER OF APPROVING THE NEGOTIATED WAGE REOPENER FOR YEAR TWO OF THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE HURON COUNTY BOARD OF COMMISSIONERS AND THE HURON COUNTY LANDFILL/RECYCLING FACILITY/TRANSFER STATION

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

WHEREAS, a wage reopener for year two of the collective bargaining agreement (CBA) between the Huron County Board of Commissioners and the Huron County Landfill/Recycling Facility, Solid Waste District (AFSCME, Ohio Council 8, Local 3764) has been negotiated; and

WHEREAS, a memorandum of understanding for terms of the year two wage reopener was included as part of the negotiated collective bargaining agreement and that memorandum was approved and signed by the respective representatives of both parties and approved by the members of the Huron County Landfill/Recycling Facility, AFSCME, Ohio Council 8, Local 3764; and

WHEREAS; the terms of the memorandum of understanding regarding the wage reopener were as follows:

1. *The Adjustment Premium in the amount of \$1,200 that was spread over calendar year 2010 and applied to the hourly rate of each employee covered by the CBA will expire effective with the beginning of the first payroll period in 2011 in accordance with the Memorandum of Understanding, Adjustment Premium signed by the parties on December 31, 2009. At that time each employee's hourly wage rate will be restored to its December 31, 2009 amount.*
2. *Effective with the beginning of the first payroll period in 2011, employees covered by the CBA will receive a two percent (2.0%) increase in their hourly wage rate.*
3. *In accordance with the agreement between the parties negotiated in 2009, there will be a wage reopener for year three of the CBA;* and

WHEREAS, a second memorandum of understanding was negotiated and signed by representatives of both parties and approved by members of the same bargaining unit and such memorandum stipulated the following:

The parties agree for year two of the collective bargaining agreement to continue the understanding that employees will not be deliberately scheduled off during the week so as to avoid overtime being paid for Saturday work. (I.e. the regular work week will not be deliberately rescheduled to less than forty (40) hours to eliminate Saturday overtime). The practice will not interfere with the Employer's right to schedule a casual employee to work on alternate Saturdays during the month as well as on days needed during the week. This Memorandum of Understanding will expire at the end of year two, but is eligible for negotiation in the wage reopener for year three of the collective bargaining agreement; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby approves the terms of the above Memoranda of Understanding negotiated in the wage reopener as stated 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.

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

IN THE MATTER OF APPROVING OF THE AGREEMENT FOR THE HOUSING OF JUVENILES IN THE ERIE COUNTY JUVENILE DETENTION CENTER

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

WHEREAS, Huron County does not maintain a juvenile detention facility; and

WHEREAS, the Board of Huron County Commissioners is desirous of entering into an agreement with Erie County for the receipt, custody, and care of juveniles at the Erie County Juvenile Detention Center; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby enters into agreement with Erie County for the receipt, custody, and care of juveniles at the Erie County Juvenile Detention Center as per contract 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

10-408

IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE GENERAL FUND #005 & #022

Gary W. Bauer moved the following resolution:

WHEREAS, there is a need for appropriation adjustments; 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	00300	001	\$ 284.93		005	00400	001	\$284.93
		Travel					PERS		
	022	00525	001	\$10,900.00		022	00525	001	\$500.00
		Gas					water & sewer		
						022	00529	001	\$ 400.00
							Trash		
						022	00525	001	\$10,000.00
							Contract/Services		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

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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

10-409

IN THE MATTER OF TRANSFERRING FUNDS FROM ACCOUNT #041 IN THE GENERAL FUND TO FUND # 030

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

WHEREAS, the Health & Vital Statistics fund #030 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 \$264.00 to the Health & Vital Statistics fund #030-00563-001; 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 # 030 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

Mike Adelman stated that Mayor Lesch was up this morning in regards to the permissive tax fund request for East Main Street improvements. We had received the request last September. We received paperwork from the County Engineer's office with some questions to the use and the completion of the project. We have a letter dated November 8, 2010 with an explanation from the city as to where the funding came from and the total amount of the project was just a little less than \$367,000.00 and they are requesting \$36,000 from their permissive tax funds. The project has been completed so we need a motion to approve the permissive tax request from the city of Norwalk in the amount of \$36,000 to be used for the East Main Street improvement project.

Larry J. Silcox made a motion to release Permissive Tax funds to the city of Norwalk in the amount of \$36,000.00 for the East Main Street Reconstruction project. Gary W. Bauer seconded the motion. Discussion: Mike Adelman stated that currently the city of Norwalk has \$107,500.00 in their permissive tax fund account. Gary Bauer stated that the money is theirs but he really objects to them coming along after the project is done and asking for the money to be transferred. It should be done up front before the project is done. Larry Silcox stated that after reviewing the Ohio Revised Code he found that the funding has to be requested after the project is completed and by law the project has to be completed before they can request the funds. Mr. Bauer stated that this still makes no sense to him and Mr. Silcox stated that he understood that. Mr. Silcox stated that they put this funding in their initial application but by law it is not to be released until after the project is completed. Mr. Silcox stated that he agrees with that because in the past we have released permissive tax money and all of it was not used on the project that it was released for and it was supposed to come back and it did not and was used on

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another project.

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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 LETTER

Balestra, Harr & Scherer, CPAs, Inc.
528 South West Street
P.O. Box 687
Piketon, Ohio 45661

Re: Management letter

To Whom It May Concern:

We are writing this letter in response to the management letter received in regards to the required report dated September 30, 2010 for the year ended December 31, 2009. More specifically **“Suggestions for Improvements” number 2. The Board of County Commissioners entered into Executive Session several times during the fiscal year and did not document the purpose of the Executive Session in the County’s Minutes.**

We understand that the audit which includes the management letter has been posted on the State Auditor’s website without the county having an opportunity to address this issue.

We would like to make an official statement that after a review of the journal for the year 2009 it was found that all Executive Sessions were noted of time entered, time ended and the purpose for entering.

With this being stated we feel that we are in compliance with the Ohio Sunshine Laws.

Sincerely,

HURON COUNTY BOARD OF COMMISSIONERS
Mike Adelman, Gary W. Bauer, .
Larry J. Silcox

Pc: Auditor of the State

IN THE MATTER OF TRAVEL

Larry J. Silcox moved to approve the following travel requests this day. 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

Jason Roblin, EMA, on December 7, 2010, to Columbus, Ohio, for OEMA Winter Conference; December 9, 2010, to Ottawa County, for LEPC exercise.

IN THE MATTER OF REQUEST FOR LEAVE

Christina Norton/EMA/vacation/8:00 a.m. – 4:30 p.m. December 6, 2010.

Jason Jansinski/Dog Warden’s office/Compensatory Time/8:00 a.m. – 4:30 p.m. December 8, 2010.

Jerry Huffman/Buildings and Grounds/sick/8:00 a.m. 12:00 noon, December 6, 2010.

Cheryl Nolan/Commissioners/sick/2:00 p.m. – 4:30 p.m. December 3, 2010.

Ms. Nolan stated that the interim budgets had been sent out.

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At 9:45 a.m. Dick Carlisle, Veterans Administration came before the board and stated that the biggest thing that brings them here today is the Harrison County lawsuit Veterans vs. Harrison County that was recently resolved and pointed out an additional requirement that they have for securing their budget for Veterans Services which brought to mind the fact that since two years ago when they started the economic downward spiral and climbed on board with trying to bail out the county and relinquishing some of their money up front. The Veterans Board has been under a lot of criticism and urging from the veteran community to reinstate that ½ mill request on an annual basis. This is the primary reason they are here today is to let the board of commissioners know that bending to the will of the veteran community we will be back with next years budget request that will be submitted in May requesting the whole 1.2 mill back for the following year which will be 2012. Mike Adelman stated that he and Mr. Carlisle had spoken about this and the amount that they have been receiving will remain the same for 2011 with an additional \$50,000.00 and then they will be looking for the full amount in 2012. Mr. Carlisle stated that it is not that they have established any plans to use it in any way shape or form. Mr. Carlisle stated that they had thought they would have had a lot more requests for financial assistance from the veterans because of the economy. Mr. Carlisle stated that once again that they are not looking to make any changes in the way that they do business but that they are yielding to the pressure from the veteran community. Mr. Carlisle spoke to the money that was put directly into the pockets of the veterans and stated that this amount will continue to go up. Mr. Carlisle stated that he just wanted to let the board know that they were planning to ask for what was legislative correct. Mr. Adelman stated that the board appreciated the cooperation in the last few years as it has been difficult for everyone and certainly you are entitled to that money and you could have said that it is ours and we expect that appropriation. This goes along with the meeting that we had the other day with our other office holders and talked how the county has worked itself into a good fiscal condition because of the cooperation that everyone has put into it which includes the veterans. A Veterans board member stated that he had received a comment from a veteran asking why the board turns money back into the county and asked why they do not spend it. He stated that they only spend what is necessary and turn the rest back, but also stated that there are people out there that think you have the money you should spend it but that is not the way the Veterans Board operates. Mr. Bauer stated and we appreciate that as well and we certainly appreciate your cooperation over the last couple of years and what the veteran's board does is tremendous. Mr. Silcox also stated that he wanted to commend them on the job that they do.

At 9:56 a.m. the board recessed**Other Business**

Mike Adelman presented the CCAO platform as there were questions in its regard.

Larry Silcox stated that a couple of appointments need to be made to the WIA board. Mr. Adelman stated that he would be willing to serve on that board.

At 10:20 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 December 2, 2010.

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IN THE MATTER OF ADJOURNING**

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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 10:20 a.m.

Signatures on File