

REGULAR SESSION

TUESDAY

DECEMBER 21, 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 December 9, 2010 & December 14, 2010 meeting(s) were presented to the Board. Larry J. Silcox made the motion to waive the reading of the minutes of the December 9, 2010 & December 14, 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

10-438

Signature only

IN THE MATTER OF AWARDING BIDS FOR THE PURCHASE OF 1 USED SEDAN-COMPACT-GASOLINE VEHICLE AND 1 USED MIDSIZED-GASOLINE VEHICLE

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

WHEREAS, per Resolution 10-388 bids were let for the purchase of 1 used sedan-compact-gasoline vehicle and 1 used midsized-gasoline vehicle; and

WHEREAS, two bid were received as follows; and
Sharpneck Chevrolet Buick
Compact \$ 8,000
Midsized \$10,000
Bid submitted without vehicles to inspect.

Don Tester Ford
2009 Focus \$10,823
2007 Fusion \$12,107

WHEREAS, the bids were reviewed and the vehicles were inspected by the Huron County Mechanic and the mechanic stated that the vehicles were in sound shape and were bid according to bid specification criteria; now therefore

BE IT RESOLVED, that it has been recommended to award the bid to Don Tester Ford as stated above; and further

BE IT RESOLVED, that the Board of Huron County Commissioners hereby awards the bids for the purchase of the 2009 Focus in the amount of \$10,823 and 2007 Fusion in the amount of \$12,107 to Don Tester Ford; 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 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 10-51 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: 51 Date: Reference:

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

Refund track by Beth Sh 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				
SHIPLEYS OFFICE SUPPLY INC	8.40	31120/1	000000	00175
STAMP INV 162237				
SHIPLEYS OFFICE SUPPLY INC	27.50	31438/1	000000	00175
STAMP INV 162237				
MT BUSINESS TECHNOLOGIES IN	456.95	31437/1	000000	00475
AFICIO MP5000 CHINO96657M				
MAXIMUS CONSULTING SERVICES	2,150.00	31439/1	000000	00475
MAINTENANCE ADMV INV 13098				
001-001 COUNTY COMMISSIONERS	2,642.85	** Total **		
001-003 AUTO DATA PROCESSING				
MERIDIAN MANAGED TECHNOLOGI	1,481.76	30775/1	000000	00275
BACKUP EXEC, SYMANTEC BACKUP				
INV MMT7167				
ISSG INC	7,897.80	30775/1	000000	00275
ITAX ANNUAL MAINT INV 5352				
001-003 AUTO DATA PROCESSING	9,379.56	** Total **		
001-004 AUDITOR				
UNITED STATES POSTAL SERVIC	4,500.88	31330/1	000000	00175
POSTAGE METER #35920719				
UNITED STATES POSTAL SERVIC	15.93	31206/1	000000	00175
POSTAGE METER #35920719				
001-004 AUDITOR	4,516.81	** Total **		
001-008 COMMON PLEAS COURT				

CLAIM SCHEDULE Page: 2

Batch Number: 51 Date: 12/22/2010 Reference:

Vendor	Amount	PO/Line	Warrant	Account
HURON COUNTY COMMISSIONERS	143.64	31161/1	000000	00175
COPY PAPER/CPC				
SHIPLEYS OFFICE SUPPLY INC	592.55	31161/1	000000	00175
POST IT NOTES ENVELOPES INV				
162410,162525				
MT BUSINESS TECHNOLOGIES IN	439.61	31284/1	000000	00200
AFICIO MP4000 CHINO96650M				
JUDGE THOMAS J FOKORNY	59.00	31285/1	000000	00260
MILEAGE REIMB				
VIKING TECHNOLOGY INC	36.02	31020/1	000000	00290
SERVICE CALLS INV 21124,21132				
VIKING TECHNOLOGY INC	732.98	31164/1	000000	00290
SERVICE CALLS INV 21124,21132				
HENSCHEN & ASSOCIATES INC.	571.25	31164/1	000000	00290
EQUIPMENT SUPPORT INV 9714-A				
JAMES W CONWAY	200.00	31162/1	000000	00300
MILEAGE & HOTEL REIMB				
MARIE B FRESCH	161.25	31163/1	000000	00360
TRANSCRIPT #2010-218				
SHIPLEYS OFFICE SUPPLY INC	723.67	31022/1	000000	00475
TABLE INV 162409				
SHIPLEYS OFFICE SUPPLY INC	162.33	31165/1	000000	00475
TABLE INV 162409				
ANDERSON RESOURCE GROUP INC	1,165.02	31165/1	000000	00475
JURY QUESTIONNAIRES INV 4845,4846				
JULIE WISE	281.60	31165/1	000000	00475
POSTAGE REIMB				
POSTMASTER NORMALK	1,042.80	31165/1	000000	00475
STAMPS				
UNITED STATES POSTAL SERVIC	3,500.00	31165/1	000000	00475
POSTAGE METER ACCT 106000117627				
001-008 COMMON PLEAS COURT	9,811.76	** Total **		
001-010 C PLEAS ADULT P				
UNITED STATES POSTAL SERVIC	420.00	31038/1	000000	00175
POSTAGE METER ACCT #106000117627				
SHIPLEYS OFFICE SUPPLY INC	195.37	31038/1	000000	00175
ENVELOPES,BOOKS,DATE STAMP INV				
161923,162124,162485				
VIKING TECHNOLOGY INC	89.99	31039/1	000000	00200
HP OFFICE JET PRINTER INV 21140				
MT BUSINESS TECHNOLOGIES IN	302.54	31039/1	000000	00200
RICOH MP3350 INV CHINO96640M				
UNITED STATES POSTAL SERVIC	560.00	31036/1	000000	00475
POSTAGE METER ACCT #106000117627				
AMERICAN BIO MEDICA CORP	500.00	31036/1	000000	00475
DRUG TESTS INV 0174556-IN				

REGULAR SESSION

TUESDAY

DECEMBER 21, 2010

Table with columns: Batch Number: 51, Date: 12/22/2010, Reference: Vendor, Amount, PO/Line, Warrant, Account. Includes items like TREASURER STATE OF OHIO WEB CHECK FEES-NOV and 143-143 NATIONAL WEBCHECK.

Table with columns: Batch Number: 51, Date: 12/22/2010, Reference: Vendor, Amount, PO/Line, Warrant, Account. Includes items like RANDALL S & BRANHAM and 145 CHILDREN'S SERVICE F.

Table with columns: Batch Number: 51, Date: 12/22/2010, Reference: Vendor, Amount, PO/Line, Warrant, Account. Includes items like CASE WESTERN RESERVE UNIVER and 153 ALTERNATIVE RESPONSE.

Table with columns: Batch Number: 51, Date: 12/22/2010, Reference: Vendor, Amount, PO/Line, Warrant, Account. Includes items like 170 HURON COUNTY BLOCK G and 175 RECYCLE OHIO 2008.

Table with columns: Batch Number: 51, Date: 12/22/2010, Reference: Vendor, Amount, PO/Line, Warrant, Account. Includes items like 195 LOCAL EMERGENCY PLAN and 500 LANDFILL.

Table with columns: Batch Number: 51, Date: 12/22/2010, Reference: Vendor, Amount, PO/Line, Warrant, Account. Includes items like VERIZON WIRELESS and 525-525 LANDFILL SOLID WASTE.

Page: 21

CLAIM SCHEDULE

Batch Number: 51 Date: 12/22/2010 Reference: _____

Vendor	Amount	PO/Line	Warrant	Account
640-640 CANINE TRUST FUND	24.50	** Total **		
640 CANINE TRUST FUND	24.50	** Total **		

*** End of Report ***

ROLAND TKACH
HURON COUNTY AUDITOR

12 EAST MAIN STREET SUITE 300
NORWALK, OHIO 44857-1545
419-668-6268

ACCOUNTING DEPT. 419-668-6268
DATA PROCESSING 419-668-7900
LANSING JUVENILE LIBRARY 419-668-8464
Shirley L. Linn, County Auditor 419-668-8464
Fax 419-668-5123
MAIL DEPARTMENT 419-668-2821

MOBILE HOME 419-668-8464
PERSONAL PROPERTY 419-668-8464
REAL ESTATE SALES TAX 419-668-8464
VEHICLES AND VEHICLES 419-668-8464
TAX 419-668-4686

HURON COUNTY CLAIM SCHEDULE APPROVAL

To the Huron County Auditor's Accounting Department

Please check which one applies:

Everything on the claim schedule has been approved by the Huron County Commissioners and all warrants are to be released.

The following have NOT been approved by the Huron County Commissioners and should be held until further advised.

Hold the following:

Dollar Amount	Vendor
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____

10-440

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

Gary W. Bauer 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 Sandusky County for the receipt, custody, and care of juveniles at the Sandusky County Juvenile Detention Center; now therefore

BE IT RESOLVED, that the Board of Huron County Commissioners hereby enters into agreement with Sandusky County for the receipt, custody, and care of juveniles at the Sandusky 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.

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

- Contract on file Commissioners' office.

10-441

IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE GENERAL FUND #008

Larry J. Silcox moved the following resolution:

REGULAR SESSION

TUESDAY

DECEMBER 21, 2010

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
	008	00330	001	\$ 993.65		008	00360	001	\$993.65
		Juror/Witness Fees					Transcripts		
									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

IN THE MATTER OF REQUEST FOR LEAVE

Darwin Pesnell/Building and Grounds/personal time/8:00 a.m. – 4:30 p.m. January 14, 2011.

At 9:18 a.m. Public Comment

Sharon Ward stated that it had come to her attention that Walter Kuchta an airport board member is no longer living in Huron County and therefore is ineligible to be on the board and stated that she had submitted a letter stating that she was interested in being on the board last November. Ms. Ward stated that she is still interested and in the case that you no longer have the letter has one to provide. Mr. Adelman stated that the board did receive her letter and stated what we have to do in the respect to Mr. Kuchta is that before we can take some action for a new appointment Mr. Kuchta would have to send a letter stating that he is resigning the position. Ms. Ward stated that he is ineligible and the board stated that is not the case. He will need to send a letter resigning or the airport board would have to submit a letter stating that he no longer lives in the county and that he is giving up his seat, but we would still need a letter from him. Mr. Silcox stated that the original resolution creating the airport and we looked back at that there were no residency requirements put in there. That is why we haven't been able to move on it. Mr. Kuchta will need to submit a letter resigning. According to the resolution creating the airport board Mr. Kuchta has no obligation to resign. Mr. Bauer also stated that the board has other applications as well and they would make a decision not based on which one received first or anything like that. Ms. Ward asked who the other applications were and it was answered that Mr. J.W. Kelly submitted a letter stating that he is willing to serve another term and that they had received one from Carl Essex. Patricia LeClair stated that you need to take a look at the people that want to do something with the airport. Mr. Bauer stated that he always prefers to appoint people to boards who have the knowledge and skill in the business world and if they happen to have airport experience in this case that is great but they need to know how to operate a business. The question was asked how many members are on the airport board and it was answered four, and also asked was if there are term limits. The answer was no. There is not much addressed other than they have to be appointed. A question was asked about was residency and Mr. Silcox answered that the Supreme Court ruled that residency requirements were illegal and along with the resolution creating the airport did not specify a residency rule.

**REGULAR SESSION
OTHER BUSINESS**

TUESDAY

DECEMBER 21, 2010

Gary Bauer spoke about the meeting schedule for the first of the year. Mr. Bauer stated that we are scheduled to have a meeting on Tuesday, January 4, 2011 and January 6, 2011 and we are not scheduled to have a meeting on January 13, 2011. Mr. Bauer stated that he would like to suggest that we have a meeting on January 4, 2011, do not have a meeting on January 6, 2011 and have the required re-organization meeting on January 10, 2011 and then if we need a meeting have one on January 13, 2011. The next week we would have one scheduled on January 18, 2011 and January 20, 2011. Also on January 6, 2011 is the muck crop school at Willard and normally as commissioners we have attended that and an opportunity to be involved with the people from the southern part of the county. Mr. Silcox stated that he would agree that this schedule seems to be fine with him. The board agreed to this schedule of meeting Tuesday, January 4, 2011, Monday, January 10, 2011, Thursday, January 13, 2011 and not Thursday, January 6, 2011.

At 9:31 a.m. Larry J. Silcox 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. 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

At 9:50 a.m. Larry J. Silcox moved to end Executive Session. 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

No action taken.

At 9:51 a.m. the board recessed.

At 10:08 a.m. regular session resumed

Mr. Adelman stated that we have member from the public Defender Board in attendance along with Tim Young State Public Defender. George Ford stated the conversation by stating that basically he had a conversation a few weeks ago about the public defender program and based upon that conversation he had spoken with his board and they decided to invite Tim Young up here to assist this board in evaluating an situations that they might have difficulty with and that is basically how he wanted to set the stage. Mr. Young thank the commissions for having him here today, and stated that he understands there has been some discussion or at least an investigation into a potential change into the indigent defense services and that is the topic that he is here to talk about. The board agreed that is the topic. Mr. Young presented some numbers that his office keeps.

Huron County FY 2010

Appointed Counsel Cost	
Total Cases	217
Total Avg	\$417.40
Total	\$90,576.78
Public Defender Cost	
Total Cases	1083
Total Avg	\$248.21
Total Cost	\$216,529.88
Indigent Defense Total	\$307,106.66

If Huron had only appointed counsel	
Total Cases	1280
Total Avg.	\$348.63
Total Cost	\$446,242.11

Additional Info: Reimbursement from the state increased 10% in 2009. Huron County received an additional \$20,710.67 for indigent defense in 2010 because of this increase. Total Costs for indigent defense in Huron County reduced by \$34,156.35 from FY 2009.

"It costs substantially more per case to provide representation by assigned counsel than it does through a public defender, yet there appears to be no measurable difference in the quality or effectiveness of the representation."

Report of the Supreme Court Task Force to Study Court Costs and Indigent Defense, submitted to the Ohio General Assembly by Justice Craig Wright, September 1992.

Huron County State Fiscal Year 2010				
System	100%	25%	35%	Difference
AC	90,576.78	22,644.20	31,701.67	9,057.68
PD	216,529.88	54,132.47	75,785.46	21,652.99
Total	307,106.66	76,776.67	107,487.33	30,710.67

4 \$130,000 if no PD
 2010 Expense \$154,000
 Would need 25,000 more to go 100%

12/20/2010 OHIO PUBLIC DEFENDER COMMISSION
 Public Defender Expense/Caseload Report
 for Apr 2009 through Mar 2010
 for Counties Huron through Huron

SUMMARY

EXPENSE INFORMATION		Cost Allocation:		\$22,622.86
Salaries:	\$129,496.33	Other:	\$93.52	
Fringes:	\$56,916.13	Other:	\$8.00	
Supplies:	\$924.89	Federal Funds:	\$0.00	
Equipment:	\$916.88	Other Funds:	\$0.00	
Contract Services:	\$4,465.27	Total Expenses:	\$216,529.88	
Rentals:	\$0.00	Reimbursement:	\$75,785.47	(35.00%)
Contract Repairs:	\$0.00			
Travel:	\$1,094.00			
CASELOAD INFORMATION		Felony		Misdemeanors
Trials:	0	7	247	
Plea:	114	92	34	
Dismissals:	5	18	364	
Other Dispositions:	22	39	54	
Total:	141	39	364	
Pending:	39		54	
		Juvenile		Domestic Relations
Delinquency, Unruliess:	307	N/A	N/A	
Custody, Dependency, Neglect:	75	0	0	
Parentage:	0	0	34	
Non-Support Contempt:	32	2	2	
Other:	22	446	36	
Total:	446	207	3	
Pending:	207		3	
		Closed		Pending
Appeals:	3	22	22	
Post-Conviction Motions:	2	0	0	
Parole Revocations:	55	89	89	
Habeas Corpus:	0	0	0	
Extraditions:	16	16	16	
Miscellaneous:	0	0	0	
Total Closed Cases:	1,063			
Total Pending Cases:	490			
Preliminary Hearings:	268			
Not Indigent or Arraignment Only:	45			

12/20/2010 OHIO PUBLIC DEFENDER COMMISSION Assigned Counsel Caseload Report For Mar. 2009 through Feb. 2010												
Huron County	Cases	Cost	Cost	Cost	Cost	Cost	Cost	Cost	Cost	Cost	Cost	Cost
Adoptive	2	\$6,117	\$6,117	\$6,117	\$6,117	\$6,117	\$6,117	\$6,117	\$6,117	\$6,117	\$6,117	\$6,117
Child Abuse	62	\$8,872	\$8,872	\$8,872	\$8,872	\$8,872	\$8,872	\$8,872	\$8,872	\$8,872	\$8,872	\$8,872
Child Neglect	0	0	0	0	0	0	0	0	0	0	0	0
Child Support	4	\$17	\$68	\$68	\$68	\$68	\$68	\$68	\$68	\$68	\$68	\$68
Child Welfare	0	0	0	0	0	0	0	0	0	0	0	0
Child Welfare - Foster	0	0	0	0	0	0	0	0	0	0	0	0
Child Welfare - Residential	0	0	0	0	0	0	0	0	0	0	0	0
Child Welfare - Therapeutic	0	0	0	0	0	0	0	0	0	0	0	0
Child Welfare - Total	0	0	0	0	0	0	0	0	0	0	0	0
Domestic Relations	46	\$14,374	\$14,374	\$14,374	\$14,374	\$14,374	\$14,374	\$14,374	\$14,374	\$14,374	\$14,374	\$14,374
Adoptive - ACCH	79	\$18,184	\$18,184	\$18,184	\$18,184	\$18,184	\$18,184	\$18,184	\$18,184	\$18,184	\$18,184	\$18,184
Adoptive - ACCH - Foster	8	\$184	\$184	\$184	\$184	\$184	\$184	\$184	\$184	\$184	\$184	\$184
Adoptive - ACCH - Residential	25	\$1,620	\$1,620	\$1,620	\$1,620	\$1,620	\$1,620	\$1,620	\$1,620	\$1,620	\$1,620	\$1,620
Adoptive - ACCH - Therapeutic	0	0	0	0	0	0	0	0	0	0	0	0
Adoptive - ACCH - Total	33	\$1,804	\$1,804	\$1,804	\$1,804	\$1,804	\$1,804	\$1,804	\$1,804	\$1,804	\$1,804	\$1,804
Adoptive - ACCH - Total	0	0	0	0	0	0	0	0	0	0	0	0
Adoptive - ACCH - Total	217	\$24,000	\$24,000	\$24,000	\$24,000	\$24,000	\$24,000	\$24,000	\$24,000	\$24,000	\$24,000	\$24,000

Mr. Young stated that he would like to address the situation in regards to the fiscal numbers and stated that he does not in any way intend to invade the providence of this commission it is entirely up to the board which way you choose to have indigent defense services delivered. There are five basic structures, the Public Defender system, appointed counsel system, a not for profit system a joint county public defender system or you can contract with the state public defender system to provide trial level services. Mr. Young stated that he is here to be an advocate for public defender system. Since 1092 when the first study of indigent defense was done by a task force of the Ohio Supreme Court. There is a short quote that states "it has been known that in this State nothing has changed since 1992 that it costs substantially more per case to provide representation by assigned counsel then it does through a public defender yet there appears to be no measurable difference in the quality or effectiveness of the representation." That finding has been reasserted in a 2006 study again done by the Supreme Court when they had another task force. It was also confirmed in a national study completed in 2009. Mr. Young explained the reason for these findings and further explained how much the county has paid for appointed counsel and how they established these numbers. Mr. Young believes that the county has a very good structural system and stated that he would ask that if there are issues with your delivery model that all he would ask you to look at is that you are addressing the problem in the basis that it exists. If there are structural problems address them as structural if there are personnel problems address them as personnel problems if there are political problems address them as political solutions. It appears that when changes were made in the state budget they were conservative and under estimated. Mike Adelman stated that he appreciated Mr. Young's comments and stated that he would concur with his comments here this morning and stated that in terms of the budgetary concerns and delivering the service to the public the public defender is the most efficient way to go rather

REGULAR SESSION**TUESDAY****DECEMBER 21, 2010**

than contracting out or having all cases handled by appointed counsel. It is no secret that in the last few years our county revenues have declined like everyone else and all of our offices took a budget reduction of 20% to 30% which included the public defender's office. The outcome from that was that they had to cut back on some caseloads that they were taking. Mr. Adelman explained the 2011 budget and that it was not completed properly by the Public Defender's office. Larry Silcox spoke and stated that looking strictly at budget numbers this year and expressed his concerns and compared to what had been spent in 2007,2008,2009 and what has been spent so far this year we are up to \$154,000 which concerns him especially in a year where they had to cut and conserve we have one area that quite frankly the costs in that area are much more than they were in the past. Mr. Silcox stated that he would ask the commission to take a look at that area and address those concerns and to get a handle on costs. The board of commissioners has the ability to do away with the public defender 's commission and taking it in a different direction and would certainly not like to see that happen but certainly on the same token and when he sits here with the responsibility of budgeting that we have in these very difficult times and what scares him as Mr. Young eluded to in his presentation what is the state going to do with costs and if those reimbursements go down we are back in a situation where we need to get a handle on costs. We need to get the office back to 40 hours which will certainly help but we are going to be monitoring it very closely as we move forward. is that his concerns as well to the costs. Dave Longo discussed the reason for the appointed fees to go up. Tape The fifth case was done on necessity. They new that the fifth case was going to cause a problem but their hands were tied. Mr. Longo explained the exceptions to the rule and stated it was really more like every eighth case. They do not like the fifth case rule and would like to get rid of it and if they could get their hours back to as it was in 2008 the could. Mr. Silcox spoke to this and stated that the only office that said they were not going to do the work was the public defender. Mr. Young spoke to different things to issues that cause the costs of indigent defense to increase and also to ways they are working on to change the whole structure of indigent defense in the state and rather it be a local issue it would become a state issue. They have been working diligently but there are a lot of things to overcome. Dave Longo chief assistant for the public defender's office. Mr. Longo stated that one of the reasons for the appointed counsel fees to go up is because of the one in five case rule. This was instated in the spring of 2009 and when we received our final budget Mr. Ford had a tough choice to make. He could lay off one attorney or cut employee hours across the board. The first option was not practical as it would leave 2 attorneys to cover 5 courts. The hours were cut back to 30 hours a week which has been the case for a year and a half and that is were the fifth case rule came from. The problem being we couldn't handle an unlimited number of cases on 30 hours a week. Mr. Longo explained that the one in five isn't really accurate because they created all kinds of exceptions to the rule and also explained that they do not like this rule and would like to get rid of it. If they could get their hours back to where they were in 2008 they could do so. Mr. Silcox stated that in response to this is that the board cut all the offices and the only office that said we are not going to do as much work was the public defender. Mr. Silcox stated that he realizes that there is a different dynamic but it still concerns him.

At 10:42 a.m. the board recessed.

At 10:56 a.m. regular session resumed

Teresa Alt, director DJFS came before the board to address document management solution for electronic document management. Ms. Alt referred to two different quotes and explained them. Mr. Bauer asked where the funds would come from. After further discussion in regards to the two quotes pros and cons it was decided that Ms. Alt should go ahead with Northwoods' proposal.

At 11:07 a.m. Larry J. Silcox moved to enter into **Executive Session 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. 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

At 12:20 p.m. Larry J. Silcox moved to end Executive Session ORC 121.22 (G) (1). Gary W. Bauer seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

REGULAR SESSION

TUESDAY

DECEMBER 21, 2010

Aye – Mike Adelman

Aye – Gary W. Bauer

Aye – Larry J. Silcox

Action taken; Mike Adelman moved to approve a 2% increase for Vickie Ziemba, Administrative Assistant to begin the first pay period in January. 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

At 12:23 p.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 December 21, 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 12:23 p.m.

Signatures on File