

**REGULAR SESSION**

**THURSDAY**

**OCTOBER 25, 2007**

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, Ralph A. Fegley.

*Mike Adelman moved to bring Resolution 07-354 off the table for discussion and voting. 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 - Ralph A. Fegley*

07-354

**IN THE MATTER OF APPROVING OF THE STATUS REPORT FOR CDBG GRANTS B-C-06-036-1 AND B-C-06-036-2**

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

**WHEREAS**, a Status Report for B-C-06-036-1 and B-C-06-036-2 has been prepared by CT Consultant, Inc., and submitted to the Board of Huron County Commissioners for their approval; and

**WHEREAS**, the Board of Huron County Commissioners has reviewed the Status Report for B-C-06-036-1 and B-C-06-036-2 has found that to the best of their knowledge the data in the report as attached herein has been verified to be true and correct as of the date of this report; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners hereby approves of the Status Report for B-C-06-036-1 and B-C-06-036-2; and further

**BE IT RESOLVED**, that the Status Report for B-C-06-036-1 and B-C-06-036-2 be made a part of this resolution hereof the same as if fully written 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.

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

Aye - Mike Adelman  
Aye - Gary W. Bauer  
Aye - Ralph A. Fegley

\* Report on file in Commissioners' Office.

07-357

**IN THE MATTER OF CERTIFYING CLAIMS SCHEDULE FOR BUDGETARY CHECKS 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 for budgetary checks and authorize the Huron County Auditor to make the necessary warrant; 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

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

Aye - Mike Adelman  
Aye - Gary W. Bauer  
Aye - Ralph A. Fegley

Vendor:  
Ohio Clerk of Courts Assoc \$80.00 District Dinner 10/25/07 001-017-00300  
Ohio Clerk of Courts Assoc \$100.00 District Dinner 10/25/07 132-132-00300

07-358

**IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE HURON COUNTY DOG & KENNEL #105**

Mike Adelman moved the following resolution:

**WHEREAS**, there 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 adjustment:

FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount
	105	00510	105	\$5,000.00		105	00500	105	\$5,000.00
		Contingencies					Hospitalization		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 - Ralph A. Fegley

07-359

**IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE HURON COUNTY WIA FUND #123**

Gary W. Bauer moved the following resolution:

**WHEREAS**, there 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 adjustment:

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FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount
	123	00285	123	\$244,561.00		123	00475	123	\$244,561.00
			Shared Transfer				Other		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.

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

- Aye - Mike Adelman
- Aye - Gary W. Bauer
- Aye - Ralph A. Fegley

07-360

**IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE GENERAL FUND #014**

Mike Adelman moved the following resolution:

**WHEREAS**, there 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
	014	00475	001	\$200.00		014	00125	001	\$200.00
			Other Expenses				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 - Ralph A. Fegley

07-361

**IN THE MATTER OF AUTHORIZING APPROPRIATION ADJUSTMENTS WITHIN THE HURON COUNTY AUTO TAX BRIDGES #125**

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Gary W. Bauer moved the following resolution:

**WHEREAS**, there 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 adjustment:

FROM:	Dept.	Account	Fund	Amount	TO:	Dept.	Account	Fund	Amount
	125	00125	125	\$15,000.00		126	00125	125	\$137,000.00
				Salary (administrative)					Salary (road)
	127	00125	125	\$57,000.00					
				Salary (Bridge)					
	128	00125	125	\$65,000.00					
				Salary (Engineering)					
	128	00460	125	500.00		126	00400	125	18,500.00
				Medicare (Engineering)					PERS (Roads)
	127	00400	125	8,500.00					
				PERS (Bridge)					
	128	00400	125	9,500.00					
				PERS (Engineering)					
	125	00400	125	900.00		125	00460	125	900.00
				PERS (Admin)					Medicare (Admin)
	127	00460	125	1,600.00		125	00500	125	1,600.00
				Medicare (Bridge)					Hospitalization

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.

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

- Aye - Mike Adelman
- Aye - Gary W. Bauer
- Aye - Ralph A. Fegley

07-363

**IN THE MATTER OF RE-APPOINTING RICHARD LYNCH TO THE PUBLIC DEFENDER COMMISSION**

Mike Adelman moved the adoption of the following resolution:

**WHEREAS**, the term of Richard Lynch will expire November 2, 2007; and

**WHEREAS**, it is the desire of the Board of Huron County Commissioners to re-appoint Richard Lynch to a four year term on the Public Defender Commission Board; now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners hereby re-appoints Richard Lynch to the Public Defender Commission Board for a four year term commencing November 3, 2007 and ending November 2, 2011; 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.

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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 - Ralph A. Fegley

07-364

**IN THE MATTER OF APPROVING CONTRACT BY AND BETWEEN HURON COUNTY COMMISSIONERS AND DUNDORE PLUMBING, HEATING, AND COOLING, LTD**

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

**WHEREAS**, the Huron County Board of Commissioners and Dundore Plumbing, Heating, and Cooling, Ltd. desire to execute a contract for the 22 East Main Heating Hot Water Piping Distribution;  
now therefore

**BE IT RESOLVED**, that the Board of Huron County Commissioners approves the contract with Dundore Plumbing, Heating, and Cooling, Ltd. 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.

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

Aye - Mike Adelman  
Aye - Gary W. Bauer  
Aye - Ralph A. Fegley

*\*Contract on file Commissioners' Office*

07-365

**IN THE MATTER OF HIRING A DEPUTY DOG WARDEN PERMANENT FULL TIME EMPLOYEE FOR THE HURON COUNTY DOG WARDEN'S DEPARTMENT**

Mike Adelman moved the adoption of the following resolution:

**WHEREAS** , per resolution 07-331 posting and advertising were authorized for the position of Deputy Dog Warden permanent full time employee for the Huron County Dog Warden's Department;

**WHEREAS**, the Huron County Commissioners have posted and advertised this position in accordance with the Huron County Personnel Policy Manual;

**WHEREAS**, thirty-two applications were received by the 4:30 p.m. deadline on October 9, 2007, and were evaluated according to the information reported on the required application; and

**WHEREAS**, this evaluation, screening and interviewing process resulted in the selection of RICHARD G. O'GRADY as the chief finalist having matched his skills with the required job description as attached, which includes a hiring rate of \$11.00 per hour, providing the candidate passes a required pre-employment physical exam, drug screening, reference check, background check and receipt of a copy of a valid driver's license; and

**WHEREAS**, upon orientation to the requirements of the job and safety training, RICHARD G. O'GRADY after successfully completing his 120-day probation shall be assigned the pay rate of \$11.25;  
now therefore

**BE IT RESOLVED**, that RICHARD G. O'GRADY shall be hired as Deputy Dog Warden permanent full time employee by the Board of Huron County Commissioners; 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.

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 - Ralph A. Fegley

**At 9:30 a.m. Public Comment**

Sandy Gordley, Airport Manager came before the board along with Nancy Snyder, Great Lakes Title Escrow Services Ltd. to request signature from the Commissioners' Board president, Ralph A. Fegley for the airport land closing signing Acknowledgment of receipt of settlement statement on file Commissioners' Office.

07-362

**IN THE MATTER OF LEVYING REAL PROPERTY TRANSFER TAX PURSUANT TO SECTION 322.02 OF THE OHIO REVISED CODE**

Mike Adelman moved the adoption of the following resolution:

**WHEREAS**, pursuant to Section 322.02 of the Ohio Revised Code and for the purpose of paying the costs of enforcing and administering this tax and providing additional general revenue for Huron County, it is the intent of the Board of Commissioners of Huron County to levy and collect a tax to be known as the real property transfer tax on each deed conveying real property located wholly or partially within the boundaries of Huron County at a rate of ten cents per one hundred dollars for each one hundred dollars of the value of the real property or interest in real property located within the boundaries of Huron County granted, assigned, transferred, or otherwise conveyed by such deed; and

**WHEREAS**, the Board of Huron County Commissioners have conducted two public hearings thereon and have adhered to all requirements for enactment and passage of this resolution in conformance with Section 322.02 and all pertinent sections of the Ohio Revised Code; now therefore

**BE IT RESOLVED THAT:**

- 05 Pursuant to Section 322.02 of the Ohio Revised Code and for the purpose of paying the costs of enforcing and administering this tax and providing additional general revenue for the county, the Board of County Commissioners of Huron County hereby enact and levy for collection a tax to be known as the real property transfer tax on each deed conveying real property or any interest in real property located wholly or partially within the boundaries of Huron County at a rate of ten cents per one hundred dollars for each one hundred dollars of the value of the real property or interest in real property located within the boundaries of Huron County granted, assigned, transferred or otherwise conveyed by such deed.
- 06 This tax shall levied upon the grantor named in the deed and shall be paid by the grantor for the use of Huron County to the Huron County Auditor at the time of the delivery of the deed as provided in section 319.202 (319.20.2) of the Revised Code and prior to the presentation of the deed to the recorder of Huron County for recording.
- 07 The ten cent increase will cause the permissive rate to go from \$0.20 per \$100 to \$0.30 per \$100 and the new rate is the maximum allowed by law.
- 4. The funds collected by a county levying a real property transfer tax or a manufactured home transfer tax pursuant to sections 322.01 to 322.07 of the Revised Code shall be allocated and disbursed as follows:

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- (A) First, for payment of the costs incurred by the county in the administration and enforcement of the tax.
- (B) At the discretion of the Board of Commissioners the balance may be used to promote development and tourism for Huron County.

5. This tax shall go into effect January 1, 2008.

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 - Ralph A. Fegley

cc: Auditor- Roland Tkach  
 Treasurer- Kathleen Schaffer

**IN THE MATTER OF TRAVEL**

Gary W. Bauer moved to approve the following travel request this day. Mike Adelman seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye - Mike Adelman  
 Aye - Gary W. Bauer  
 Aye - Ralph A. Fegley

Vickie Ziemba, Commissioners' Office, on November 5 & 6, 2007, to Newark, Ohio, for Maximus Seminar.  
 Ralph A. Fegley, Commissioners, on November 15, & 20<sup>th</sup>, 2007, to Columbus, Ohio, for Legislative and Personnel labor sub-committee meetings.

**IN THE MATTER OF REQUEST FOR LEAVE**

**Christina Norton/EMA/vacation/ 8:00 a.m. – 4:30 p.m. November 23, 2007 & 8:00 a.m. December 24, 2007 – 4:30 p.m. December 31, 2007.**  
**Melvin Eaton/Dog Warden/vacation/8:00 a.m. – 4:30 p.m. November 2, 2007**  
**Vickie Ziemba/Commissioner/Compensatory Time/Flex/2:30 p.m. -4:30 p.m. October 25, 2007.**

**SIGNINGS**

#16

REQUEST FOR DISBURSEMENT

NOTE: FUNDS CANNOT BE DISBURSED EXCEPT FOR PROJECT COSTS (I) ALREADY INCURRED BY THE BORROWER AND CURRENTLY DUE AND PAYABLE OR (II) PAID BY THE BORROWER FOR WHICH THE BORROWER IS SEEKING REIMBURSEMENT.

The undersigned, the duly authorized Executive of the County of Huron, Ohio (the "Borrower"), submits this Request for Disbursement on behalf of the Borrower pursuant to Section 3.02 of that certain Loan Agreement by and between the County of Butler, Ohio (the "Lender") and the Borrower dated as of April 5, 2007, as the same may be supplemented and amended (the "Loan Agreement"). The Trustee shall disburse the amount requested herein to the following parties for the following purpose[s] in connection with the Project (as defined in the Loan Agreement):

Payee	Amount	Purpose
Huron County	\$ 9,905.60	For additional Power Lines Program Design

The undersigned, on behalf of the Borrower, hereby certifies that:

- The portion of the Project for which disbursement of money is hereby requested either (i) has been acquired, constructed or installed by the Borrower and payment therefore is due and owing or (ii) has been previously paid by Borrower and the disbursement of the funds herein requested has been approved by the Borrower.
- The representations and warranties of the Borrower set forth in the Loan Agreement are true and correct on the date hereof, and the Borrower is in compliance with all terms, covenants and conditions of the Loan Agreement on the date hereof.

Dated: 10/25/07

COUNTY OF HURON, OHIO  
 By: *[Signature]*  
 County Commissioner

**Administrator/Clerk's Report**

Cheryl Nolan presented a quote from CrossNet for internet services for the Human Resource Director's Office and explained that this service would provide the Human Resource Director faster service and better

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service then being added to the Auditor's Office as what the board had approved at the

*Gary W. Bauer moved to rescind the motion to hire MT in the amount of \$475.00. No work has been completed. Mike Adelman seconded the motion. The roll being called upon its adoption, the vote resulted as follows:*

*Aye - Mike Adelman  
Aye - Gary W. Bauer  
Aye - Ralph A. Fegley*

*Mike Adelman moved to approve internet services from CrossNet in the amount of \$160.70 annual fee for internet services for the HR office. 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 - Ralph A. Fegley*

**Assistant Prosecutor's Report**

Daivia Kasper, Assistant Prosecutor requested an executive session ORC 121.22 (G) (3).

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; and **ORC 121.22 (G) (4)** preparation for, conducting, or reviewing negotiations or bargaining sessions for public employees, concerning employee compensation or other terms and conditions of employment. Mike Adelman seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye - Mike Adelman  
Aye - Gary W. Bauer  
Aye - Ralph A. Fegley

**At 10:15 a.m.** The board recessed executive sessions.

Regular session resumed

**OTHER BUSINESS**

Gary Bauer discussed the tourism committee along with the engineer's project at South Norwalk Road. Not sure when the road will be opened, Mr. Bauer feels that it is a positive improvement. Discussion was had in regards to the Area Seven meeting.

Mike Adelman discussed the budget and his conversation with the Sheriff's Department. Tape. Ralph Fegley discussed the conversation at the WIA meeting in regards to the displaced worker, stated the application has been done. Looked at the WIA board members in regards to the terms of these members.

**At 10:30 a.m.** Executive session resumed.

**10:55 a.m.** Gary W. Bauer moved to end Executive Session ORC 121.22 (G) (3) & (4). Mike Adelman seconded the motion. The roll being called upon its adoption, the vote resulted as follows:

Aye - Mike Adelman  
Aye - Gary W. Bauer  
Aye - Ralph A. Fegley

\* No action taken.

Pete Welch discussed a matter that had come to his attention in regards to replacing two doors Courthouse Complex.

The board agreed that Pete Welch, Maintenance Supervisor should obtain quotes for two doors at basement of office building and back of treasurer's office that need to be replaced,

**At 11:05 a.m.** Mike Adelman moved to adjourn. Gary W. Bauer seconded the motion. The meeting stood adjourned.



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**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 October 25, 2007.

**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 11:05 a.m.

Signatures on file.