

**REGULAR SESSION OF THE ASHTABULA COUNTY BOARD OF COMMISSIONERS**

Old Courthouse 25 West Jefferson St., 2nd Floor Jefferson, OH 44047

**May 14, 2019**

The Board of Ashtabula County Commissioners met in session; the Board President called the meeting to order and the Pledge of Allegiance was said.

**Members Present:** President, J. P. Ducro IV, Vice-President, Casey R. Kozlowski and Commissioner Kathryn L. Whittington **Absent:** None **Board Staff Present:** County Administrator Janet Discher and Clerk of the Board Lisa Hawkins.

**Motion To Approve Minutes Of Previous Session(s), Waiver Of The Reading Of Same and Motion To Approve Today's Agenda:**

**MOTION:** moved the adoption, seconded. **DISCUSSION:** None

**VOTE:** **Yeas:** Ducro, Kozlowski, Whittington **Nays:** None **Abstained:** None **Absent:** none  
Whereupon the minutes were declared approved unanimously.

**THE BOARD PRESIDENT INTRODUCED AND ENTERTAINED MOTIONS FOR THE FOLLOWING RESOLUTIONS:**

**RESOLUTION NUMBER 2019-179 HOLDING EXECUTIVE SESSION FOR PERSONNEL, COMPENSATION, 121.22(G)(1)**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Pursuant to the Ohio Revised Code Sections 121.22 (G)(1), the Board of Ashtabula County Commissioners shall meet in executive session to discuss Personnel- Compensation matters; and

WHEREAS, Said Executive Session was convened at 11:04 a.m.; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the above executive session was held. Said session adjourning at 11:24 a.m.

**MOTION:** Kozlowski moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE:** **Yeas:** Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-180 RECEIVING, REJECTING AND RE-ORDERING BID FOR TRAFFIC ZONE MARKING PAINT, ENGINEER’S DEPT.**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on April 9, 2019 by Resolution No. 2019-139, bids were ordered for Traffic Zone Marking Paint for the Ashtabula County Engineer’s Department; and

WHEREAS, on May 3, 2019 at 11:30 a.m., the County Engineer, on behalf of the Board of Commissioners, received one bid, as follows:

		<u>Ennis Flint</u>
Yellow	FOB Jefferson	
	Price/gal	\$ 10.80
6,710 Gal.	Total	\$ 72,468.00
White	FOB Jefferson	
	Price/gal	\$ 9.66
2,365 Gal.	Total	\$ 22,845.90
	Grand Total:	\$ 95,313.90
	Bid Bond	yes

WHEREAS, the bid received for this material exceeded the estimate by more than 10%; and

WHEREAS, The Ashtabula County Board of Commissioners is receiving, rejecting and re-ordering the bid with smaller quantities at an estimate of \$92,950.00; and

WHEREAS, Because the above request is in excess of \$50,000.00, it is necessary to advertise for bids as required by Section 307.86 Ohio Revised Code in accordance with specifications now on file in this office; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that a bid opening will be held on the 31<sup>st</sup> day of May, 2019 at 11:30 a.m. at the office of the Ashtabula County Engineers, on behalf of the Ashtabula County Board of Commissioners, and the Clerk of the Board is hereby ordered to advertise in a newspaper of general circulation, via the internet at the Ashtabula County Website, <http://oh-ashtabulacounty.civicplus.com/bids.aspx> and to post notice of said bid on the bulletin board as required by law.

**MOTION:** Kozlowski moved the adoption, Whittington seconded. **DISCUSSION:** None  
**VOTE: Yeas:** Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None  
 Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-181 APPROVING SIMPLIFIED WITHHOLDING AGREEMENTS FOR NONRESIDENTS BY AND BETWEEN VARIOUS DEPARTMENTS/OFFICES, THE ASHTABULA COUNTY COMMISSIONERS AND THE VILLAGE OF JEFFERSON**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Section 890.051: Collection at Source; Withholding form Qualifying Wages requires nonresidents who work within the Village of Jefferson to pay Village income tax on all wages earned while working in the Village; and

WHEREAS, the Jefferson Village Council desires to enter into agreements with employers located in the Village in order to conform to the recommendation from the Finance Committee to simplify the withholding process for nonresident employees whose employer is located within the Village of Jefferson; and

WHEREAS, the Tax Administrator is granted the authority in Ordinance Section 890.13(i) to enter into agreements with employers located in the Village to simplify withholding requirements of Ordinance Section 890.051; and

WHEREAS, simplified withholding agreements for nonresidents have been presented for the approval of the Board, to-wit:

**Parties:**

Probate Court	Ash. Co. Commissioners Office, Dog Warden
Ash. Co. Prosecutor's Office	Ash. Co. Soil & Water Conservation District
Ash. Co. Auditor' s Dept.	Ash. Co. Sheriff's Dept.
Ash. Co. Board of Elections	Ash. Co. Coroner
Ash. Co. Building Dept.	Ash. Co. Court of Common Pleas
Ash. Co. Court- Eastern Division	Ash. Co. Engineer
Ash. Co. Dept. of Environmental Services	Ash. Co. Health Dept.

**Provider:** Village of Jefferson, 27 E. Jefferson St., Jefferson, OH 44047

**Cost:** None

**Term:** 1 Year- retroactive to January 1, 2019 and ending December 31, 2019; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the agreements as noted above are approved in accordance with the copies now on file in this office.

**MOTION:** Whittington moved the adoption, Kozlowski seconded. **DISCUSSION:** None  
**VOTE: Yeas:** Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None  
 Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-182 RATIFYING AGREEMENTS BETWEEN THE ASHTABULA COUNTY SHERIFF AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (OPBA) FOR CORPORALS; CORRECTIONS OFFICERS; AND SECRETARIES, CLERICAL SPECIALISTS, MAINTENANCE AND COOKS**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, William Johnson, the Ashtabula County Sheriff, negotiated with the Ohio Patrolmen's Benevolent Association for representation of certain employees of the Sheriff's department in collective bargaining procedures, as follows:

Secretaries, Clerical Specialists, Maintenance and Cooks (voted 4/5/19)  
Corporals (voted 4/12/19)  
Corrections Officers (voted 3/11/19)

WHEREAS, a union vote was taken for the ratification of the three year bargaining agreements, said agreement being ratified by a majority vote of the union membership; and

WHEREAS, said Agreements have now been submitted for approval to this Board of Commissioners, retroactive to January 1, 2019; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the agreements between the Ashtabula County Sheriff and the Ohio Patrolmen's Benevolent Association for union representation for certain employees of the Sheriff's Department, as outlined above, are hereby approved in accordance with copies of said agreements now on file in this office.

**MOTION:** Kozlowski moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE: Yeas:** Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-183 APPROVING AN AGREEMENT WITH THOMSON REUTERS FOR WESTLAW LEGAL RESEARCH SERVICES, COMMON PLEAS COURT**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Jennifer Feher, Common Pleas Court Administrator, has submitted an agreement with Thomson-West for Westlaw Legal Research Services for the approval of this Board; to-wit:

**Provider:** Thomson-West, 610 Opperman Drive, P.O. Box 64833, St. Paul, MN 55164

**Service:** Westlaw Legal Research Services

**Term:** A term of 3 years from date signed

**Cost:** Not to exceed: \$71,466.12; and

WHEREAS, The submitted agreement has been reviewed by the Board and is found to be necessary; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the Westlaw Legal Research Services Agreement with Thomson Reuters is hereby approved in accordance with a copy of said agreement now on file in this office.

**MOTION:** Whittington moved the adoption, Kozlowski seconded. **DISCUSSION:** None

**VOTE:** **Yeas:** Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-184 OF THE BOARD OF COUNTY COMMISSIONERS OF ASHTABULA COUNTY FOR THE PURPOSE OF THANKING THE GOVERNOR AND THE OHIO HOUSE OF REPRESENTATIVES FOR THEIR SUPPORT OF STATE INDIGENT DEFENSE REIMBURSEMENT AND CALLING ON THE OHIO SENATE TO CONTINUE THIS SUPPORT IN THE STATE BUDGET BILL**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

**WHEREAS**, Ohio counties have experienced a collective \$351 million annual revenue loss due to reductions in the Local Government Fund, Medicaid Managed Care sales tax elimination, and tangible personal property tax; and

**WHEREAS**, Ohio counties are anticipating a \$50 million collective sales tax revenue loss by State Fiscal Year 2021 due to the implementation of the prescription eyewear sales tax exemption and the expiration of Ohio's grandfather clause to the federal Internet Tax Freedom Act of 1998; and

**WHEREAS**, county budgets have been strained for decades by the state passing down to counties its constitutionally-mandated requirement under the U.S. Supreme Court decision *Gideon v. Wainwright* (1963) that the state provide legal counsel to indigent defendants; and

**WHEREAS**, the state reimbursement rate to counties for indigent defense costs has only averaged 35 percent from SFY 07 to SFY 16, leaving counties to collectively spend tens of millions in county general revenue funds to fulfill this state mandate; and

**WHEREAS**, Governor Mike DeWine provided counties an additional \$60 million each fiscal year of his introduced state budget to provide counties with much needed budgetary relief of this state mandate; and

**WHEREAS**, the Ohio House of Representatives provided an additional \$35 million in SFY 21 to the state budget bill to reimburse counties for indigent defense costs and alleviate counties of this growing state mandate;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ASHTABULA COUNTY, OHIO;**

**THAT**, this Board applauds and sincerely thanks Governor DeWine for listening to county budgetary concerns and addressing indigent defense costs with his historic and impactful investment included in his introduced budget; and

**THAT**, this Board deeply appreciates and sincerely thanks the Ohio House of Representatives for further increasing the indigent defense appropriation by \$35 million in SFY21 which should fully reimburse counties for their indigent defense costs, assuming current conditions; and

**THAT**, this Board calls upon the Ohio Senate to maintain the House of Representatives' appropriation for indigent defense reimbursement in the state budget bill to ensure that this state mandate remains funded; and

**THAT**, this Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board; and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

**MOTION:** Kozlowski moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE:** Yeas: Whittington, Ducro, Kozlowski Nays: None Abstained: None Absent: None

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-185 APPROVING THE SPIRE INSTITUTION SUBDIVISION PLAT, HARPERSFIELD TOWNSHIP**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Roni Lee, LLC, Owner, has submitted a plat known as Spire Institution Subdivision for the approval of the County Commissioners under Section 711.05 of the Ohio Revised Code; and

WHEREAS, Said plat is located in Harpersfield Township and contains 163.0906 acres of land, which include 3 sub lots totaling 147.1085 acres; 5 reserved blocks totaling 11.1946 acres and 4.7875 acres of Right of Way for Spire Circle to be dedicated for public use; and

WHEREAS, On April 15, 2019 the Ashtabula County Planning Commission conditionally approved the plat; and

WHEREAS, the conditions required by the Ashtabula County Planning Commission were met on May 8, 2019 and the plat has been approved by the Ashtabula County Engineer; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the Plat for Spire Institution Subdivision, Harpersfield Township is hereby approved.

**MOTION:** Whittington moved the adoption, Kozlowski seconded. **DISCUSSION:** None

**VOTE:** **Yeas:** Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-36FINA APPROVING FINANCIAL TRANSACTIONS FOR THE COUNTY**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, it is declared and determined that all formal actions of the Board of County Commissioners concerning and relating to the adoption of all resolutions that were adopted in this meeting, and that all deliberations of the Board of Commissioners and any of its committees that resulted in such formal action, were open to the public and were in compliance with all legal requirements, including Section 121.11 of the Ohio Revised Code.

**Financial Transactions and Voucher Approval Requirements**

WHEREAS, The Board of Commissioners acknowledges receipt of all department financial transactions and vouchers submitted this date for approval, as follows:

<b><u>Appropriations</u></b>	<b><u>Fund</u></b>	<b><u>Total</u></b>	<b><u>Personal Svcs</u></b>	<b><u>Comment</u></b>
Community Dev CHIP	2710.513	\$122,000.00	\$ -	appropriate available grant funds
Ditch Maintenance	2021.007	\$ 10,000.00	\$ -	appropriation for contract services

**DIRECT RELIEF BILLS:**

Vouchers #2019-02252 thru 2019-02276 for Public Assistance; #2019-20298 thru 2019-20299 for Child Support; and #2019-30205 thru 2019-30207\*\*206 deleted\*\* for WIA Invoices

**BILLS:**

COUNTY FUNDS            SCHEDULE 20  
ENGINEERS                SCHEDULE 20E; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, do hereby find that the above outlined financial transactions and vouchers are in order and sufficient funds are available to permit the execution of these transactions,

BE IT FURTHER RESOLVED, that the above transactions are approved and allowed, and furthermore, that the County Auditor is hereby authorized to issue warrants for payment of said vouchers.

**MOTION:** Kozlowski moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE:** Yeas: Whittington, Ducro, Kozlowski    **Nays:** None    **Abstained:** None    **Absent:** None

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-30SEWA AUTHORIZATION OF J. P. DUCRO IV, PRESIDENT OF THE BOARD OF COMMISSIONERS, TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND (WPCLF) ON BEHALF OF ASHTABULA COUNTY FOR DESIGN AND CONSTRUCTION OF THE COFFEE CREEK WASTEWATER TREATMENT PLANT IMPROVEMENTS AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN, ACDES PROJECT NO. 2019-02S, ASHTABULA COUNTY GENERAL SEWER DISTRICT**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, the Board of County Commissioners of Ashtabula County, Ohio, by and through the Department of Environmental Services, desires to construct certain expansion improvements to the Coffee Creek Wastewater Treatment Plant in Austinburg Township and within the Ashtabula County General Sewer District; and

WHEREAS, the County of Ashtabula intends to apply for Water Pollution Control Loan Fund (WPCLF) financing for the design and construction of the wastewater facilities; and

WHEREAS, the Ohio Water Pollution Control Loan Fund (WPCLF) requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; now

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Ashtabula County, Ohio that:

1. That Commissioner President J. P. Ducro IV be and is hereby authorized to apply for a WPCLF loan, sign all documents for and enter into a Water Pollution Control Loan Fund (WPCLF) agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for design and construction of wastewater facilities on behalf of the Board of County Commissioners of Ashtabula County, Ohio.
2. That the dedicated source of repayment will be the ACDES Sewer Fund (G/L Fund 6001) through revenues by user rates and charges as established under the authority of §6117 of the Ohio Revised Code.
3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.
4. That it is found and determined that all formal actions of the Board of Commissioners of Ashtabula County, Ohio concerning and relating to the passage of this Resolution were passed in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**MOTION:** Whittington moved the adoption, Kozlowski seconded. **DISCUSSION:** None

**VOTE:** Yeas: Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-31SEWA AMENDING RESOLUTION 2017-68SEWA SECTION 6(J), MEADOWOOD WWTP SERVICE AREA – MONTHLY RATES/CHARGES, ACDES**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, this Board seeks to supersede and replace Section 6(J) of Resolution No. 2017-68SEWA, passed on December 19, 2017 to reflect an amendment of rates and charges in the Meadowood Allotment Wastewater Treatment Plant service area; and

WHEREAS, the following schedule seeks to accommodate recent expansion of the service area into Meadowood Allotment No. 1 in Plymouth Township and replace a “per-lot” and “per 1.5-lot” rate/charge with a “per connection” monthly charge; and

WHEREAS, the following charges are hereby established as amended upon passage:

**6. Rates and Charges, Ashtabula County General Sewer District.**

**J. Meadowood WWTP Service Area – Plymouth/Saybrook Townships – Monthly Rates/Charges**

<i>2017 Rate: \$62.79 per lot per month; \$94.19 per 1.5-lot per month</i>				
<b>2018 Rate</b>	<b>2019 Rate</b>	<b>2020 Rate</b>	<b>2021 Rate</b>	<b>2022 Rate</b>
\$62.79/Lot/Mo	\$62.79/Lot/Mo <b>\$60.00/Connection/ Month</b>	\$62.79/Lot/Mo <b>\$60.00/Connection/ Month</b>	\$62.79/Lot/Mo <b>\$60.00/Connection/ Month</b>	\$62.79/Lot/Mo <b>\$60.00/Connection/ Month</b>
\$94.19/1.5-Lot/Mo	\$94.19/1.5-Lot/Mo	\$94.19/1.5-Lot/Mo	\$94.19/1.5-Lot/Mo	\$94.19/1.5-Lot/Mo

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of Ashtabula County, Ohio, that the above charges are hereby established as amended in accordance with the above schedule effective upon passage and following the same schedule of graduation pursuant to Resolution Number 2017-68SEWA unless otherwise modified by superseding Resolution; and

BE IT FURTHER RESOLVED, that all previous Resolutions creating, establishing or fixing rates and charges for the above facilities be hereby revised and made effective pursuant to the schedule herein.

**MOTION:** Kozlowski moved the adoption, Whittington seconded. **DISCUSSION:** None  
**VOTE:** Yeas: Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None  
 Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-32SEWA DECLARING THE MEADOWOOD ALLOTMENT NO. 1 SANITARY SEWER EXTENSION PROJECT IN PLYMOUTH TOWNSHIP TO BE SUBSTANTIALLY COMPLETE AND REQUIRING CONNECTION THERETO**

The Board of County Commissioners of Ashtabula County, Ohio met on the 14<sup>th</sup> day of May, 2019, in regular session at the offices of said Board in the Old Courthouse Building, 2nd Floor, Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, The Ashtabula County Health Department and the Ohio Environmental Protection Agency declared the Meadowood Allotment No. 1 area in Plymouth Township, Ashtabula County, Ohio as a public health problem due to the presence of unsanitary conditions on the ground and within drainage systems due to untreated/undertreated waste from failing home sewage treatment systems in the area; and

WHEREAS, Ashtabula County was placed under Director's Final Findings and Orders by the Ohio Environmental Protection Agency on February 3, 2017 for the area of Plymouth Township known as Meadowood Allotment No. 1 with the remedy for the pollution being the extension of sanitary sewers from the nearby system in Meadowood Allotment No. 2; and

WHEREAS, Pursuant to Commissioners' Resolution 2017-31SEWA dated June 20, 2017 declaring the necessity of constructing the Meadowood Allotment No. 1 Sanitary Sewer Extension Project to serve the Meadowood Allotment No. 1 area of Plymouth Township, the system has been installed and approved by the Ashtabula County Sanitary Engineer and is declared to be substantially complete and accepted for public use; and

WHEREAS, the Certificate of Substantial Completion covers the entire project except items noted in the attached punch list dated October 31, 2018; and

WHEREAS, The Ohio Environmental Protection Agency has informed Ashtabula County that it expects all properties having access to these sewers to connect pursuant to Section 6117.51 of the Ohio Revised Code; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Ashtabula County, Ohio, that in order to satisfy the Director's Final Findings and Orders of the Ohio Environmental Protection Agency dated February 3, 2017, the Board of Ashtabula County Commissioners hereby order all properties with existing or future residences having access to the Meadowood Allotment No. 1 Sanitary Sewer to connect thereto by July 1, 2020; and

BE IT FURTHER RESOLVED, that the Clerk of this Board shall forward a certified copy of this resolution to the Ashtabula County Health Department and the Ashtabula County Department of Environmental Services.

**MOTION:** Whittington moved the adoption, Kozlowski seconded. **DISCUSSION:** None

**VOTE: Yeas:** Whittington, Ducro, Kozlowski **Nays:** None **Abstained:** None **Absent:** None

Whereupon the resolution was declared passed unanimously.

**Work sessions:**

**May 14, 2019 9:00 a.m. Topic: Palmer Energy**

*In Attendance: Casey Kozlowski, Kathryn Whittington, Lisa Hawkins, Janet Discher, Bob Snavelly, Jamie Arcaro*

Bob Snavelly of Palmer Energy Co. attended the meeting to discuss the Electric utility forecast. Mr. Snavelly discussed the current estimated annual cost savings compared to current rate and the estimated annual cost savings compared to estimated current utility PTC's. Palmer Energy recommends focusing on the term ending in May of 2022, with Dynegy, Engie and FES. The prices for all terms and suppliers proposed through the RFP are an all-inclusive rate structure, unless otherwise noted, subject to federal, transmission organization, statewide regulatory changes, and/or material changes of the accounts included resulting in additional costs to the supplier. This is for the generation side, not the utility side. The rates can change daily. Decision: Lisa to get the 3 agreements to the Prosecutor's office for legal approval, then set up a work session.

CCAOSC Solar Savings Initiative Update: over several years, CCAO and Palmer have been evaluating the economic feasibility of installing solar arrays to serve various county facilities through the CCAOSC Solar Savings Initiative. Hull & Associates recently provided update PPA pricing for Ashtabula County and Palmer performed a new cost analysis. The PPA structure is slightly different than the original proposal. The PPA price would start at \$0.066/k Wh with a 2% annual escalator, for a term of 25 years.

Janet shared the master sheet from the Gardiner project. Mr. Snavelly will take the information back to his office for review.

**May 14, 2019 10:00 a.m. Topic: General Matters/Agenda Items**

*In Attendance: J. P. Ducro IV (entered meeting at 10:27a.m.), Casey Kozlowski, Kathryn Whittington, Lisa Hawkins, Janet Discher, Nick Sanford*

Janet and Lisa met with IAP to discuss the Nursing Home and the Portico project at the lodge. IAP is a firm under state purchasing that has the ability to manage and bid out projects for Ashtabula County. There is an 8% construction cost. The portico is ready to bid, waiting for numbers. There is no contract, they are already selected thru state purchasing. We would like to bring up at the next nursing home meeting. They will add local contractors. Janet to contact Dave to see how best to notify potential local bidders.

Nick Sanford- 3 resolutions for today's meeting. Meadowood collection- project was substantially complete, the sewers are complete and ready to connect. The EPA has asked, affects Community Services as far as funding from the EPA. Ordering connection by July 1, 2020. This will go to Health Dept., they will submit their orders and process. The 2<sup>nd</sup> resolution is an amendment to the rate resolution, pertains to Meadowood. Since 2012, changing same flat rate, expanding to Plymouth, lowering from 62.79 to 60.00 per connection per month. No longer charging unimproved lots. Net \$60,000 annually for debt service and maintenance. Nick will send letters. Estimating \$3,500 per resident. Water Pollution Control Loan Fund (WPCLF) for design and construction of the Coffee Creek Wastewater Treatment Plant Improvements and Expand plant capacity from 150,000 gallons per day to 275,000 per day.

Kathy Zook emailed regarding the ARC projects submitted by Ashtabula County. The Ashtabula County Board of Commissioners met in a Work Session today and determined the following ranking of the proposed ARC Projects: (Ranked in order with the first priority (1), (2), (3) to last priority (4))

1. Coal Heritage Corridor Broadband, Ashtabula County Airport Authority(\$40,000)
2. #2019-@-04 Harpersfield Water Tower (North) (\$250,000)
3. Village of Geneva-on-the-Lake Siphon Replacement (\$206,900)
4. Glenbeigh, Chemical Dependency Counselor Assistant (CDCA) Education Program (\$24,500)

The projects were discussed. The Board has been actively working on broadband issues. The Water Tower is a necessity. Decision: Lisa to reply to Kathy Zook, as to what the Commissioner's project ranked as follows: Airport Broadband 1<sup>st</sup>; Water Tower 2<sup>nd</sup>; GOTL 3<sup>rd</sup>; and ACMC/Glenbeigh 4<sup>th</sup>.

**Schedule:**

Kathryn to attend Senior Appreciation Day on Friday, if she is done at the Port Authority meeting in time. JP to present retirement proclamation to Dr. Malinowski at Township Association meeting on Thursday.

Looking to see if CIC/Ashtabula County Growth Corp. can be used as a funding mechanism for 911 funding. We will have to file an application with First Energy by the end of May.

There will be a meeting with Brice Heinbaugh regarding health insurance. Decision: set it up. Janet asked for an Executive Session for property acquisition within the next week.

**ADJOURNMENT:**

The President and Clerk of the Board hereby certify that this is a true and accurate record of the minutes of the May 14, 2019 session. All deliberations concerning official business and formal actions by this Board of Ashtabula County Commissioners were conducted in an open public meeting.

CERTIFIED:

ATTESTED:

\_\_\_\_\_  
PRESIDENT

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
COMMISSIONERS

OF

\_\_\_\_\_  
ASHTABULA COUNTY

