

**ERIE COUNTY COMMISSIONERS**

**REGULAR SESSION**

**WEDNESDAY, MAY 3, 2023**

**ALL PRESENT**

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President Shenigo called the meeting to order at 9:30 a.m. and opened with the Pledge of Allegiance.

On motion of Mr. Old and second of Mr. Shoffner, Board **recesses** into **Solid Waste District Board Meeting**; Roll Call: All Aye

On motion of Mr. Old and second of Mr. Shoffner, Board **reconvenes**; Roll Call: All Aye

**Nate Pedder, APEX Clean Energy, re Wheatsborough Solar Project Update.**

Mr. Pedder stated that he has finalized the Road Use Agreement after negotiating terms with the County Engineer. With this solar project, only one oversized load is used and the company will be using Portland Road. A \$750,000 bond has been established for Portland Road for any damages that are caused in bringing the panels to the location. Mr. Pedder also mentioned he has been speaking with Yancy Shaw from the Laborer's Union regarding the Ohio Statewide Three Trade Solar Agreement and the use of local laborers. Mr. Shenigo stated someone from the Labors' Union spoke with them regarding the Ohio Statewide Three Trade Solar Agreement and the Commissioners are very concerned that this project will result in the use of temporary workers from other counties, as a way of getting around the PILOT requirement.

Nate gave an overview of the progress currently going on with the project:

- \$23 million of materials has been procured
- Received the Interconnection Agreement from FirstEnergy
- Signing the contract for the panels totaling \$7 million
- Preparing to hire labor. APEX is coordinating with EPC Depcom on scheduling a meeting with local subcontractors to discuss the scope of the project. Depcom is responsible for the Request for Proposals and will be overseeing the contractors that are hired.
- RFP's will likely be sent out some time in May and selected in July and bids will be going out over the next few months. All jobs for this project should be hired by the end of summer.
- Preliminary engineering work, planting seed and clearing trees are going on currently.

Mr. Old asked Nate if once the project is complete, do the Commissioners still have one year after project completion to approve the PILOT, Nate stated yes. Mr. Old also asked if the Commissioners approve the PILOT today or in August, will the funding for the School Districts be received any earlier and Nate responded no.

In the end, Mr. Old does not see the advantage of signing the PILOT now vs. later. He added that APEX has honored everything that the Commissioners have asked, but there is a large heavy weight on these projects, due to the NEXUS gas line issue that has been ongoing.

Mr. Pedder understands the Board's concerns, but with the level of procurement that has taken place, APEX is highly expected to prepare another application for the PILOT.

Equipment Outlay and Request Form - Mr. Old asked if the Engineer's equipment request for a Rockhound Landscape rake in the amount of \$8,905 was in the budget. Hank responded that it wasn't and he suggested that the Engineer's Office finds the money in their own budget for this equipment instead of doing a budget modification for it. The Commissioners agreed and stated that they will approve the form contingent that the Engineer's Office is able to find the money in their budget.

On motion of Mr. Shoffner and second of Mr. Old, Board **changes the time of the May 11, 2023 Commissioner meeting from 9:30 a.m. to 11:00 a.m.**; Roll Call: All Aye

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution entering into an agreement with **Buehrer Group Architecture & Engineering, Inc.**; Roll Call: All Aye (#23-123 - providing HVAC upgrades at JFS)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution entering into an agreement with **Hart's Ambulette**; Roll Call: All Aye (#23-124 - providing non-emergency medical transportation services to residents at The Meadows at Osborn Park)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution entering into a Maintenance Agreement with **Micrographic Technology Services, Inc.**; Roll Call: All Aye (#23-125 - providing maintenance service on a ScanPro 1100 microfilm scanner for Clerk of Courts)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution entering into an agreement with **JP Petroleum Group**; Roll Call: All Aye (#23-126 - providing fuel management and dispensing equipment to Vehicle Maintenance Department)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution entering into a Service Maintenance Agreement with **Vasu Communications, Inc.**; Roll Call: All Aye (#23-127 - providing annual maintenance on equipment used by Sheriff's Office)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution entering into an agreement with **Summit Fire & Security/Protegis**; Roll Call: All Aye (#23-128 - fire suppression system panel replacement in records storage room at Services Center Annex Building)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution authorizing the County Auditor to make **budget modifications and supplemental appropriations** re General Operating Fund: County Court; Special Projects McGookey Fund; Conduct of Business - Probate Fund; Maui Sands TIF Fund; NAMI Ohio Grant 22 Fund; Roll Call: All Aye (#23-129)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution authorizing the County Auditor to make an **interfund transfer** re Erie County Sewer Fund; and Bay View Sewer Rev Bond Payment Fund; Roll Call: All Aye (#23-130)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution accepting and agreeing to the **Roadway Use, Repair and Maintenance Agreement ("RUMA")** by and between Erie County, Ohio acting by and through the Board of County Commissioners of Erie County, Ohio and on behalf of the County, the Erie County Engineer and its authorizing Townships and **Wheatsborough Solar, LLC**; Roll Call: All Aye (#23-131)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution executing payment of **Then and Now Certification** presented by the County Auditor pursuant to O.R.C. 5705.41(d)1, and authorizing the drawing of warrant(s) in payment of amounts due upon contract or order; Roll Call: All Aye (#23-132)

On motion of Mr. Shoffner and second of Mr. Old, Board adopts resolution **authorizing Memorial Day appropriations** under Section 307.66 of the Ohio Revised Code; Roll Call: All Aye (#23-133)

Board approves Revised Auditor's Certificate for **Frontline Staffing** in an additional amount of \$100,000 re providing staffing services for healthcare professionals at The Meadows at Osborn Park.

Board approves **Preliminary Estimate of Cost** in the amount of \$313,000 re 2023 Pavement Mark Program for County Engineer, Highway Department.

Board executes Proclamation re May 2023 as **Mental Health Awareness Month**.

Board approves Travel Request Form for **Kevin Cannon**, Regional Planning, attending e-STIP Workshop in Columbus, Ohio, on 5/10/23 at no cost.

Board authorizes expenses for **Ryan Opfer**, Sheriff's Office attending Field Training Office Program in Twinsburg, Ohio, on 7/18 - 7/20/23 in an estimated amount of \$700.00.

Board approves Travel Request Form for **Sidney Timko, Sam Siverling, Bobby Mancha and Chase Ryan**, Sheriff's Office, attending CORSA Correctional Based Training Seminar in Wadsworth, Ohio, on 5/23/23 at no cost.

Board approves Personnel Action Form for **DOES** re **David Schippel**, Chief Equipment Operator III - Landfill, involuntary disability separation effective 5/3/23.

Board approves Personnel Action Forms for **The Meadows at Osborn Park** re **Andrea McKillips**, full-time LPN, retirement effective 7/1/23; **Christopher Simonson**, full-time STNA, rate increase due to completion of probation effective 4/29/23; and **Bill Swander-Pollard**, full-time STNA, termination due to calling off/no call no shows effective 4/21/23.

Board approves Equipment Outlay and Request Form for **Engineer's Office/Highway Department** re Rockhound Landscape Rake in the amount of \$8,905.28.

Board approves Equipment Outlay and Request Form for **DOES - Water Division** re Generac Standby Generator in the amount of \$10,500.00.

Board approves Equipment Outlay and Request Form for **The Meadows at Osborn Park** re bathing system with whirlpool tub in the amount of \$17,175.00.

Board approves Request for Recruitment for **DOES - Landfill** re **Equipment Operator III** (internal posting).

Received letter from Health Department **requesting the Commissioners to place a renewal levy on the November 2023 ballot for the Health District's 0.3 mill renewal.** Board approves request and clerk to prepare legislation.

Received letter from Sheriff Sigsworth re estimate of \$250.00 to be charged on **gasoline credit cards** for the month of June 2023, per O.R.C. 301.27.

Received cover letter and copy of **Transportation of Prisoners Report** from Sheriff Sigsworth, per O.R.C. 325.07.

Received copy of 2/22/23 **Serving Our Seniors** meeting minutes, Director's Reports for January, February and March 2023.

Received copy of **Monthly Financial Report** for the month ending April 30, 2023, from Erie County Auditor, per O.R.C. 319.15.

On motion of Mr. Old and second of Mr. Shoffner, Board **recesses** into **Executive Session**, pursuant to O.R.C. 1211.22 (G)(1), to consider the compensation of public employees and to invite the following person: Auditor Rick Jeffrey; Roll Call: All Aye

On motion of Mr. Old and second of Mr. Shoffner, Board **reconvenes**; Roll Call: All Aye

On motion of Mr. Old and second of Mr. Shoffner, Board **adjourns** at 11:00 a.m.; Roll Call: All Aye