

THE BOARD OF COUNTY COMMISSIONERS OF COLUMBIANA COUNTY, OHIO,
MET IN REGULAR SESSION IN THEIR OFFICE IN THE COURTHOUSE, LISBON, OHIO
ON WEDNESDAY, JANUARY 27, 2010 AT 9:00 A.M.

ROLL CALL: MS. TRAINA, MR. HOPPEL, MR. BING

CLERK: SCHERRY WILSON

PRAYER WAS GIVEN BY MARY MCCARTNEY UNITED CHURCH OF CHRIST

Most Loving & Gracious Father -

Thank you for the generosity that enables us to be here this day in the name of Jesus Christ devoted to missions that benefit the community. We pray you bless this work & bless those who are participating in any way -

In the name of Jesus Christ we pray - Amen

Mary McCartney 1/27/2010
Licensed Minister - United Church of Christ

RE: MINUTES

Motion by Mr. Bing, seconded by, Mr. Hoppel to dispense with the reading of the minutes and the bills of the regular meeting of January 20, 2010 and approve them as written.

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: TRAVEL

Motion by Mr. Hoppel, seconded by Mr. Bing, to, approve travel as presented:

HUMAN SERVICES (2) FEBRUARY 1-2, 2010, AKRON \$75.00 (Buzzard, Jones)
HUMAN SERVICES (1) FEBRUARY 2, 2010, WOOSTER \$55.00 (Bardon)

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: THEN & NOW BILLS

Motion by Mr. Bing, seconded by Mr. Hoppel to approve Then & Now bills as presented.

AUDITOR	PO#434576	MANATRON	\$8,936.99
AUDITOR	PO#434577	MANATRON	\$4,866.91
DOG POUND	PO#434571	ANGELS FOR ANIMALS	\$5,477.00
COMMISSIONERS	PO#434794	MORRIS FINANCIAL	\$25,000.00
DOG POUND	PO#434571	ANGELS FOR ANIMALS	\$3,085.00
JUVENILE	PO#434422	SAFELY HOME	\$6,810.08
EMA	PO#435003	MMFG INC	\$22,082.17
AUDITOR	PO#434870	JOHN CLEMINSHAW	\$92,737.00
DEVELOPMENT	PO#435035	ASSURANCE LAND TITLE	\$9,865.50
HUMAN SERVICE	PO#434690	OJFSDA	\$4,746.25
HUMAN SERVICE	PO#434758	COMMISSIONERS	\$6,367.46
HUMAN SERVICE	PO#434589	PITNEY BOWES	\$35,000.00

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: AMENDED CERTIFICATE AND APPROPRIATIONS

Motion by Mr. Hoppel, seconded by Mr. Bing to; accept as presented by the Office of Budget Commission the Amended Certificate dated January 27, 2010 and the following appropriations:

CERTIFY:

L08	\$165.25	N09	\$13,021.85	T60	\$11,500.00	T49	\$100,000.00
W40	\$39,093.50						

APPROPRIATE:

L08-E-1002	\$165.25	N09-E-2103	\$18,750.00	T60-E-1008	\$11,500.00
T49-E-1008	\$100,000.00	W40-E-0002	\$24,678.00	W40-E-0008	\$3,700.00
W40-E-0009	\$370.25	W40-E-0010	\$3,207.00	W40-E-0011	\$2,498.00
W40-E-1212	\$3,294.50	W40-E-1012	\$1,347.75	B30-E-1009	\$8,500.00
B30-E-1000	\$376.05	E07-E-0002	\$10,000.00	E07-E-0008	\$1,400.00
E07-E-0009	\$600.00	E07-E-0010	\$6,000.00	E07-E-0011	\$1,000.00
E07-E-1000	\$5,000.00	E07-E-1009	\$20,000.00	E07-E-1010	\$12,647.69
I01-E-0002	\$50,000.00	I01-E-0008	\$6,000.00	I01-E-0009	\$250.00
I01-E-0011	\$800.00	I01-E-1000	\$1,100.00	I01-E-1001	\$3,000.00
I01-E-1010	\$5,600.00	I01-E-1011	\$4,500.00	I01-E-1012	\$2,500.00
I02-E-1013	\$300.00	I01-E-1017	\$450.00	I01-E-1780	\$6,500.00
I01-E-1781	\$50,000.00	I01-E-1782	\$25,000.00	I01-E-1783	\$2,000.00
I02-E-0002	\$23,000.00	I02-E-0008	\$2,600.00	I02-E-0009	\$650.00
I02-E-0011	\$1,000.00	I02-E-1000	\$800.00	I02-E-1003	\$600.00
I02-E-1009	\$4,000.00	I02-E-1012	\$1,800.00	I02-E-1017	\$200.00
I02-E-1786	\$800.00	T50-E-0002	\$10,000.00	T50-E-0009	\$100.00
T50-E-1000	\$800.00	T50-E-1001	\$3,000.00	T50-E-1010	\$1,500.00
T50-E-1011	\$200.00	T75-E-1010	\$400.00	P11-E-1010	\$7,000.00
S01-E-1010	\$3,322,072.15	S40-E-0002	\$3,849.68	S40-E-1009	\$460.00
S40-E-1013	\$200.00	S40-E-1003	\$500.00	S40-E-1010	\$878.51
S40-E-4042	\$25,160.90	T01-E-0002	\$5,777.90	T01-E-0008	\$1,617.78
T01-E-0009	\$167.52	T01-E-0010	\$1,793.77	L01-E-0999	\$9,000.00
L01-E-1000	\$500.00	L01-E-1010	\$2,000.00	L01-E-1012	\$1,000.00
L01-E-1019	\$1,000.00	P01-E-1002	\$13,318.84	Q02-E-1008	\$25,455.73
P00-E-1010	\$19,347.59				

REDUCE CERTIFICATE:

T37	\$1,219.68
T20	\$340.00

VOTE RESULTED:
 AYES: BING, TRAINA, HOPPEL
 NAYES: NONE
 MOTION CARRIED

 Commissioner Bing attended Multi County yesterday where he was reappointed as Finance Chairman.

Commissioner Traina announced that the CAA is going to be featured on CNN this Friday.

Commissioner Traina urges any organization that would like for the Commissioners to speak on behalf of the sales tax, to please contact them to set up an appointment.

RE: ADOPT RESOLUTION #4-2010 EXTEND DOG TAG APPLICATION PERIOD

Motion by Mr. Bing; seconded by Mr. Hoppel to, adopt Resolution #4-2010 extending the deadline for filing the application for dog tags until February 1, 2010.



COLUMBIANA COUNTY
Board of County Commissioners

Penny J. Traina, President
Jim Hoppel
Daniel T. Bing

RESOLUTION #4-2010

We the Board of Commissioners for the County of Columbiana, on this 27th day of January 2010, do hereby resolve to extend the deadline for filing the application for dog tags until February 1, 2010.

Penny Traina, County Commissioner

Jim Hoppel, County Commissioner

Daniel Bing, County Commissioner

1-27-10
Date

1-27-10
Date

1-27-10
Date

Courthouse • 105 S. Market St. • Lisbon, Ohio 44432 • Telephone: (330) 424-9511 • Fax (330) 424-5067

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: PERMISSION TO ADVERTISE SCRAP STEEL BIDS

Motion by Mr. Hoppel, seconded by Mr. Bing to; give permission to the county Engineer to advertise for bids on Project Control Number 223:2010, Scrap Steel. Bids will be opened on February 17, 2010 at 10:00 a.m., in the Commissioners Meeting room located at 105 S. Market Street, Lisbon. Advertisement will be in the Morning Journal February 3 & 10, 2010.

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: ADOPT RESOLUTON #5-2010 BROADBAND FOR AMERICA

Motion by Mr. Bing, seconded by Mr. Hoppel to, adopt Resolution #5-2010, resolving to work with Broadband for America and its members.



COLUMBIANA COUNTY
Board of County Commissioners
Penny J. Traina, President
Jim Hoppel
Daniel T. Bing

RESOLUTION #5-2010

WHEREAS, universal access to broadband is essential to the prosperity of America; and
WHEREAS, spurring broadband access and adoption in remote areas of the country will build a stronger foundation in which future generations can experience the benefits of broadband enabled technologies and will allow our country to reach its full potential; and
WHEREAS, the Columbiana County Commissioners therefore resolves to work with Broadband for America, and it's members, to achieve its primary goals of:
Educating policymakers and stakeholders on key fundamentals of how the Internet and wireless networks work;
Leading the policy discussion and driving the debate on how we as a nation can achieve broadband everywhere; and
Working with President Obama, key agencies like the FCC and NTIA, and congress to develop and promote policies that maximize access and adoption through increased investment in better and smarter wireline and wireless network technology.

Adopted this 27th day of January, 2010

Handwritten signatures of Penny Traina, Jim Hoppel, and Daniel Bing.

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: APPROVE LOAD LIMIT REDUCTIONS, LIVERPOOL TOWNSHIP

Motion by Mr. Hoppel, seconded by, Mr. Bing to, approve load limit reductions of up to 50% on the following roads in Liverpool Township:

- 1. TR 963 Annesley Road from CR 427 to the Township Line
2. TR 1082 Westfield Road from SR 267 to the Township Line
3. TR 3147 Winsor Drive from TR 3229 to TR 3148
4. TR 3148 Imperial Drive from TR 3147 to TR 3139
5. TR 3229 Kingsridge Road from TR 3147 to TR 3148
6. TR 3230 Queensway from TR 3229 to TR 3147
7. TR 3142 Curry Street from TR 3141 to TR 3133
8. TR 1129 Milton Street from TR 3133 to the Township Line
9. TR 3133 Crestview Drive from TR 3142 to TR 1129
10. TR 3106 Park Boulevard East from CR 436 to East Liverpool City Corp. Line
11. TR 1048 Stagecoach Road from Dead End to the Township Line
12. TR 3141 Armstrong Lane from TR 3142 to CR 435
13. TR 3216 McLaughlin Road from CR 427 to TR 3217
14. TR 3217 Zenith Court from TR 3216 to Dead End
15. TR 3232 Lantern Street from TR 3234 to TR 3216
16. TR 3233 Candle Street from Dead End to TR 3232
17. TR 3234 Lighthouse Court from Dead End to Dead End
18. TR 3198 7th Avenue, LaCroft, from TR 3201 to SR 267
19. Any other Township Road designated by the Liverpool Township Board of Trustees

VOTE RESULTED:
AYES: HOPPEL, BING, TRAINA
NAYES: NONE
MOTION CARRIED

RE: APPROVE FUND TRANSFER A00-S01-E-1462 TO Y86-Y86-R-2149, AUDITOR

Motion by Mr. Bing, seconded by, Mr. Hoppel to; approve a fund transfer from A00-S01-E-1462 to Y86-Y86-R-2149 in the amount of \$5,000.00 for PERS employers share/Civigenics.

VOTE RESULTED:
AYES: TRAINA, HOPPEL, BING
NAYES: NONE
MOTION CARRIED

RE: ESTABLISH NEW FUND B21, JUVENILE IDAT FUNDS

Motion by Mr. Hoppel, seconded by Mr. Bing to, establish new fund, B21 for Juvenile Courts IDAT funds.

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: LETTER OF SUPPORT, LITTLE BEAVER CREEK

Motion by Mr. Bing, seconded by Mr. Hoppel to; approve a letter of support for Lisa Butch and The Little Beaver Creek Land Foundation as they work to implement their Watershed Action Plan and address the environmental concerns in our watershed by applying for the Ohio Watershed Coordinator Grant.



COLUMBIANA COUNTY
Board of County Commissioners

Penny J. Traina, President
Jim Hoppel
Daniel T. Bing

January 22, 2010

Ohio Watershed Coordinator Grant Program
Attn: Greg Nageotte
ODNR, Division of Soil and Water Resources
2045 Morse Rd., Building B-3
Columbus, OH 43229-6693

Re: Little Beaver Creek Land Foundation for Ohio Watershed Coordinator Grant

Dear Greg Nageotte:

The Columbiana County Commissioners would like to express our support for Lisa Butch and the Little Beaver Creek Land Foundation (LBCLF) as they work to implement their Watershed Action Plan and address the environmental concerns in our watershed. The LBCLF has done excellent work protecting the Little Beaver Creek Watershed and has undertaken a number of projects that benefit the residents of the county. These efforts include providing cost share money to farmers installing agricultural best management practices, the reforestation of the Hellbender Bluff County Park, a community garden in Lisbon, and more.

The Ohio Watershed Coordinator Grant would allow Lisa and the LBCLF to continue to work towards the protection of the Little Beaver Creek and for the benefit of Columbiana County.

Sincerely,

Columbiana County Commissioners

Penny J. Traina
Penny J. Traina, President
Jim Hoppel
Jim Hoppel
Daniel T. Bing
Daniel T. Bing

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

RE: APPROVE CONTRACT WITH REA & ASSOCIATES

Motion by Mr. Hoppel seconded by Mr. Bing to, approve a contract agreement with Rea & Associates for Audit services. The contracted cost for the FY2009 audit will be a fixed, all-inclusive fee of \$83,475.00.

VOTE RESULTED:
AYES: BING, TRAINA, HOPPEL
NAYES: NONE
MOTION CARRIED

Chris Jacobs updated the Board of Commissioners on the recycling at the CCH Solid Waste District's Columbiana County recycling sites. The collections have increased just over 12.5% in 2009. A total of 2,036 tons of recyclable material was taken to the County's 20 drop-off recycling sites in 2009, compared to 1,809 tons in 2008.

RECESS UNTIL PUBLIC HEARING AT 6:00 PM

RETURN FROM RECESS AT 6:00 PM FOR PUBLIC HEARING ON SALES TAX

RE: PUBLIC HEARING 1% SALES TAX

Commissioner Traina opened the first Public Hearing on the 1% sales tax by explaining that the current tax will end 12/31/2010. In order to have no interruption in the collection, the renewal will have to go on the ballot in May.

Commissioner Traina asked if anyone had questions or comments on the sales tax?

George Tepsic of Salem asked if he could make a statement. He stated that he has been a proud resident of the county for 65 years. Mr. Tepsic lost respect for the Law Enforcement last August when he was arrested for scaring sparrows out of his garden. He was put on \$100,000.00 bond and was offered drugs, alcohol, and a hooker from Wellsville for \$5.00 while in jail. Mr. Tepsic stated "operate Columbiana County under state and federal laws and I will be 100% behind any of your sales tax."

Commissioner Hoppel stated that our jail is constantly monitored by the state and has passed with flying colors.

Loretta Price of Salem addressed the Board of Commissioners "What is the cost to put the tax on the Ballot again?"

Commissioner Hoppel "not a cost, all precincts will be open for this sales tax."

Loretta Price "This was on the November ballot and was voted down overwhelmingly 63% to 37% and was stated immediately after that in the paper that you were going to put it back on the ballot because you are under the impression or of the opinion, that the voters didn't understand what they were voting for. Bear in mind that these are the same voters that put you in office. I'm assuming that you mean the 63% that voted no, are the ones that did not understand. I would suggest to you that it may be the 37% that voted yes that did not understand what they were voting for."

Commissioner Traina replied: The opinion of the Commissioners at that time, we did have some ballot language issues and the language did state that the tax was an additional tax, the tax was a renewable tax and that's what we are referencing. We felt that there was a language issue in the documentation that was prepared for the ballot. That was what we were trying to get across to the voters."

Loretta Price "I understand what your saying. What you were asking us to vote on was a renewal of a temporary additional tax. We voted No and here it says is this a new tax? And you said "No it is not. Well I'm sure that you know that Mahoning county election board just ruled that they must use that terminology because it is in addition to the state allowed sales tax."

Commissioner Hoppel "No, it isn't. We are allowed a total of 1 1/2% and if we renew this 1%, it will total 1 1/2%."

Loretta Price "Have you asked for the ruling from the election board yet about the language?"

Commissioner Hoppel "No, we can't ask until we do a Resolution and send it to the election board and they will send it down with our recommendation."

Commissioner Traina "We must have 2 Public Hearings then pass a Resolution at that time, we can ask for the language."

Since this issue was on the ballot in November, I take great umbrage with you putting it back on the ballot so soon, the people voted overwhelmingly against this. This is what angers people is that when you put it back on the ballot its like your ramming it down our throats where your going to vote and vote and vote until we vote the way you want it.

Commissioner Hoppel "We are elected to properly run this county and you have the option of voting for it or against it but if we do not put this on the ballot when we know there is no way we can operate the county without it. It is 44% of our general fund budget you take 44% out of the budget and there is no way we can properly run this county anyways close to efficiency without that 44%."

Loretta Price "The other thing I would like for you to consider, before you put this back on the ballot it was released today, that Ohio is #47 out of 50 states with an increase in income. People are losing their jobs their incomes are decreasing in many cases. There are 46 other states income that has increased more than Ohio so keep this in mind."

The county government is the product of the State. Probably 90% of what we do is controlled by ORC, which is set by the state. We can't say we are not going to house our prisoner. We can't say we are not going to take care of our unruly juveniles. We can't say we were not going to furnish money for the indigent care, people that get into trouble and need an Attorney. We can't say we were not going to do that. We are regulated by the State of what we have to do. If we could get out of some of these things, we would sure try.

Faye Heiss "I have lived in areas where they had the same situation of the 1% sales tax that never went away, if you are going to make it permanent, make it permanent and put that on the ballot because that's, what are you going to do in another 5 Years you will have to do that again. It is never going to go away."

We talked to people of what they preferred and they like to have it ever 5 years so they have the opportunity to vote on it. I know what your saying, I understand that. Back about 2001 or 2002 we told the citizens if they would pass the 1% sales tax, we would give back the 2 mills of inside millage on your real estate taxes because we felt that the sales tax was a fairer tax than 2 mill of inside millage. That 2 mills means to the county about 3 million dollars so we gave back 3 million to get 8 million so the 8 million wasn't a total gain it was a gain of 5 million.

Have you all thought of doing what we have to do, tighten the belt?

Hoppel, I just explained that, I don't think there is an office in here that doesn't have less people than it did 10 years ago. Everybody has cut back. There are things the State requires us to do. We spent \$928,000.00 to house juveniles, \$3,200,000.00 a year housing our prisoners; we spend \$420,000 a year for indigent these are mandated services.

Commissioner Bing "That is money we have to account for that we have to take care of this problem. If people would behave themselves there wouldn't be drugs in the county, we wouldn't have the big problem. We cut our budget from the past 10 years from 22 million down to 17.1 million, we have cut back in every department."

Duke Bennett At this point and time our economy is trashed and were looking at our federal economy. Our whole economy is going to be bankrupt in the next couple of years and you're expecting people on unemployment to pay these taxes? We are losing jobs and your wanting to ask more money from us? We have already voted this tax down we can't afford it right now. You brought up a good point why do we have these criminals? Because, they don't have jobs. Why do we have criminals? Because they don't have jobs.

Mr. Hoppel: I'm going to repudiate what you just said our unemployment is the highest as it has been in years and our population at the jail is the lowest its been in years so that statement is not true.

Commissioner Bing: I believe it starts with the family.

Duke Bennett: We have destroyed the family in our State. We have taken God out of our schools, out of our county buildings out of our state buildings. When we take god out of the picture you wonder why we have these animals running the streets.

Commissioner Hoppel: We don't control that but I will tell you that we open every one of our meetings, every Wednesday morning; we have a Pastor come in and give a prayer.

Duke Bennett: If someone doesn't stand up for God in his position in the society, then our society is going to hell.

Commissioner. Hoppel: You are talking to the choir here. We agree with what you are saying but as a county government we don't have any control of what the schools teach.

Duke Bennett Well then you better find someone and get some.

Commissioner. Hoppel: We aren't given that control.

Duke Bennett: We can't afford this tax. We already voted and said that we don't want the tax. What happened to we the people? Don't you guys listen to us?

Commissioner Hoppel "Yes, that is why we put it back on the ballot." Like I said, The County cannot run without it.

Commissioner Bing: When I ran for office the first time the county was in dire straights. We were in a dilemma whether to put the 1/2% sales tax on or go down, now if we would have went down, we would have went into state receivership. During that time we have cut our costs. We operate on a bare minimum. I'm going to be blunt if the sales tax goes down then we will probably go to receivership. What shuts down if this happens? Village, city, and township governments will shut down. Taxes will go up, crimes will go up. We need to take care of the people first and we do that by the 1 1/2% sales tax. We all pay the sales tax. We do the best we can with what we are given. The people from Mahoning County, Pennsylvania, and West Virginia also pay the sales tax.

Duke Bennett We can't get anything to come into Calcutta. We have all that land and nothing will come in.

Wayne Herrod: You mentioned about people coming in from other counties to buy things here. Comparison wise, what are their sales tax?

Commissioner Bing: I know Stark County is 1 1/2%, Mahoning is operating on a 1 1/2 %, everyone in this area are 1 1/2 %.

Wayne Herrod: You mentioned about the state mandating certain services that you perform. I talked to Dave Cramer a few years ago and he said that the federal government is responsible for mandating a lot of services. How does that work?

Commissioner Traina: It is stipulated by the Ohio Revised Codes.

Wayne Herrod: I think we as citizens and elected officials ought to work together to start asserting local rights. Here is some information on the 10th amendment.

Fred Heiss: "I saw what taxes did to Detroit, it destroys a city." Anyone who wants to take a drive with me, I will show you. Mr. Heiss expressed concern about all the new schools that are being built at taxpayers' expense. Taxes destroy revenue.

Faye Heiss: Charlie Wilson's gotta go, Number one."

Commissioner Bing: "I'm not going to say anything against Charlie Wilson but I'm not very happy about what he's done. That's off the record."

Wayne Herrod: "Not enough people are getting involved."

Commissioner Hoppel: How many Federal or State taxes do you get to vote on?

Loretta Price: "Limited government limited taxes, that is what you are feeling tonight."

Commissioner Hoppel: "In this situation, you are punishing yourself for taxes that the federal government and state government is putting on. Where do you get the most good out of your taxes? Right here in the county."

Commissioner Traina: Is there anyone else that would like to make a comment? On behalf of the board, we would personally like to extend our sincere appreciation for you coming out tonight and sharing your opinions and your views we certainly appreciate it more than you know, we didn't have much participation in August and November so we want to hear from the people and we do appreciate your comments and I would have to say that they are very passionate and from your heart.

Commissioner Hoppel: We agreed with probably 98% of what you said

