

Commissioners' Journal
February 23, 2021

The Geauga County Board of Commissioners met in session on February 23, 2021 at 9:30 a.m. in the Commissioners' Chambers located at 470 Center Street in Chardon, Ohio.

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 County Commissioners that resulted in such formal action were open to the public and were in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

The President of the Board, James W. Dvorak opened the meeting at 9:34 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

Commissioner Dvorak read the following prayer:

Heavenly Father,

Let us pray for Hope during this Pandemic. As of last night, Geauga County has lost 129 people due to Covid.

Pray for those who are overwhelmed by anxiety and stress.

For all those who have survived!

For all the first responders.

For the Doctors, Nurses and all the Health Care professionals.

For the greater appreciation and Love of all Humanity.

For Calm in the midst of fear.

For Grace to overcome adversity.

For Hope in times of despair.

Please strengthen us in this time of need.

Inspire us Hope for a Brighter Future!

Amen

MEETING MINUTES

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the minutes for the meeting of February 2, 2021.

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>Aye</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

COMMISSIONERS OFFICE – CONTRACT MAINTENANCE FORM #1 – INCREASE CONTRACT – GUARANTEED MAXIMUM PRICE, PHASE #1 CONTRACT – DONLEY'S INDEPENDENCE, LLC – INCLUDE GUARANTEED MAXIMUM PRICE, PHASE #2

County Administrator Gerard Morgan explained that this contract maintenance form is to combine the GMP Phase #1 and Phase #2 into the total price of the contract.

Motion: by Commissioner Lennon, seconded by Commissioner Spidalieri to approve and execute Contract Maintenance Form #1, increasing the Guaranteed Maximum Price, Phase 1 (GMP#1) Contract with Donley's Independence, LLC to include Guaranteed Maximum Price, Phase 2 (GMP#2) in the amount of \$17,423,837.00 for the total contract amount of \$26,303,842.00.

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>Aye</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

APPROVE FINANCIALS

Budget and Finance Manager Adrian Gorton explained the financials for today as including a Supplemental Appropriation for the Commissioners' Office in the Capital Reserve Fund to be able to pay building inspection fees for the new County Office Building; Cash transfers from the General Fund to the 9-1-1 Program and Court Technology for a portion of their 2021 funding; a Cash transfers to and from various funds for the 2021 Workers Compensation Premium payment which included the distribution of \$1,609,664.63 of credits received from the BWC in 2020; a Purchase Order for the Commissioners Office to Donley's Independence LLC to increase the Guaranteed Maximum Price, Phase #1 (GMP#1) to include Guaranteed Maximum Price, Phase

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#2 (GMP#2) in the amount of \$17,423,837.00 for the total contract amount of \$26,303,842.00; a payment for the Commissioners Office to Trumbull County for our share of the 2020 Court of Appeals Expenses in the amount of \$26,639.24; a payment for the Commissioners Office to Donley's Independence for pay request #3 on the new County Office Building project, GMP Phase #1 in the amount of \$825,710.57, and a payment for the Common Pleas Court Technology to Cable Communications for IP cameras and installation in the County Court House in the amount of \$98,559.73.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #21- itemizing the financials for the meeting of February 23, 2021.

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>Aye</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

ADP BOARD – KINETIC BUSINESS BY WINDSTREAM, AMENDMENT TO WINDSTREAM AGREEMENT – INSTALL AND PROVIDE SERVICE TO NEW COUNTY OFFICE BUILDING

Mr. Morgan explained that this amendment with Windstream is to install and provide services at the new building.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Kinetic Business by Windstream, Amendment to the Windstream Agreement to install and provide services for the new Geauga County Office Building for a period of thirty-six (36) months in the monthly amount of \$3,171.00.

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>Aye</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

COUNTY ENGINEER'S OFFICE – RESOLUTION TO ORDER RESURFACING OF WASHINGTON STREET – EXECUTE TITLE SHEET – SET BID OPENING

Deputy Engineer Shane Hajjar explained that we are moving forward on Washington Street, this is a large scale project that includes rehabilitation of the storm sewer system that runs on the south side. The plans include to remove the curb, replace the storm sewer with open or enclosed ditches, paving the north side shoulder to put the road more on its true survey centerline, and will be twenty-six feet wide and on the very eastern end by State Route 44 will have curbs and give it the commercial feel. This section will be from Bainbridge Road all the way to 44, for a total of 3.2 miles. Commissioner Lennon inquired about the history and when it became County, to which Mr. Hajjar noted that it used to be US 422 and sometime in the 60/s/70's when they built the interstate, noting that the original road is 18 feet wide, concrete base with asphalt overlay. Mr. Hajjar noted that sometime they added 10 feet to the south side to widen and those improvements haven't held up. Mr. Hajjar noted that they have been keeping it together but it's time to get it taken care of. There was a brief discussion about this project not having any NOACA funding in it, however the remainder will be Federally funded, there will be 3 projects in total on Washington Street, this first section is a local funded project, Chagrin Falls / South Russell Village line to State Route 306 in 2022 and then from 306 to Bainbridge Road in 2023. Mr. Hajjar noted that the estimate for this section is \$2.9 million, which is less than originally estimated due to extra federal cost inflators being removed since the project will be locally funded. The reconfiguration of the intersection of Bainbridge and Washington Street hopes to be complete in 2022 or 2023, as they are pursuing federally funding.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #21-022 to Order the Asphalt Resurfacing of Washington Street (CH 0606, Sections F-J) in Auburn Township.

This Resolution also requests the Board approve and execute the Title Sheet of the Specifications for the same.

Further, this Resolution sets a Bid Opening for Wednesday, March 24, 2021 at 2:00 p.m. Notice of this Bid Opening will be advertised on February 25, 2021 and on the county website.

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Board of County Commissioners, Geauga County, Ohio

Date: February 23, 2021
Resolution: #21-022

**RESOLUTION TO ORDER THE ASPHALT RESURFACING OF
SECTIONS F-J OF WASHINGTON STREET
IN AUBURN TOWNSHIP**

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 17-139 that the public convenience and welfare requires the improvement of Washington Street from Bainbridge Road (CH-11) to Ravenna Road (S.R. 44) in Auburn Township by grading, paving, draining, widening, constructing and reconstructing the bridges, culverts, and guardrail as necessary or otherwise improving the same in accordance with Section 5555.06 of the Ohio Revised Code; and

WHEREAS, lands were taken relative to the improvements; and

WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof and no special assessments shall be collected to fund this improvement; and

WHEREAS, the Geauga County Board of Commissioners, after reviewing the plans with the County Engineer in public session, is satisfied that the public convenience and welfare require that said improvement be made.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners in accordance with Section 5555.13 of the Ohio Revised Code hereby orders that such improvement proceed.

BE IT FURTHER RESOLVED that the Board of County Commissioners in accordance with Section 5555.022 of the Ohio Revised Code hereby approves the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from local and/or state funding sources in accordance with Section 5555.43 of the Ohio Revised Code.

BE IT FURTHER RESOLVED that the Clerk of the Board of County Commissioners is hereby ordered to let this project for bids in accordance with Section 5555.61 of the Revised Code. The bids shall be let upon a unit price basis. Bids shall be received until 1:45 PM and opened and read aloud at 2:00 PM on Wednesday, March 24, 2021.

BE IT FURTHER RESOLVED, that the Clerk of Geauga County Board of Commissioners is hereby instructed to transmit a certified copy of this resolution to the Auburn Township Board of Trustees and the Geauga County Engineer.

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>Aye</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

There was a brief discussion about their project budget for the year and how much funding they have received or will be receiving from NOACA but also OPWC. Mr. Hajjar noted that NOACA helped with the safety funding for the buggy lane project.

**PROBATE / JUVENILE COURT – AMENDMENT FORM/FISCAL ACCOUNTABILITY #1 –
FY2021 OHIO DEPARTMENT OF YOUTH SERVICES GRANT**

Mr. Morgan explained that this is an amendment to the DYS grant for 2021 for a realignment of funds due to recent salary increases.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute Amendment Form/Fiscal Accountability #1, Attachment A, Page 2 of the FY2021 Ohio Department of Youth Services (DYS) Grant for a realignment of funds to adjust for slight changes in estimated salary adjustments.

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>Aye</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

DEPARTMENT OF WATER RESOURCES – MERIT INCREASE – DAVID OSBORN, II - OPERATIONS MANAGER

Director Steven Oluic asked the Board to approve a merit increase for Mr. Osborn, noting that this was something previously discussed in Executive Session.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve a Merit Increase for David Osborn, II, Operations Manager from Grade 12, Step 2 at \$36.59 per hour to Grade WR12, Step 3 at \$37.80 per hour to be effective February 21, 2021 (Payroll #5).

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>Aye</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

COMMISSIONERS' OFFICE – ACKNOWLEDGE LETTER REQUESTING INCREASE TO CAP – ROETZEL AND ANDRESS – REPRESENTATION OF JUDGE GRENDALL- EXECUTE ACCEPTANCE

Mr. Morgan explained that this is the request from Mr. Funk for the increase in the cap for the representation of the Judge against the Auditor. Mr. Morgan stated that based on the letter from the end of December, he has used just under \$14,000.00 but with the mediation stating that the Supreme Court needs to decide. There was discussion about the Auditor's Office coverage from CORSA is at about \$22,000.00 and is close to also reaching the cap of \$27,500.00 that has a \$2,500.00 deductible and once reached the County will have to cover. Mr. Morgan anticipates we will see a request for an increase from the Auditor's Attorney. Mr. Morgan expressed that there is a conflict in the law and that is why the Supreme Court needs to decide, which one can hope that once that is made we can move forward.

Motion: by Commissioner Dvorak, seconded by Commissioner Lennon to acknowledge the letter from Roetzel and Andress requesting an increase in the cap for the Legal Representation of Geauga County Probate/Juvenile Court Judge Timothy Grendell and approve an increase in the amount of \$10,000.00 for a new, not to exceed amount of \$30,000.00, unless prior approval by the Board of Commissioners and further authorize the President of the Board to execute the acceptance of the increase.

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| <i>Roll Call Vote:</i> | <i>Commissioner Spidalieri</i> | <i>No</i> |
| | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |

ACKNOWLEDGEMENTS

- a) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending February 10, 2021 as required by O.R.C. 955.12.*

OTHER

The Board reviewed upcoming events. The brick mock up starts at the County Engineer's garage.

MEETINGS

Tue., 2/23 Brick Mock Up and Site Tour, 1:00 p.m. County Office Building

Mon., 3/1 Board of Revision, 9:00 a.m. Auditor's (via Webex)

Tue., 3/2 The Commissioners will hold regular session at 9:30 a.m.

Wed., 3/3 Special Planning Commission, 7:30 a.m., 470 Center St. Building #1C, Conference room (Webex)

Tue., 3/9 Planning Commission, 7:30 a.m., 470 Center St. Building #8 meeting room

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Tue., 3/9 The Commissioners will hold regular session at 9:30 a.m.

*Fri., 3/12 NOACA, Meet and Greet, 8:00 a.m., Board of Directors meeting, 9:00 a.m.,
Cleveland*

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to adjourn the
meeting at 9:57 a.m.*

Geauga County Board of Commissioners

James W. Dvorak

Timothy C. Lennon

Ralph Spidalieri

Christine Blair, Commissioners' Clerk

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