

Commissioners' Journal
July 27, 2021

The Geauga County Board of Commissioners met in session on July 27, 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 9:33 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

Commissioner Dvorak read the following prayer:

*A prayer for today
Father God, your word promises that you will guide me if I seek you
Show me how to order my time
And arrange my schedule to accomplish your will
In Jesus name.
Amen*

COMMISSIONERS OFFICE - COUNTY ADMINISTRATOR'S REPORT

County Administrator Gerard Morgan reported on the items approved by the County Administrator on July 20, 2021 for the Department on Aging approved an unpaid leave of absence for Laura Fay, Recreation and Education Assistant for the period July 12 2021 through July 14, 2021 due to illness. This will extend her probationary period by three days; and approved an unpaid personal leave of absence for Hannah Heinz, Recreation and Education Assistant for thirty-two hours due to previously planned vacation on July 30, 2021 and the period August 11, 2021 through August 13, 2021. This will extend her probationary period by four days, thirty-two hours; for Maintenance accepted the retirement resignation of John Benbow, Senior Trades Mechanic to be effective September 3, 2021; Granted permission to advertise for the position of Full-time Senior Trades Mechanic (#1905). This position will remain posted until filled; and for Transit approved an unpaid personal leave of absence for Joseph Kuzma, Full-time Driver for up to twenty-four hours during the period July 20, 2021 through July 23, 2021; as authorized by Resolution #21-003 under the direction and supervision of the County Commissioners that was approved January 5, 2021 pursuant to O.R.C. 305.30.

APPROVE FINANCIALS

Budget and Finance Manager Adrian Gorton explained the financials for today as including an Appropriation transfer from the Commissioners Capital Transfers to Legal Fees Special Counsel – General account to pay for upcoming legal fees due to exceeding the CORSA coverage limit; Appropriations transfer to the Sheriff for miscellaneous reimbursement and web-checks deposited into the General Fund; a Cash transfer out of the General Fund to the Liability Self Insurance fund to cover future CORSA deductibles; a Cash transfer out of the General Fund to Community Development, Board of Elections and Metzenbaum for the 2nd Quarter 2021 interest transfer; an Encumbrance increase for the Commissioners to Donley's Independence for change order #3 for elevator and emergency power upgrades; Travel requests for the Engineer's Office, the Recorder's Office and Water Resources; a payment for Community Development to Neighborhood Development Services, Incorporated for services rendered assisting in the completion of the 2019 Block Grant programs in the amount of \$13,943.04; a payment for Water Resources to TRAX Construction Company for pay request #7 on the Chardon Township Wastewater Treatment Plant and collection system project in the amount of \$195,000.00; a Revenue Certification from Community Development in their Block Grant fund for additional revenue to be received this year; and a Revenue Certification for the Solid Waste District in their Recycle Ohio Grant for additional revenue to be received this year.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #21-097 itemizing the financials for the meeting of July 27, 2021.

<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>

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COMMON PLEAS COURT / ADULT PROBATION – OHIO DEPARTMENT OF REHABILITATION AND CORRECTION SUBSIDY GRANT AGREEMENT – TARGETED COMMUNITY ALTERNATIVES TO PRISON (T-CAP)

Adult Probation Officer Nicole Walker asked the Board to execute the Subsidy Grant agreement for the T-CAP program.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Ohio Department of Rehabilitation and Correction Subsidy Grant Agreement for Targeted Community Alternatives to Prison for FY 2022 and FY 2023 in the amount of \$284,023.00.

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

DEPARTMENT ON AGING – ADVERTISE POSITION – FULL-TIME RECREATION AND EDUCATION ASSISTANT (#1005)

Internal Operations Manager Karen Stone asked the Board to advertise for a Full-time Recreation and Education Assistant.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to grant permission to advertise for the position of Full-time Recreation and Education Assistant (#1005). This position will remain posted until filled.

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

DEPARTMENT OF DEVELOPMENT (COMMUNITY & ECONOMIC) – NOTICE TO PROCEED – MILLSTONE MANAGEMENT GROUP – WOMENSAFE PROJECT

Director Martin Castelletti asked the Board to execute the Notice to Proceed for Millstone Management Group for the Womensafe Project.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Notice to Proceed for Millstone Management Group for the Womensafe Project under Grant #B-F-19-1AZ-1.

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

DEPARTMENT OF DEVELOPMENT (COMMUNITY & ECONOMIC) – AWARD BID – ACQUIRE FIRE PROTECTION – MAPLE LEAF RESIDENCES PROJECT

Mr. Castelletti asked the Board to award the bid to Acquire Fire Protection for the Maple Leaf Residences project.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to award the Bid to Acquire Fire Protection for the Maple Leaf Residences Project under Grant #B-F-19-1AZ-1 in the amount of \$59,569.06 as they represented the lowest and best bid.

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

DEPARTMENT OF WATER RESOURCES – APPROVE SUBMISSION OF CREDIT CARD APPLICATION – GEAUGA CREDIT UNION – VISA FOR TRAVEL

Fiscal and Personnel Specialist Kathleen Miller asked the Board to approve the submission of a credit card application to the Geauga Credit Union for travel purposes with a credit limit of \$5,000.00.

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Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve the submission of a credit card application to the Geauga Credit Union for a Visa for travel purposes with a requested credit line of \$5,000.00.

<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 – AMEND MOTION FROM JUNE 22, 2021 – CORRECT AMOUNT AND TOTAL AWARD – ENVIRONMENTS 4 BUSINESS, LLC FOR FF & E CONTRACTOR FOR COUNTY OFFICE BUILDING

Mr. Morgan explained that there was a mathematical error when the deducted amount of 5 % was done for the Furniture Bid for the new building, so this is to correct that amount and the numbers are still under estimate.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to amend the motion from June 22, 2021 to correct the discount amount and total award to read: award the Bid to Environments 4 Business, LLC for the FF & E Contractor for the County Office Building in the amount of \$608,815.15 for Package A (Chairs, Tables and Upholstery), \$638,988.06 for Package B (Offices and Workstations) and \$60,124.34 for Package C (Metal Storage Shelving) with a Discount amount .5% (\$6,539.64) for a total award of \$1,301,387.91.

<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 – REQUEST FOR PARTIAL PAYMENT #9 – DONLEY'S INDEPENDENCE, LLC – COUNTY OFFICE BUILDING

Mr. Morgan asked the Board to approve pay request #9 for Donley's on the county office building.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Request for Partial Payment #9 for Donley's Independence, LLC for the Geauga County Office Building, GMP Phase #1 and #2 in the amount of \$1,646,147.31.

<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 – APPOINT – LIBRARY BOARD OF TRUSTEES

Mr. Dvorak stated that they reviewed four candidates, is there a motion.

Motion: by Commissioner Spidalieri, seconded by Commissioner Dvorak to appoint Kristen Brickman to the Geauga County Public Library Board of Trustees for a seven-year term, July 27, 2021 through June 30, 2028.

<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 – EXECUTIVE SESSION

Motion: by Commissioner Dvorak, seconded by Commissioner Lennon to move into Executive Session for the purpose of discussing Pending Litigation.

<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>

The Board moved into Executive Session at 9:42 am. with Prosecutor Jim Flaiz and Assistant Prosecutor Laura LaChapelle. The Board returned at 11:00 a.m. Mr. Flaiz noted that there is

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no action with the Pending Litigation, however the Court has scheduled a pre-trial meeting for the Pre-Trial with the matter pending with the City of Chardon.

DISCUSSION ON BOARD OF ELECTIONS REQUEST FOR OUTSIDE COUNSEL

Mr. Flaiz stated that the pending issue with the Board of Elections has requested outside counsel and were specific on an Attorney with a rate of \$300.00 per hour. Mr. Flaiz stated that his office cannot represent the Board of Elections because we are assisting on the building. You can file a joint application with the counsel they requested or under the law you can solicit proposals for represent the Board of Elections to see if you can get a better rate or closer counsel than Columbus.

Mr. Lennon inquired about a letter that was to be sent to the Board of Elections regarding more specifics on the request. Mr. Morgan stated that he had finalized the letter that morning but had not sent it yet. Mr. Lennon stated that he felt that like with the Juvenile Court that the counsel is for a specific purpose and have a cap placed on it so they have to request additional funding. Mr. Flaiz stated that you can clarify the scope of representation. Mr. Flaiz asked the Board what they wanted him to do, file a joint application for the attorney they requested or a motion to seek proposals from other firms for rates to represent the Board of Elections.

Motion: by Commissioner Spidalieri, seconded by Commissioner Dvorak to request the Prosecutor to solicit proposals from Attorneys for rates for outside counsel to represent the Board of Elections.

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

Once we get the proposals back we can set a limit and review as the counsel is used, which keeps the amounts public what is being spent. Mr. Lennon expressed his frustration about all of this, based on the changes they have made, taking them on the tour, bending over backwards and then turning around and doing this. Mr. Flaiz expressed that there is challenge with communication with all the change in staff and so maybe having an outside counsel will give a us a point person to communicate with.

ACKNOWLEDGEMENTS

- a) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending July 14, 2021 as required by O.R.C. 955.12.*

OTHER

The Board reviewed upcoming events.

MEETINGS

Tue., 8/3 The Commissioners will hold regular session at 9:30 a.m.

Mon., 8/9 Board of Revision, Auditor's Office at 9:00 a.m.

Tue. 8/10 Planning Commission, 7:30 a.m. 470 Center Street, Building #8 meeting room

Tue., 8/10 The Commissioners will hold regular session at 9:30 a.m.

Tue., 8/10 The Commissioners will tour the County Building Site

Fri., 8/13 NOACA, Finance & Audit 8:30 a.m., Governance 10:00 a.m. and Executive 11:30 a.m., Cleveland

The Board had a brief discussion with some of the residents in attendance that through a program at their church has gotten them to become interested in government, community and encouraged them to get involved.

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BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to adjourn the meeting at 11:12 a.m.

Geauga County Board of Commissioners

James W. Dvorak

Timothy C. Lennon

Ralph Spidalieri

Christine Blair, Commissioners' Clerk

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