

Commissioners' Journal
August 31, 2021

The Geauga County Board of Commissioners met in session on August 31, 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 9:38 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

Commissioner Dvorak read the following prayer:

*Dear Heavenly Father,
Today we would like to pray for the Parents, Family and Friends of 13 Military soldiers who were killed on August 26 in a bombing in Afghanistan.*

An Ohioan, age 22, Maxton William Soviak, medic in the United States Navy was taken. To his parents; Hold on to his memory and know that they are there with you always They walk beside us every day, unseen, unheard but always near

*"All Powerful God"
We honor today those men and women
Our sons and daughters,
Husbands and wives,
Fathers, brothers, sisters, mothers
Who have laid down their life for their country
Whether weary or emboldened, quiet or defiant
Vulnerable or ready when You called them home
Their sacrifice is too humbling for words
Except these uttered in prayer
Loving Lord, bless them forever in Your eternal peace
Cherish their spirit, honor their commitment
Send them our love
And will never forget the service that they gave*

*For those who disrespect our Flag,
Have never been handed a folded one!
Amen*

MEETING MINUTES

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the minutes for the meeting of July 13, 2021.

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

**Commissioner Spidalieri was absent from this meeting.*

APPROVE FINANCIALS

Budget and Finance Manager Adrian Gorton explained the financials for today as including an Appropriations transfer from the Commissioners' Miscellaneous Capital Transfers account to the Commissioners' and the Building Department's equipment line items for new copiers; Travel request for the Commissioners' Office; a Contract PO for Community Development to Acquire Fire Protection, Incorporated for the CDBG Block Grant to install 21 fire suppression system hoods; a payment for the Commissioners' Office to Donley's Independence Incorporated for pay request #10 for the new County Office building project in the amount of \$1,253,639.85; a payment for the County Engineer's Office to Eclipse Co, LLC for pay request #1 on the Asphalt Resurfacing of Washington Street, Sections F-J in the amount of \$324,042.60; and a Revenue Certification for the Auditor's Office for the first receipt of Federal Grants from the American Rescue Plan (~\$9.1M).

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Motion: by Commissioner Lennon, seconded by Commissioner Spidalieri to approve and execute Resolution #21-108 itemizing the financials for the meeting of August 31, 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>

COUNTY ENGINEER'S OFFICE – OHIO PUBLIC WORKS COMMISSION, APPENDIX E – DISBURSEMENT REQUEST #1 – FINAL – THOMPSON ROAD BRIDGE

Deputy Engineer Nick Gorris asked the Board to authorize Mr. Lennon to execute the OPWC Disbursement request and final for the Thompson Road Bridge replacement.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize Timothy C. Lennon, member and Chief Executive Officer to execute the Ohio Public Works Commission (OPWC), Appendix E – Disbursement Request Form and Certification #1 and Final in order to release funds from the State portion of our OPWC Grant for the Replacement of the Thompson Road Bridge (Structure #0007-01.100) in Thompson Township in the amount of \$34,240.00.

<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>

PLANNING COMMISSION – REPLAT – RIVERS EDGE SUBDIVISION – BAINBRIDGE TOWNSHIP

Director Linda Crombie explained that this replat is for Rivers Edge Subdivision for two property owners to do a lot line adjustment due to a house over the property line and are transferring property to each to clear up on the lot line. The septic was reviewed and any issues were resolved. This needed to be cleared up before the sale of the house.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Rivers Edge Subdivision Replat of Sublots 121 and 122, creating Sublots 121-R and 122-R in Bainbridge Township.

<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>

PLANNING COMMISSION – REPLAT – CLOVERIDGE SUBDIVISION – RUSSELL TOWNSHIP

Ms. Crombie explained that this is a replat for a consolidation of two sublots, as the property owner purchased the second subplot and tore the house down, adding that they discussed the abandonment of the water and septic with the health district. Ms. Crombie stated that this will create a new subplot 32-R.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Re-Plat of Cloveridge Subdivision No 2, Re-Subdivision, of Sublot 31 and Sublot 32 to Create Sublot 32-R in Russell Township.

<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 ON AGING – SPECTRUM BUSINESS STATE OF OHIO SERVICES QUOTATION, AMENDMENT 1, MASTER SERVICE AGREEMENT – TIMEWARNER ENTERTAINMENT

Director Jessica Boalt explained that this contract is for Spectrum for their internet services and was originally for the West Geauga Plaza and with the change in location this is an amendment to the contract.

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Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Spectrum Business State of Ohio Services Quotation, Amendment I, to the Master Service Agreement by and between TimeWarner Entertainment and the State of Ohio, Department of Administrative Services for a change of service address to the Cedar Road, Chesterland location for internet services with a onetime installation fee of \$49.00 and a month to month rate of \$49.99.

Roll Call Vote: Commissioner Spidalieri Aye
Commissioner Lennon Aye
Commissioner Dvorak Aye

DEPARTMENT OF DEVELOPMENT (COMMUNITY & ECONOMIC) – 2019 COMMUNITY DEVELOPMENT PROGRAM AMENDED SCOPE OF WORK AND BUDGET -#B-F-19-1AZ-1

Mr. Morgan explained that this is for the 2019 CDBG grant to extend the date of completion to finish up the projects.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Office of Community Development 2019 Community Development Program Amended Scope of Work and Budget for Grant #B-F-19-1AZ-1 to extend the date of completion deadline until January 31, 2022.

Roll Call Vote: Commissioner Spidalieri Aye
Commissioner Lennon Aye
Commissioner Dvorak Aye

DEPARTMENT OF WATER RESOURCES – CONTRACT AGREEMENT – VIKING INDUSTRIAL PAINTING, LLC

Mr. Morgan asked the Board to execute the contract with Viking Industrial for the water towers painting project, adding this is for both towers, the one by the hospital and the other in Bainbridge. The towers are done about every six to ten years.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Contract Agreement with Viking Industrial Painting, LLC for the Geauga County Water Towers Painting and Improvements in the amount of \$437,900.00.

Roll Call Vote: Commissioner Spidalieri Aye
Commissioner Lennon Aye
Commissioner Dvorak Aye

COMMISSIONERS' OFFICE – ONE-TIME WAIVER SECTION 125 PLAN – QUALIFYING EVENT

Human Resources Specialist Kelly Bidlack asked the Board to approve a one-time waiver of the Section 125 thirty-day time limit for a delay in paperwork. Ms. Bidlack noted that an employee's spouse went on their own healthcare and this was applied for in April and due to backlog it wasn't approved until August.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to accept and approve a one-time waiver of the Section 125 Plan thirty (30) day time limit for a qualifying event change to one employee's healthcare plan due to a delay caused by a delay in obtaining legal paperwork.

Roll Call Vote: Commissioner Spidalieri Aye
Commissioner Lennon Aye
Commissioner Dvorak Aye

COMMISSIONERS' OFFICE – ACKNOWLEDGE RECEIPT OF RESOLUTION #23-2021 FROM HAMB DEN TOWNSHIP TRUSTEES PETITIONING TO VACATE THE PUBLIC RIGHT OF WAY UPON ALL OF HAMB DEN HILLS DRIVE AND WILDWOOD DRIVE

Clerk Christine Blair explained that on August 23, 2021 the Commissioners office received a petition to vacate the public right of way upon all of Hambden Hills Drive and Wildwood Drive in Hambden Township. This property was never platted or improved. Ms. Blair asked the

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Board to acknowledge receipt of the petition from Hambden Township and then approve and execute a Resolution of Convenience and Necessity to set a Public Hearing for the proposed vacation. Deputy Engineer Andy Haupt explained that the subdivision dates back to 1957, adding that all the sublots are owned by one property owner, for a total of five property owners with the adjoining owners. Commissioner Spidalieri inquired about the sublots being one acre lots, to which Director Linda Crombie explained that the property owner intends to consolidate all the property and make two very large lots. Ms. Blair noted that the total acreage is 41.1072. Ms. Crombie added that they also own adjoining property in Lake County that they want to include for a total of around 60 acres. Ms. Crombie spoke with the property owners about actually, putting the subdivision in with the regulations as well as the new septic requirements.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to acknowledge receipt of Resolution No. 23-2021 from the Hambden Township Board of Trustees dated August 18, 2021, Petitioning the Geauga County Board of County Commissioners to Vacate the Public Right of Way Upon All of Hambden Hills Drive, 60 feet wide (No Road Number) and Wildwood Drive, 60 feet wide (No Road Number), Pursuant to Section 5553.045 of the Ohio Revised Code.

<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 – RESOLUTION OF CONVENIENCE AND NECESSITY FOR THE PROPOSED VACATION OF THE PUBLIC RIGHTS-OF-WAY UPON ALL OF HAMB DEN HILLS DRIVE (NO ROAD NUMBER) AND WILDWOOD DRIVE (NO ROAD NUMBER) IN HAMB DEN TOWNSHIP – SET PUBLIC HEARING

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #21-109 of Convenience and Necessity for the Proposed Vacation of the Public Rights of Way Upon All of Hambden Hills Drive (No Road Number) and Wildwood Drive (No Road Number), in Hambden Township, Geauga County, Ohio, pursuant to Section 5553.045 of the Ohio Revised Code, and set a Public Hearing to be held on Tuesday, September 28, 2021 at 10:00 a.m. Notice of this Public Hearing will be advertised on September 9, 2021, September 16, 2021 and on the County website.

Board of County Commissioners, Geauga County, Ohio

Date: August 31, 2021

Resolution: #21-109

RESOLUTION OF CONVENIENCE AND NECESSITY FOR THE PROPOSED VACATION OF THE PUBLIC RIGHTS-OF-WAY UPON ALL OF HAMB DEN HILLS DRIVE (NO ROAD NUMBER) AND WILDWOOD DRIVE, (NO ROAD NUMBER) IN HAMB DEN TOWNSHIP, GEAUGA COUNTY, OHIO PURSUANT TO SECTION 5553.045 OF THE OHIO REVISED CODE

WHEREAS, Hambden Hills Estates, a Subdivision of 16.2828 Acres, as recorded in Volume 7, Page 97 of the Geauga County Records of Plats on October 21, 1957, established 14 sublots along the northerly margin of State Route 166, Rock Creek Road with 1 sublot titled "Future Road" reserved for access to acreage to the north of this subdivision with no public highway dedicated as a part of this subdivision; and

WHEREAS, Hambden Hills Estates No. 2, a Subdivision of 41.1072 Acres, as recorded in Volume 8, Page 25 of the Geauga County Records of Plats on August 6 1958 established 32 sublots to the north of Hambden Hills Estates (Volume 7, Page 97), causing Hambden Hills Drive and Wildwood Drive to be "...dedicated to the public for use as highways...", also shows that Hambden Hills Drive was dedicated over the Hambden Hills Estates (Volume 7, Page 97) sublot titled "Future Road" to the northerly margin of State Route 166 Rock Creek Road; and.

WHEREAS, the Commissioners received a resolution from the Hambden Township Board of Trustees on or about August 23, 2021, petitioning the Commissioners to proceed with the vacation of the public rights-of-way of all of Hambden Hills Drive and Wildwood Drive in

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Hambden Township, Geauga County, Ohio, pursuant to Section 5553.045 of the Ohio Revised Code; and

WHEREAS, the Geauga County Board of Commissioners is of the opinion that the public convenience and welfare may require the vacation of the public rights-of-way of all of Hambden Hills Drive and Wildwood Drive, in Hambden Township; and

NOW, THEREFORE, BE IT RESOLVED by the Geauga County Board of Commissioners that the public convenience and welfare may require the vacation of the public rights-of-way of all of Hambden Hills Drive and Wildwood Drive, in Hambden Township, which public rights-of-way are more particularly described as follows:

Hambden Hills Drive beginning at a point where the centerline of said Hambden Hills Drive intersects the northerly right-of-way of State Route 166, (66 feet wide, now known as Rock Creek Road), said point being located approximately 33.50 feet northerly of the intersection of the centerlines of Hambden Hills Drive and S.R. 166, said centerline / centerline intersection being approximately 1026.84 feet southwesterly, along the centerline of S.R. 166 from the Hambden / Thompson Township Line. Hambden Hills Drive to be vacated extends from the aforesaid beginning point located at the north margin of State Route 166, northerly approximately 1596.41 feet to the existing terminus of said Hambden Hills Drive located on a southerly line of land owned by Donald G. and Michelle D. Carrigan by deed recorded in Volume 1960, Page 2280 of the Geauga County Records of Deeds.

Wildwood Drive beginning at a point located at the intersection of the centerlines of Hambden Hills Drive and Wildwood Drive, said point being located approximately 997.55 feet northerly from the aforesaid beginning point of said Hambden Hills Drive, and proceeds northeasterly along the centerline of Wildwood Drive, approximately 1111.09 feet to a point located at its existing terminus, said point also being a northerly line of Hambden Hills Estates Subdivision No. 2, and the Geauga County / Lake County Line.

BE IT FURTHER RESOLVED that the Geauga County Board of Commissioners shall hold a public hearing on the proposed vacations on September, 28, 2021 at 10:00 a.m. at the Commissioners' Offices at 470 Center Street, Bldg #4, Chardon, Ohio, at which time the Board will hear comments and questions, if any, from any interested persons concerning the proposed vacation of said public rights-of-way.

BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board Commissioners is hereby instructed to give notice of the time and place for the aforementioned hearing by publication once a week for two consecutive weeks in a newspaper of general circulation in Geauga County.

BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board of Commissioners is hereby instructed to send written notice of said public hearing by first class mail to all abutting property owners in accordance with R.C. 5553.045 at least twenty-days in advance of said hearing.

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

<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>

PERRY NUCLEAR POWER PLANT

Perry Nuclear Power Plant Senior Communications Representative Mandy Nagle and Geauga and Ashtabula County Liaison for Emergency Management Michael Vuyancih explained that they wanted to come and introduce themselves to the Board in case they ever have to work together. Mr. Lennon explained that we haven't been able to do actual drills, the one in 2020 was a virtual tabletop. Mr. Vuyancih explained that in 2022 will be the big hostile action-based drill that includes all the Counties. Ms. Nagle explained that she started in October, replacing Wendy on the Nuclear side of communications, that they wanted to put faces with names. Mr. Dvorak inquired if they have ever been asked about why they never started the second unit. Ms. Nagle explained that it was only completed about sixty percent before they realized it would be too expensive to operate both. Mr. Dvorak stated that he worked on the plant pouring cement. Mr. Spidalieri asked about shoreline security barrier for boating, to which Mr. Vuyancih

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explained that most of the time they don't bother the fisherman, only if they start doing something weird or attempt to come on land and then they contact the Coastguard.

There was discussion about the plan and the training they do with the local fire departments and the Sheriff's Office regarding evacuation with the schools. There will be an Emergency Operations Center training on Friday, October 15, 2021.

COMMISSIONERS' OFFICE – AUTHORIZE COUNTY ADMINISTRATOR TO INITIATE ACTIONS REGARDING RETURN TO WORK FOR AN EMPLOYEE AT TRANSIT

Mr. Morgan asked the Board to authorize him to initiate the necessary actions for Ms. Scheid from Transit once the report from a return to work evaluation is received. Mr. Morgan explained that Ms. Scheid is approaching the six-month unpaid leave allowed under the policy. Mr. Morgan stated that the action could be to extend her unpaid leave or the employee returns to work.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to authorize the County Administrator, Gerard Morgan, pursuant to O.R.C. 305.30 to initiate any necessary actions once the return to work evaluation for Andrea Scheid, employee at Transit, has been received.

<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>

ACKNOWLEDGEMENTS

- a) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending August 18, 2021 as required by O.R.C. 955.12.*

OTHER

The Board reviewed upcoming events.

MEETINGS

- Thu., 9/2 The Commissioners will hold regular session at 10:00 a.m. at the Great Geauga County Fair, Junior Fair Stage*
- Mon., 9/6 **County Offices will be closed in observance of the Labor Day Holiday. Twenty-four hour operations will continue to operate as usual.***
- Thu., 9/9 The Commissioners will hold regular session at 9:30 am.*
- Fri., 9/10 NOACA Board of Directors Meeting, 9:00 a.m. Cleveland*
- Mon., 9/13 Board of Revision, 9:00 a.m. Auditor's Office*
- Tue., 9/14 Planning Commission, 7:30 a.m. 470 Center Street, Building #8 meeting room*
- Tue., 9/14 The Commissioners will hold regular session at 9:30 a.m.*
- Tue., 9/14 The Commissioners will visit the County Office Building Site*
- Mon., 9/20 Family First Council, 1:30 p.m. at Job and Family Services*
- Tue., 9/21 The Commissioners will hold regular session at 9:30 a.m.*

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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 10:03 a.m.

Geauga County Board of Commissioners

James W. Dvorak

Timothy C. Lennon

Ralph Spidalieri

Christine Blair, Commissioners' Clerk

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