

Commissioners' Journal
August 16, 2011

The Geauga County Board of Commissioners met in session on August 16, 2011 at 10:00 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, Tracy A. Jemison opened the meeting at 10:03 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

APPROVE MINUTES

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the minutes for the meeting of August 11, 2011.

<i>Roll Call Vote:</i>	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>

APPROVE FINANCIALS

Budget Administrator Heidi Delaney explained the financials as an Appropriation Transfer to return appropriations to the Prosecutor's Office for pay-ins made into the General Fund; Travel Requests for the Building Department and the Recorder's Office; a Then and Now for the ADP Board; a payment to Maximus, Incorporated for the 2012 cost allocation plan in the amount of \$11,000.00 and a payment to Sabre Communications for the installation of towers and shelters for the Troy / Chagrin Tower project in the amount of \$318,976.20.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution #11-121 itemizing the financials for the meeting of August 16, 2011.

<i>Roll Call Vote:</i>	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>

BOARD OF DEVELOPMENTAL DISABILITIES – AMEND MOTION TO INCLUDE AWARD THE BID – DIAL ELECTRIC, LIMITED – METZENBAUM CENTER 2011 STAND-BY GENERATOR PROJECT

Business Operations Manager Steve Tucker stated that this was for the generator project that was bid on July 20, 2011 and received three qualifying bids. The estimate for the project was \$55,000.00 and Dial Electric Limited was the lowest qualifying bid at \$48,500.00. Mr. Tucker stated that the Engineer for the project reviewed all the bids received and did reference checks and believes that Dial Electric Limited is the best bid for the project.

Motion: by Commissioner Samide, seconded by Commissioner Young to amend the motion from August 9, 2011 to read: award the bid to Dial Electric, Limited for the Metzenbaum Center 2011 Stand-by Generator Project in the amount of \$48,500.00, as they represented the lowest and best bid; and further approve and execute the Contract Agreement with Dial Electric, Limited. The Bid Bond submitted shall be held to serve as the Performance Bond for this project.

<i>Roll Call Vote:</i>	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>

BOARD OF DEVELOPMENTAL DISABILITIES – AMEND MOTION TO INCLUDE AWARD THE BID – INFINITY PAVING COMPANY – METZENBAUM CENTER RESIDENTIAL SERVICES 2011 PAVEMENT RENOVATION PROJECT

Mr. Tucker stated that was for the paving project that was also bid on July 20, 2011 and received three qualifying bids. The estimate for this project was \$55,000.00 and the lowest bid received was from Infinity Paving Company that was significantly lower than the estimate and the other two bids that were received. The Architect for this project checked into the company

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and the other projects that they have done to make sure that the quality of work would be there. Mr. Tucker noted that Infinity was currently working on a project for the Cleveland Clinic. Mr. Tucker stated that they are the lowest and best bid for the project.

Motion: by Commissioner Samide, seconded by Commissioner Young to amend the motion from August 9, 2011 to read: award the bid to Infinity Paving Company for the Metzenbaum Center Residential Services 2011 Pavement Renovation Project in the amount of \$34,192.00, as they represented the lowest and best bid; and further approve and execute the Contract Agreement between the Geauga County Board of Commissioners, Geauga County Board of Developmental Disabilities and Infinity Paving Company.

<i>Roll Call Vote:</i>	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>

**BOARD OF DEVELOPMENTAL DISABILITIES – ACCEPT THE PERFORMANCE BOND –
RELEASE THE BID BOND – INFINITY PAVING COMPANY**

Motion: by Commissioner Samide, seconded by Commissioner Young to accept the Performance Bond from Infinity Paving Company for the Metzenbaum Center Residential Services 2011 Pavement Renovation Project and further release the bid bond.

<i>Roll Call Vote:</i>	<i>Commissioner Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>

**TRANSIT DEPARTMENT – RESOLUTION AUTHORIZING THE FILING OF A PROPOSAL
WITH OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR GRANTS THROUGH US
DOT FEDERAL TRANSIT ADMINISTRATION (FTA) AS AUTHORIZED UNDER FEDERAL
TRANSIT LAWS**

Director Kristina Reider stated that this resolution is the first step of the process to submitting the grant proposal and giving authorization for the President of the Board to execute the contract once the grant is approved.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution #11-122 Authorizing the filing of a proposal with the Ohio Department of Transportation for grants through the US DOT Federal Transit Administration (FTA) as authorized under Federal Transit Laws, as Codified, 49 USC Section 5311, Financial Assistance for other than urbanized areas and funds available from the Ohio Public Transportation Grant Program and executing a Contract with the Ohio Department of Transportation upon grant proposal approval.

Board of County Commissioners, Geauga County Ohio

Date: August 16, 2011
Resolution: 11-122

RESOLUTION AUTHORIZING THE FILING OF A PROPOSAL WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR GRANTS THROUGH THE US DOT FEDERAL TRANSIT ADMINISTRATION (FTA) AS AUTHORIZED UNDER FEDERAL TRANSIT LAWS, AS CODIFIED, 49 USC SECTION 5311, FINANCIAL ASSISTANCE FOR OTHER THAN URBANIZED AREAS AND FUNDS AVAILABLE FROM THE OHIO PUBLIC TRANSPORTATION GRANT PROGRAM AND EXECUTING A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION UPON GRANT PROPOSAL APPROVAL

WHEREAS, the Director of the Ohio Department of Transportation is authorized to make grants for a public transportation program;

WHEREAS, the contract for financial assistance will impose certain obligations upon the proposer, including the provision by it of the local share of the project costs in the program;

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WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of a proposal for assistance under 49 USC Section 5311 the proposer give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Proposer that disadvantaged business enterprise be used to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged businesses shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, BE IT RESOLVED BY the Geauga County Board of Commissioners

- 1. That the Director of Transportation is authorized to execute and submit (a) proposal(s) on behalf of the Geauga County Board of Commissioners with the Ohio Department of Transportation to aid in the financing of capital and operating assistance projects pursuant to 49 USC Section 5311 and the Ohio Public Transportation Grant Program.*
- 2. The Director of Transportation is authorized to execute and file with such proposal and assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.*
- 3. That the Director of Transportation is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with the proposal for the program of projects submitted to FTA.*
- 4. That the Director of Transportation is authorized to set forth and execute affirmative disadvantaged business policies in connection to any procurement made as part of the project.*
- 5. That the President of the Board is authorized to execute grant agreements on behalf of the Geauga County Board of Commissioners with the Ohio Department of Transportation for aid in the financing of operating and capital assistance projects.*
- 6. That the Director of Transportation is authorized to sign and submit quarterly reimbursement invoices on behalf of the Geauga County Board of Commissioners as they have already taken action during public session for all expenses incurred by Transit for the previous quarter.*

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 Geauga County Transit.

<i>Roll Call Vote:</i>	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>

DEPARTMENT OF WATER RESOURCES – SERVICE CONTRACT MAINTENANCE FORM #1 – INCREASE CONTRACT – MONROE EXCAVATING, INCORPORATED

Director Doug Bowen stated this is to increase the service contract with Monroe Excavating due to the request for additional people to be tied into the waterline. Hydrants are required to be installed. Mr. Bowen stated that we are reimbursed through cost recovery on the hydrants.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the Service Contract Maintenance Form #1 increasing the service contract with Monroe Excavating, Incorporated for additional hydrant installations in the amount of \$13,000.00.

<i>Roll Call Vote:</i>	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>

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DEPARTMENT OF WATER RESOURCES – RESCIND MOTION – AUGUST 11, 2011 –
EXTEND PROBATIONARY PERIOD - DAMIEN FIELD, FULL-TIME MAINTENANCE
WORKER

Mr. Bowen stated that last week they had requested to extend the probationary period for Mr. Field allowing him extra time if needed to obtain his CDL. As of last Friday, Mr. Field passed and received his CDL and we no longer need to extend his probationary period and are asking to rescind the previous motion.

Motion: by Commissioner Samide, seconded by Commissioner Young to rescind the motion from August 11, 2011 that read: approve with the consent of the employee and in accordance with Article Seventeen of the Labor Agreement to extend the probationary period of Damien Field, Full-time Maintenance Worker – Water / Wastewater Systems (#2330) for thirty days, as Mr. Field has now met all of the requirements of his probation before the end of the 120 days.

<i>Roll Call Vote:</i>	Commissioner Samide	Aye
	Commissioner Young	Aye
	Commissioner Jemison	Aye

COUNTY HOME – HIRE STACIA GILBERT – PART-TIME ATTENDANT #1504-1

Motion: by Commissioner Samide, seconded by Commissioner Young to approve hiring Stacia Gilbert to the position of Part-time Attendant (#1504-1) to be effective August 18, 2011 at a rate of \$8.60 per hour. After the successful completion of a 1000 hour probationary period the rate will increase to \$9.06 per hour.

<i>Roll Call Vote:</i>	Commissioner Young	Aye
	Commissioner Jemison	Aye
	Commissioner Samide	Aye

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – ACKNOWLEDGE BID
AWARD / EXECUTED CONTRACT – CHARDON PROPERTY DEVELOPMENT, LLC AND B
& B WRECKING, INCORPORATED – RELEASE BID BONDS

Director Anita Stocker stated that this was to release the bid bonds for the Chardon Rubber Demolition project.

Motion: by Commissioner Samide, seconded by Commissioner Young to acknowledge the bid award / executed Contract between Chardon Property Development, LLC and B & B Wrecking, Incorporated dated May 2, 2011 for the Partial Demolition of the Chardon Custom Polymer, Chardon Property Development, LLC Building in connection with the Sub-recipient Agreement executed April 19, 2011, under Grant #B-F-10-1AZ-1. The Bid Bond submitted shall be held to serve as the Performance Bond for this project, and further request the release of all bid bonds to unsuccessful bidders.

<i>Roll Call Vote:</i>	Commissioner Samide	Aye
	Commissioner Young	Aye
	Commissioner Jemison	Aye

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – LEGAL BINDING
DOCUMENTS - OHIO EARTH FOOD, INCORPORATED / C.B. STEVEN ENTERPRISES, LLC

Ms. Stocker stated that this was the final step for Ohio Earth Food to execute the legal documents. Ms. Stocker stated that they will disburse funds in September due to Mr. Stevens extending the closing for state of the building issues with the owner.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the following legal binding documents between the Geauga County Board of Commissioners and Ohio Earth Food, Incorporated / C.B. Steven Enterprises, LLC for the Revolving Loan Fund loan to purchase land and building located at 16286 Nauvoo Road in Middlefield Township, in the amount of \$144,200.00 for fifteen years (180 months) at three percent (3%) interest: Loan Servicing Agreement, Mortgage, Participation Agreement, Promissory Note, Corporate Guaranty of Ohio Earth Food, Incorporated, and Personal Guaranty of Charles B. Steven.

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Roll Call Vote:	Commissioner Young	Aye
	Commissioner Jemison	Aye
	Commissioner Samide	Aye

Commissioner Young inquired if Ohio Earth Food was a new business or an expansion. Ms. Stocker stated that the business was from Hartville, and the owner lives locally and felt the location and workforce was perfect for the organic fertilizer and products that they produce.

COMMISSIONERS' OFFICE – PUBLIC HEARING – AMENDMENT TO FY2010 FORMULA GRANT

Commissioner Jemison opened the public hearing at 10:15 a.m.

Motion: by Commissioner Samide, seconded by Commissioner Young to waive the reading of the legal notice.

Roll Call Vote:	Commissioner Samide	Aye
	Commissioner Young	Aye
	Commissioner Jemison	Aye

Mr. Jemison asked Ms. Stocker to explain the amendment. Ms. Stocker explained that the Chagrin Falls Park paving project was to add space for parking at the Community Center that does a lot of senior programs and the parking area was not the safest. The Board chose to make this a formula grant project last year to help improve the lot and make it safe. When the bids were received they came in way over the grant funds that were set aside. Ms. Stocker stated that the Community Center attempted to obtain donations to get the rest of the funds and were not able to do so. This project has not run out of time and there is very little that can be put in place at this time of year. Ms. Stocker stated that this project has to be completed by December and this restricts what you can put in the place and have it be completed. Ms. Stocker stated that the foreclosure counseling can be put in its place and the demand is there for this and will help underwrite some of the costs that are incurred with the program. Ms. Stocker stated that this was an even exchange in the amount of \$37,400.00. Ms. Stocker stated that the Board had executed the environmental release last week and will have to execute the amendment form at the end of the week. After no further comments or questions, Mr. Jemison closed the public hearing at 10:18 a.m.

OTHER – MUNN ROAD

Local residents Jerry Hudak, Lillian Hill and Tom Saunders were present in session today to express their concerns of the potential take over of Munn Road, north of Bell to the County Engineer's office. Mr. Hudak presented the Board with a petition containing sixty signatures demanding that Munn Road, north of Bell Road remain a township road, and not become a county road. Mr. Hudak, Ms. Hill and Mr. Saunders stated multiple reasons including character of the road and the county, safety, truck traffic, and loss of property in the historic section of the road. Mr. Hudak asked if the Board would attend the next Newbury Township Trustees meeting to hear the residents' concerns and noted that the Trustees had planned to take action to give the road to the county. Clarification was made by the Board stating that the Board would follow the wishes of the Trustees on their action on whether or not it would remain a township road or become a county road. The residents also asked the Board to consider lowering the load limit placed on the road or to lower the speed limit to try and reduce the amount of truck traffic on the road. The Board noted that they would look into the possibility of that, but that ODOT is the one that sets the speed on the roadways. Mr. Saunders thanked the Board for their time and for listening to their concerns.

OTHER – NACo PRESCRIPTION DRUG CARDS

Commissioner Jemison explained that the National Association of Counties (NACo) was a group that the Commissioners joined in 2009 so that the residents of Geauga County could get a prescription discount card. Mr. Jemison noted that Commissioners' Clerk Christine Blair was able to find out the results of those cards and noted that since inception of the program the residents who have the cards and are using them have saved almost \$41,000.00 in prescription costs. Mr. Jemison stated that it averaged out to about 22.66% of discount savings of what the retail price is. Mr. Jemison stated that this is a discount card and that most pharmacies do take them, but this is not insurance. Mr. Jemison expressed that they just want to encourage the residents to take advantage of this card and noted that it also works for pet prescriptions. Most things that are prescribed for humans that are also prescribed for your pet are not covered by

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your medical insurance, but this discount card works for that. Mr. Jemison stated that not all the residents are aware or have forgotten about the cards and that those residents that are using it have saved almost \$41,000.00. Thinking about the other people who would be saving, this is a time that everyone could use a little extra help. The cards are available in the Commissioners' lobby, at the Department on Aging, can be printed off from the website, and will also be available in the Bi-Centennial Building at the fair.

ACKNOWLEDGEMENTS

- a) *The Plan Review Notice of Compliance for First Energy 138kV Electric Transmission Line, Parcel No. 16-011052, Submittal #3, filed by Geauga Soil and Water Conservation District.*

OTHER

The Board reviewed upcoming events.

MEETINGS

Tues., 8/16 Portage Geauga Joint Juvenile Detention Center meeting, 3:00 p.m.

Thu., 8/18 The Commissioners will hold regular session.

Thu., 8/18 Some of the Commissioners will attend the Annual Fair Board Pot Luck Dinner, 6:30 p.m.

Sat., 8/20 Observatory Park Dedication and 50th Anniversary Geauga Park District, 4:00 p.m.

Tues., 8/23 The Commissioners will hold regular session.

Thu., 8/25 The Commissioners will hold regular session.

Thu., 8/25 The Big 6-OH! Birthday Party at Orchard Hills Park, 5:30 p.m.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SAMIDE ADJOURNED THE MEETING AT 11:02 A.M.

Geauga County Board of Commissioners

Tracy A. Jemison

William S. Young

Mary E. Samide

Christine Blair, Commissioners' Clerk