

**Commissioners' Journal**  
**April 9, 2013**

*The Geauga County Board of Commissioners met in session on April 9, 2013 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 10:01 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

**APPROVE MINUTES**

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute the minutes for the meeting of April 2, 2013.*

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

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute the minutes for the meeting of April 4, 2013.*

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

**APPROVE FINANCIALS**

*Budget and Finance Administrator Heidi Delaney explained the financials for today as including Cash transfers out of the General Fund for portions of 2013 funding for CASA and the County Home; Cash transfers into the General Fund for payment of 2<sup>nd</sup> quarter cost allocation charges for the Sheriffs 9-1-1 program fund and the Job and Family Services building lease payments for March and April 2013; Travel requests for the Building Department, Common Pleas and Juvenile Courts, Prosecutor's Office, Public Defender's Office and the Transit Department; Payments to New World Systems for annual maintenance contracts, consulting, training and business analytics program in the amount of \$124,950.01 for the ADP Department; a payment to the Portage/Gauga Juvenile Detention Center for the 2<sup>nd</sup> quarter 2013 in the amount of \$56,919.99; and a payment into the General Fund for payment of the 2<sup>nd</sup> quarter cost allocation charges for the Department of Water Resources in the amount of \$54,170.25.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute Resolution #13-070 itemizing the financials for the meeting of April 9, 2013.*

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

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – NOTICE OF AWARD – AUBURN BAINBRIDGE EXCAVATING – INSTALL SEPTIC SYSTEM AT 15150 BURTON WINDSOR ROAD**

*Director Anita Stocker explained that this was the second of the two final systems under the previous year's EPA grant. Ms. Stocker stated that they had gone back and forth with the Health Department whether it would be an off-lot or on-lot system and after soils it was decided it could be off-lot. Ms. Stocker stated that they went out for proposals and this was the lowest and best.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize the President of the Board to execute a Notice of Award to Auburn Bainbridge Excavating for installation of a septic system at 15150 Burton Windsor Road, Middlefield, under the EPA Water Pollution Control Loan Fund Household Sewage Treatment System Program in the amount of \$11,750.00 as they represented the lowest and best proposal.*

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

**OTHER**

*In the middle of voting, local resident Walter “Skip” Claypool interrupted with a question to which Commissioner Jemison responded by stating that the Board was in the middle of voting and that from now on it would be required to raise your hand and ask for permission to speak, that there was not going to be any more blurting things out from the audience, that there needs to be respect for the people who come in, and for this body. Mr. Jemison expressed that he is more than willing to listen and have people ask questions, but that it needs to be done in a respectful manner.*

*Mr. Claypool apologized and at the completion of the vote asked Ms. Stocker is this was a grant or a loan, that the motion calls it a loan, and that they had been told that this grant was done. Ms. Stocker explained that it was a grant, that the motion reflects what the EPA calls the program and that this was still the same EPA grant; they are finishing it up. Ms. Stocker noted that this was one of the final two systems and that they have turned down the next EPA grant which had been offered last year.*

**COUNTY ENGINEER’S OFFICE – UNIT PRICE CONTRACT – RONYAK PAVING, INCORPORATED – RESURFACE LEGGETT ROAD**

*County Engineer Joe Cattell explained that he was asking the Board to execute the unit contracts with Ronyak Paving for the Asphalt Resurfacing of Leggett Road, Clay Street and Ravenwood Drive and Merritt Roads. Mr. Cattell stated that Ronyak Paving offered the lowest and best Bids on all three projects. Mr. Jemison inquired about the estimates on the projects, to which Mr. Cattell stated that Leggett Road was estimated at \$150,000.00, Clay Street was estimated at \$485,000.00 and Ravenwood and Merritt were estimated at \$363,000.00. Local resident Diane Jones posed questions at Mr. Cattell regarding Ronyak Paving being the lowest and best bids and how many other bids had been received for the projects, and if at the completion of a project Ronyak Paving will be returning a portion of the contract amount like they have done in the past in Auburn Township and if that was standard practice with contractors. Mr. Cattell stated that Leggett Road had seven bidders, Clay Street had seven bidders and Ravenwood / Merritt had only six bidders, adding that this is a unit price contract and the only way to go over the amount is if all 100% of the material items for the job are used or if there is extra work completed, adding that his staff does project management and monitors the usage on the projects to keep change orders to a minimum. Mr. Cattell noted that it is similar to hiring a contractor to do work on your home, you’re given a cost, you agree to it and if in the end it is less, you then only pay that contractor for the work performed at that cost. Mr. Cattell expressed that he hoped that the projects would come in under these numbers but wouldn’t guarantee that it would happen, adding that by law they can go ten percent over if there are unforeseen circumstances. Ms. Jones expressed concern over some information that had been ascertained through research regarding Jim Shale, whom is married to Geauga Soil and Water Conservation District Director Carmella Shale, along with being related to Ms. Samide; adding that Mr. Shale is Vice President of Ronyak Paving. Ms. Jones continued to express her level of concern and personal disbelief by demanding that Ms. Samide abstain from voting, and asking if Ms. Samide had ever abstained from voting on a Ronyak Paving contract. Ms. Samide responded by stating that Mr. Shale had worked for Ronyak Paving long before ever meeting the now Ms. Shale and that she was not aware he was Vice President. Mr. Jemison added that he didn’t know if it was necessary for Ms. Samide to abstain from this, and that it would be something for Ms. Samide and the Prosecutor to decide. Ms. Jones continued on about the perception created by Mr. Shale being her son in law, and that a member of her family stood to gain enrichment. Ms. Samide stated that she would abstain today and check with the Prosecutor.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Jemison to approve and execute a Unit Price Contract with Ronyak Paving, Incorporated for the Asphalt Resurfacing of Leggett Road (CH 33, Sections A & B) in Montville Township in the amount of \$135,347.45.*

Roll Call Vote:	Commissioner Spidalieri	Aye
	Commissioner Samide	Abstain
	Commissioner Jemison	Aye

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COUNTY ENGINEER'S OFFICE – UNIT PRICE CONTRACT – RONYAK PAVING,  
INCORPORATED – RESURFACE CLAY STREET

*Motion:* by Commissioner Spidalieri, seconded by Commissioner Jemison to approve and execute a Unit Price Contract with Ronyak Paving, Incorporated for the Asphalt Resurfacing of Clay Street (CH 37, Sections E & F) in Huntsburg and Montville Townships in the amount of \$393,184.30.

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

COUNTY ENGINEER'S OFFICE – UNIT PRICE CONTRACT – RONYAK PAVING,  
INCORPORATED – RESURFACE RAVENWOOD DRIVE AND MERRITT ROAD

*Motion:* by Commissioner Spidalieri, seconded by Commissioner Jemison to approve and execute a Unit Price Contract with Ronyak Paving, Incorporated for the Asphalt Resurfacing of Ravenwood Drive (CH 604) and Merritt Road (CH 605) in Munson and Claridon Townships in the amount of \$296,814.30.

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

COUNTY ENGINEER'S OFFICE – AWARD BID – C.I.R., INCORPORATED – REPLACE  
BUNDYSBURG ROAD BRIDGE

*Mr. Cattell explained that he was asking the Board to award the bid to C.I.R., Incorporated for the replacement of the Bundysburg Road Bridge, adding that they were the lowest and best bid. Mr. Cattell stated the C.I.R. is a good contractor and that they have worked with them before.*

*Motion:* by Commissioner Spidalieri, seconded by Commissioner Samide to award the bid to C.I.R., Incorporated for the Replacement of the Bundysburg Road Bridge (Structure #311-6.60) in Huntsburg Township in the amount of \$121,327.29 as they represented the lowest and best bid. The Bid Bond submitted shall be held to serve as the Performance Bond for this project.

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

SHERIFF'S OFFICE – OHIO OFFICE OF CRIMINAL JUSTICE SERVICES QUARTERLY  
SUBGRANT REPORTS – STOP VIOLENCE AGAINST WOMEN ACT

*Chief Deputy Scott Hildenbrand and Sheriff Dan McClelland explained that they were asking the Board to approve the submittal of a quarterly subgrant report. Sheriff McClelland stated that this grant had been previously applied for and accepted, adding that this grant is divided into two, noting the financial report for the first being for \$8,770.73 and the second for \$5,607.04.*

*Motion:* by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Ohio Office of Criminal Justice Services (OCJS) Quarterly Subgrant Report for the STOP Violence Against Women Act (VAWA #2010-WF-VA2-8214A) for the period ending March 31, 2013 in the amount of \$8,770.73.

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

*Motion:* by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Ohio Office of Criminal Justice Services (OCJS) Quarterly Subgrant Report for the STOP Violence Against Women Act (VAWA #2012-WF-VA2-8214) for the period ending March 31, 2013 in the amount of \$5,607.04.

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

**TRANSIT DEPARTMENT – APPROVE WAGE INCREASE – JOANNE DOLSEN**

*Director Kristina Reider explained that when salary increases were given Ms. Dolsen was in the middle of a performance improvement plan. Ms. Reider stated that Ms. Dolsen has since completed the process and is now eligible to receive the increase. Commissioner Spidalieri inquired if Ms. Dolsen was part-time or full-time, to which Ms. Reider stated that she is full-time and is lead dispatcher.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve a wage increase of two percent (2%) to \$16.51 per hour for JoAnne Dolsen to be effective March 31, 2013, as she has successfully completed the Performance Improvement Plan.*

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

**TRANSIT DEPARTMENT – APPROVE HIRING MICHAEL WALSH – PART-TIME DRIVER (#2210-1)**

*Ms. Reider explained that they had advertised for a part-time driver in order to complete their pool of ten part-time drivers. Ms. Reider added that vacations will be coming for the Full-time drivers and this gives them an extra person. Ms. Reider stated that when they are hired they are not guaranteed a set amount of hours per week, noting that a monthly schedule is done and the part-time drivers added in and then used for fill in if anyone is out sick.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve hiring Michael Walsh to the position of Part-time Driver (#2210-1) to be effective April 29, 2013 at a rate of \$12.26 per hour. After the successful completion of a 1,000 hour probationary period the rate will increase to \$12.91 per hour.*

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

**TRANSIT DEPARTMENT – OHIO MOTOR FUEL TAX REFUND CLAIM FOR TRANSIT BUSES**

*Ms. Reider explained the quarterly fuel tax reimbursement in that the county pays the state excise tax with the fuel bill at \$0.28 a gallon and can then apply for \$0.27 per gallon back because we are public transit.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Ohio Motor Fuel Tax Refund Claim for Transit Buses for the period January 1, 2013 through March 31, 2013 in the amount of \$3,267.89.*

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

**OTHER**

*The Board reviewed upcoming events.*

**MEETINGS**

*Tues., 4/9 Planning Commission meeting at 7:00 p.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street, Chardon*

*Wed., 4/10 Child Abuse Prevention Month Kick-off, 11:30 a.m. Job and Family Services*

*Wed., 4/10 Geauga County Township Association Dinner, 6:30 p.m. at Legend Lake*

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Thu., 4/11    **The regularly scheduled Commissioners' meeting is cancelled.**

Thu., 4/11    *Some of the Commissioners will be attending the Auditor of State's Regional Advisory Board meeting, 10:00 a.m. at North Ridgeville Branch Library*

Fri., 4/12    *NOACA meeting, 10:00 a.m. Cleveland*

Mon., 4/15    *Family First Council, 2:00 p.m. Mental Health & Recovery Services*

Tues., 4/16    *The Commissioners' will hold regular session, which will include an update on the Juvenile Court By Judge Timothy J. Grendell*

Wed., 4/17    *Geauga Trumbull Solid Waste District Board of Directors meeting, 1:30 p.m. in Warren*

Thu., 4/18    *The Commissioners' will hold regular session*

**COMMISSIONERS' OFFICE – EXECUTIVE SESSION**

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to move into executive session for the purpose of discussing the discipline of a public employee at the County Home.*

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

*Mr. Jemison stated that Kristina Reider, Colleen Lockhart, Karen DeCola and David Lair would be joining them in executive session. The Board returned from Executive Session at 10:39 a.m., the following action was taken as a result:*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to terminate the employment of Michelle Henderson, Attendant, Part-time at the County Home for violations of the Geauga County Personnel Policy for O.R.C. 124.34 and Section 3. Conduct of the Geauga County Personnel Policy and Procedure Manual to be effective April 16, 2013 and to further approve and authorize the President of the Board to execute the Order of Removal, Reduction, Suspension, Involuntary Disciplinary Separation form.*

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

**ACKNOWLEDGEMENTS**

- a) The Monthly Financial Report from the County Building Department for the month of March, 2013.*
- b) The Monthly Inventory Report, Consolidated Investment Portfolio and Obligations and Securities monthly reports filed by the Treasurer's Office for Geauga County for the Month of March 2013, pursuant to ORC 135.35(L).*

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***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SPIDALIERI ADJOURNED THE MEETING AT 10:40 A.M.***

*Geauga County Board of Commissioners*

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*Tracy A. Jemison*

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*Mary E. Samide*

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*Ralph Spidalieri*

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*Christine Blair, Commissioners' Clerk*

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