

**Commissioners' Journal**  
**July 9, 2009**

*The Geauga County Board of Commissioners met in session on July 9, 2009 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, William S. Young opened the meeting at 10:07 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

**APPROVE MINUTES**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the minutes for the meeting of June 30, 2009.*

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

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the minutes for the meeting of July 7, 2009.*

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

**AUDITOR'S OFFICE – MONTHLY STATEMENT OF COUNTY FINANCES – JUNE 2009**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to accept, execute and file the monthly Statement of County Finances filed by the County Treasurer for the month of June, 2009 pursuant to O.R.C. 319.15.*

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

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to accept, execute and file the monthly Statement of County Finances filed by the County Auditor for the month of June, 2009 pursuant to O.R.C. 319.15.*

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

**SHERIFF'S OFFICE – D.A.R.E. FINANCIAL STATEMENT**

*Deputy Sheriff Chuck Negron reported this grant pays for salaries for two D.A.R.E. officers. The department also receives another grant of \$35,000.00 to cover these salaries as well. This year the D.A.R.E. program was presented to over 12,000 students at 24 schools (elementary and two junior high schools). They also had a picnic for Amish students that attended the D.A.R.E. program. The department has received one grant for next year's D.A.R.E. program of \$35,000.00 and they have applied for another grant for \$42,000.00 from the Attorney General's Office and they will come before the Board for some assistance as well.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the 2008-2009 D.A.R.E. Financial Statement Cover Sheet report.*

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

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**PROSECUTOR'S OFFICE – GEAUGA TRUMBULL SOLID WASTE MANAGEMENT DISTRICT ENVIRONMENTAL ENFORCEMENT AGREEMENT**

*Commissioners' Clerk Claudine Kozenko reported, and by email to the Board, that this is for Criminal Investigator Karen Sweet to provide environmental investigation.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the Environmental Enforcement Agreement between the Geauga County Board of Commissioners, the Prosecutor's Office and the Geauga Trumbull Solid Waste Management District to allow the District to use personnel in the Prosecutor's Office trained in the enforcement of environmental laws to assist the District in implementing its duties under Ohio law as set forth in its current Plan.*

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

**ENGINEER'S OFFICE – KOKOSING CONSTRUCTION COMPANY UNIT PRICE CONTRACT – RESURFACE BURTON WINDSOR ROAD**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute a Unit Price Contract with Kokosing Construction Company for the Asphalt Resurfacing of Burton Windsor Road (CH 14, Sections D&E) in Middlefield and Huntsburg Townships, in the amount of \$269,505.36.*

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

**ENGINEER'S OFFICE – ACCEPT PERFORMANCE BOND – UNIT PRICE CONTRACT R.M.S. AND COMPANY – REPLACE GUARDRAILS**

*Planning Engineer Mike Stone explained the bid bond needed to have the ODOT also listed, which is nonfatal, so it needed to be replaced with the Performance Bond that lists ODOT as well. Mr. Stone added that one section of Butternut Road is not having the guardrails done so this project will end up being about \$285,000.00, all federal money.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to accept the Performance Bond for the 2009 Replacement of Guardrails Along Various County Roads in Geauga County Project replacing the Bid Guaranty bond for this project.*

*Further, the Board is requested to approve and execute a Unit Price Contract with R.M.S. and Company for the Replacement of Guardrails Along Various County Roads in Geauga County, in the amount of \$304,414.00.*

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

**ENGINEER'S OFFICE – APPOINT CHIEF EXECUTIVE OFFICER – OHIO PUBLIC WORKS COMMISSION THOMPSON ROAD RESURFACING PROJECT**

*Mr. Stone stated that former Commissioner Craig Albert was listed as the CEO of this project, this motion will correct it to appoint the current Board President.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and appoint the President of the Board, William S. Young, as the new Chief Executive Officer for the Ohio Public Works Commission project entitled Thompson Road Resurfacing (CH 7, Sections A-E) Project in Thompson Township.*

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

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**ENGINEER'S OFFICE – OPWC PROJECT AGREEMENT – RESURFACE THOMPSON ROAD**

*Motion:* by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board, Chief Executive Officer for the Ohio Public Works Commission (OPWC) Thompson Road Resurfacing (CH 7, Sections A-E) Project (#CGU21), to execute the OWPC Project Agreement Ohio Local Transportation Improvement Program.

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

**DEPARTMENT OF WATER RESOURCES – ADVERTISE MAINTENANCE WORKER – MCFARLAND CREEK**

*Director Doug Bowen mentioned that a worker had resigned and that this position was posted internally for ten days, per the union contract but no applications were received.*

*Motion:* by Commissioner Jemison, seconded by Commissioner Samide to grant permission to advertise for a Maintenance Worker – Water/Wastewater Systems (#2330) for the Second Shift at the McFarland Creek Wastewater Treatment Plant location.

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

**DEPARTMENT OF EMERGENCY SERVICES – (SERC) STATE EMERGENCY RESPONSE COMMITTEE APPOINTMENTS**

*Motion:* by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute Application for Appointment for the following individuals to the State Emergency Response Committee (SERC) for appointment/reappointment to the Geauga County Local Emergency Planning Committee for the period August 12, 2009 through August 12, 2011 and further authorize the President of the Board to execute the applications for appointment.

<u><i>Category</i></u>	<u><i>Name</i></u>
<i>Elected Official</i>	<i>Mary Samide</i>
<i>Law Enforcement</i>	<i>Richard A. Smigelski</i>
	<i>Lt. James Sivak</i>
<i>Elected Official /Law Enforcement</i>	<i>Daniel C. McClelland</i>
<i>Emergency Management</i>	<i>Dale B. Wedge</i>
	<i>Brian Laney</i>
<i>Fire</i>	<i>Mark D. Menary</i>
	<i>William Reed</i>
<i>Fire/Hazmat Team</i>	<i>Ken Folsom</i>
<i>Environmental</i>	<i>Robert Urban</i>
	<i>Gregory M. Kovalchick</i>
<i>Elected Official/Media PIO</i>	<i>Linda Burhenne</i>
<i>Industry</i>	<i>Dave Meredith</i>
	<i>Wess Morrison</i>
<i>Health</i>	<i>Jay Becker</i>
	<i>Dave Sage</i>
<i>Transportation</i>	<i>Casey McNicholas</i>
	<i>Kristina Reider</i>
<i>Community Group</i>	<i>Kimm Leininger</i>
<i>First Aid/Other</i>	<i>Robert Magree</i>
<i>Public Representation</i>	<i>Kit R. Luoma</i>
<i>Other/G.I.S.</i>	<i>Lou Marion</i>

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

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**DEPARTMENT OF JOB AND FAMILY SERVICES – FAMILY FIRST MUTUAL FUNDING AGREEMENT**

*Ms. Kozenko stated that this is the same amount as last year.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the Geauga County Family First Council Mutual Funding Agreement between the Geauga County Board of Commissioners, the Geauga County Job and Family Services, the Geauga County Board of Mental Retardation and Developmental Disabilities, the Geauga County Board of Mental Health and Recovery Services and the Geauga County Juvenile Court for funding of the Geauga County Family First Council for the period July 1, 2009 through December 31, 2009. This Agreement commits the Board of County Commissioners to providing a support payment of \$20,434.00 from the General Fund.*

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

**DEPARTMENT OF JOB AND FAMILY SERVICES – EMPLOYMENT VERIFICATION SERVICES PARTICIPATION**

*Assistant Director Mr. Paul Reiman reported that this is a contract that the State of Ohio Department of JFS used to have but because of budget constraints they decided not to carry it anymore. This agreement is to verify employment and employment information to determine eligibility or for child support to get the right income to establish child support. Mr. Reiman reported that some counties put out a request for proposal and received results in the range of \$7.00 to \$9.00 per transaction.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Participation Agreement Regarding the Employment Verification Services of Consumers of the County Commissioners Association of Ohio Services Corporation (CCAOSC) between the Geauga County Job and Family Services and CCAOSC for participation in employment verification services in the amount of \$3.10 per transaction, for the period of July 1, 2009 through June 30, 2010, subject to annual renewal thereafter for one additional year.*

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

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – REVOLVING LOAN FUND REVIEW REPORT – GEAUGA FINISHING LLC**

*Director Anita Stocker stated that this is non-binding and is being put in place to get some of the paperwork out of the way. Ms. Stocker added that this is a start up company and the two principals own separate companies. The company was created as both companies are making a product jointly for a company in Canton. The product is selling very well so it needs a place and identity of its own. The owners will personally guarantee the loan and a mortgage will be put on the existing building.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Revolving Loan Fund Loan Review Report Form for Geauga Finishing LLC for a loan in the amount of \$135,000.00 from the Geauga County Revolving Loan Fund.*

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

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – RELEASE BID BOND – PETERSON CONSTRUCTION – HISTORICAL SOCIETY ADA BATHROOMS**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to release the bid bond for Petersen Construction and Contracting Incorporated for the Geauga*

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*County Historical Society ADA Bathrooms Project, under Grant #B-F-08-026-1, as all specifications have been met.*

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

**SOIL AND WATER CONSERVATION DISTRICT – NOTICE OF VIOLATIONS – CRAFT BUILDERS**

*Colleen Sharp, District Urban Technician reported that this property owner had dug a pond and clouded up a stream.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to acknowledge the first and second Notice of Violations issued against Craft Builders, owner of property located at 14345 Rock Creek Road (Parcel 15-102567) in Hambden Township for failure to comply with Geauga County Water Management and Sediment Control Regulations as outlined in the attached “Notice of Violation” (Section 3.01 A and 7.03) “Inspection Reports”, and to forward the “Notice of Violation” and “Inspection Reports” to the Geauga County Prosecutor to enforce compliance with the Geauga County Water Management and Sediment Control Regulations by seeking an injunction or other further relief to secure the required compliance.*

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

**COMMISSIONERS' OFFICE – EXECUTIVE SESSION**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to move into executive session for the purpose of discussing pending litigation.*

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

*The Board reconvened at 12:00 p.m. No action was taken as a result of this executive session.*

**ACKNOWLEDGEMENTS**

- a) 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 June 2009, pursuant to ORC 135.35(L).*
- b) A yearly audit report filed by Geauga Ashtabula Portage Partnership Incorporated for the year ended June 30, 2008.*
- c) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending July 1, 2009 as required by O.R.C. 955.12.*
- d) The monthly financial report from the County Building Department for the month of June 2009.*

**MEETINGS**

*Tue., 7/14 The Commissioners will hold regular session.*

*Tue., 7/14 Planning Commission meeting at 470 Center Street, Building #8 at 7:30 p.m.*

*Thu., 7/16 The Commissioners will hold regular session.*

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*Mon., 7/20      Board of Revision meeting*

*Mon., 7/20      Family First meeting - JFS at 2:00 p.m.*

*Tue., 7/21      The Commissioners will hold regular session.*

*Thu., 7/23      The Commissioners will hold regular session.*

*Mon., 7/27      Board of Revision meeting*

*Tue., 7/28      The Commissioners will hold regular session.*

*Thu., 7/30      The Commissioners will hold regular session.*

***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER  
YOUNG ADJOURNED THE MEETING AT 12:00 P.M.***

*Geauga County Board of Commissioners*

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*Tracy A. Jemison*

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*Mary E. Samide*

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*William S. Young*

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*Claudine Kozenko, Commissioners' Clerk*