

Commissioners' Journal
May 4, 2010

The Geauga County Board of Commissioners met in session on May 4, 2010 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, Mary E. Samide opened the meeting at 10:03 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

APPOINT ACTING CLERK

Motion: by Commissioner Young, seconded by Commissioner Jemison to appoint Christine Blair as acting Clerk for the meeting of May 4, 2010.

<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>

APPROVE FINANCIALS

Budget Specialist Heidi Delaney explained the financials as including a revenue certification for Water Resources from the Parkman revenue bond reserve fund; supplemental and appropriation transfers from the contingency account to return appropriations to the Sheriff's department for pay-ins made into the general fund; cash transfers for medical, dental and life Insurance for May, 2010 and a portion of 2010 funding for the County Home; encumbrance for a contract for the Department on Aging with Orchard Hills center for rent expense in the amount of \$16,000.00; travel requests for the Commissioners' office, Juvenile/Probate Court and the Prosecutor's office.

Motion: by Commissioner Young, seconded by Commissioner Jemison to Board approve and execute Resolution 10-080 itemizing the financials for the meeting of May 4, 2010.

<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>

SHERIFF'S OFFICE – 800 MHZ TRANSITION ADMINISTRATOR RECONFIGURATION COST ESTIMATE

Dan McClelland, Sheriff explained that this is part of the re-banding, regarding the use of frequencies and airwaves. This is something that we've met before and talked about. Nextel is doing this and it is at no cost to the county, but it's a move that we need to make.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the 800 MHz Transition Administrator (The Official Reconfiguration Manager) FCC 800 MHz Band Reconfiguration Cost Estimate –Certified Request Schedule C Request for Reconfiguration Funding requesting Sprint Nextel to fund the reconfiguration service costs required to modify the radio system to comply with Federal Communication Commission's (FCC) Rebanding Report and Order mandating moving the 800 MHz System frequencies to reduce interference in the 800 MHz band. All costs for the mandate are the responsibility of Sprint Nextel.

<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>

COUNTY ENGINEER – RESOLUTION TO COOPERATE WITH MONTVILLE TOWNSHIP – IMPROVEMENT OF DEWEY ROAD

R. L. Phillips, Engineer explained over the last couple of years they've been making an effort to help out some of the townships, particularly the eastern townships that struggle to put projects

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together with some of our levy funds. The Engineers office had made a commitment to Montville Township last year to help them with the Hart Road project, but they never got any paperwork together on it, so we said we'd come back and see what we could get done. Montville came back this year to us with the Dewey Road project and we said we'd finish up our obligation and we got the paperwork in ahead of the project.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-081 Proposing to Cooperate with Montville Township for the improvement of Dewey Road (TR 54, Sections A&B) in Montville Township.

Board of County Commissioners, Geauga County, Ohio

Date: May 4, 2010

Resolution: 10-081

**RESOLUTION OF THE GEAUGA COUNTY BOARD OF COMMISSIONERS
PROPOSING TO COOPERATE WITH
THE MONTVILLE TOWNSHIP BOARD OF TRUSTEES
2010 Improvement to Sections A&B of Dewey Road**

Commissioner Young moved the adoption of the following resolution, which was duly seconded by Commissioner Jemison:

WHEREAS, the public interest demands the improvement hereinafter described; and

WHEREAS, Sections 5535.08 and 5535.15 of the Ohio Revised Code allows counties to assist in funding the maintenance and repair of township roads; and

WHEREAS, the public interest is best served by the cooperation of the Geauga County Board of Commissioners and the Montville Township Board of Trustees to improve Dewey Road, TR 54 from Plank Road (SR86) to Burrows Road TR (60) in Montville Township.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Geauga County, Ohio, that:

SECTION I – The public interest demands the improvement of Dewey Road, situated in the Township of Montville, County of Geauga and State of Ohio.

SECTION II – The Geauga County Engineer is authorized to reimburse Montville Township for costs not to exceed \$91,000.00 related to work performed and accepted during a project to improve Dewey Road under Contract #MON-54AB-10 in 2010.

SECTION III – The funds for the reimbursement shall come from funds available to the County Engineer to improve roads and bridges.

BE IT FURTHER RESOLVED, that the Clerk of the Geauga County Commissioners is hereby instructed to transmit three original copies of this resolution to the Montville Township Board of Trustees for acceptance.

<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>

**ENGINEER'S OFFICE – ACKNOWLEDGE ONE YEAR EXTENSION TO AGREEMENT –
HIGHWAY DEPARTMENT EMPLOYEES (COMMUNICATIONS WORKERS OF AMERICA,
AFL-CIO UNION)**

R. L. Phillips, Engineer explained that the contract with the workers in the garage was up the middle of April, so they sat down early with them to talk about things. It was presented very quickly that with the state of the economy and the county a one year extension was suggested rather than a drawn out negotiation. It was agreed upon that with the health insurance increase being picked up by the county, and the current economy that it was best to wait a year until they sit down and see what is able to be done. Hopefully in a year we'll be in a better position.

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Present was the negotiating team of Chuck Miller, Manager, Charla Fortuna, Ron Geller, Mike Donaldson, Rick Doles, and Joe Purcell. Bill Vidmar, Business Agent, was present as the representative for the Communications Workers of America (CWA). R.L. Phillips commented they reached middle ground very quickly, given the economy not being the best in the world; that it was not the best time to ask for an increase or for us to provide one. Bill Vidmar commented that the talks in the past have been on mutual needs. To continue the process and the good relationship we have, we extended for one year and in a year we'll go back see how things are and take a look at understanding the needs of the county, Mr. Phillips and the Union, as that was the best route we could take. R. L. Phillips went on to say that the other issue out there is that health insurance is really unclear for the future and to do a three year contract with neither of us having a good feeling or understanding where health insurance was, it was difficult for both of us. Hopefully with going through this year we'll have at least a good two year picture of what we've got that will help them and us understand where we need to be and what the future holds. Being on the same page in reaching the one year extension of the current contract, they stayed at the same pay rate that they are, and with the health insurance that the county picked up, we also made arrangements for uniforms as we have in the past.

Commissioner Samide explained that anyone who drives Geauga county roads knows that these guys really do a great job for us. We know that you do a good job and are so appreciative of you for stepping up to the plate and working with all of us to try and keep everyone working. That means a lot to us and we won't forget that.

Commissioner Jemison responded, "Thank you very much. You are to be commended for taking this step and for looking at the current economic climate, we greatly appreciate it, as we do, all the employees, the department heads and our unions have done the same. We greatly appreciate your position on this year also."

Commissioner Young commented that it's outstanding that all of you went this route, in agreeing with R.L. as to what all of you are thinking about with health coverage. Not knowing what is going to happen next year, and interpret what we can offer and what the cost might be, there are other things that we have to discuss and are discussing. Ron Geller is on the committee that takes a look at this and we just have to see how it works out. Positive things have been done because all of you work so hard, so thank you so much. Commissioner Samide went on to say that this is what sets apart the workers of Geauga County from the outlining counties because you are able to come to the plate. R. L. replied that after one tough February, everyone stepped up and did what they had to do. That wintertime is very noticeable, that they do a better job then the state and everywhere else. He commends them too, they know what they need to do, being away from the family, weekends, nights, but everyone is good about putting the time in. Commissioner Jemison explained that they received some compliments this year about the roads, whereas usually it's a complaint, not a compliment.

Motion: by Commissioner Young, seconded by Commissioner Jemison to acknowledge the one year extension to the Agreement between the Geauga County Engineer and the Geauga County Highway Department Employees (Communications Workers of America, AFL-CIO Union) dated April 21, 2007 to March 19, 2010.

<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>

Motion: by Commissioner Young, seconded by Commissioner Jemison to amend the Motion to the corrected date acknowledging the one year extension to the Agreement between the Geauga County Engineer and the Geauga County Highway Department Employees (Communications Workers of America, AFL-CIO Union) dated April 27, 2010 to April 16, 2010.

<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>

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DEPARTMENT OF WATER RESOURCES – SERVICE CONTRACT – GENERATOR SYSTEMS INCORPORATED

Doug Bowen, Director explained that this is just a blanket contract for maintenance of our two pump booster water stations, they do generator testing. It will mostly be done over the summer, with the remainder of this is in case something would happen.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute a service Contract Agreement between the Geauga County Board of Commissioners and Generator Systems Incorporated to perform scheduled preventative maintenance including a four hour bank test for both the Bainbridge Water Booster Station #2 and County Lane Booster Station #1 for the period of one year, in an amount not to exceed \$3,125.00.

<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>

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – THREE-PARTY AGREEMENT – WILLIAM AND SANDRA FELBERG – EXCAVATION WORKS INCORPORATED

Joni Stusek explained that this is the first one we are doing outside the circle of Kiwanis Lake. This is just a garage that is halfway falling down and that it just needs to come down. Joni explained that she brought pictures when it was first discussed about this building coming down.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute a three-party Agreement for Housing Demolition/Clearance between the Geauga County Board of Commissioners, William and Sandra Felberg and Excavation Works Incorporated for the demolition of property located at 9765 Fairmount Road, Newbury under the Neighborhood Stabilization Grant, in the amount of \$1,950.00.

<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>

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – NOTICE TO PROCEED – EXCAVATION WORKS INCORPORATED

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Notice to Proceed for Excavation Works Incorporated for the demolition of property located at 9765 Fairmount Road, Newbury under the Neighborhood Stabilization Grant.

<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>

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – THREE-PARTY AGREEMENT – BERNICE MARIMPIETRI, ANTHONY AND DELORES DIVITA – EXCAVATION WORKS INCORPORATED

Joni Stusek explained that this is a house in Kiwanis Lake that has been abandoned for twenty to thirty years. The roof is caved in and it hasn't been painted. She expressed that it was just a shell full of junk.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute a three-party Agreement for Housing Demolition/Clearance between the Geauga County Board of Commissioners, Bernice Marimpietri, Anthony DiVita and Delores DiVita and Excavation Works Incorporated for the demolition of property located at 14777 Beechwood Drive, Newbury under the Neighborhood Stabilization Grant, in the amount of \$3,800.00.

<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>

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**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – NOTICE TO PROCEED –
EXCAVATION WORKS INCORPORATED**

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Notice to Proceed for Excavation Works Incorporated for the demolition of property located at 14777 Beechwood Drive, Newbury under the Neighborhood Stabilization Grant.

<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>

**AUDITOR AND COUNTY ENGINEER– ADVERTISE TWO PUBLIC HEARINGS –
AMENDMENT OF TRANSFER AND CONVEYANCE STANDARDS**

Motion: by Commissioner Young, seconded by Commissioner Jemison to grant permission to hold two Public Hearings to discuss Amendment of the Transfer and Conveyance Standards for the Geauga County Auditor and the Geauga County Engineer to be held on May 13 and June 3, 2010 at 10:30 a.m. Notice of these public hearings will be advertised on May 6, 2010 and the county web site.

<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>

MEETINGS

5/3 through 5/7 2010 Public Service Recognition Week

Tue., 5/4 The Commissioners will hold regular session.

Wed., 5/5 Chagrin River Watershed Partners Annual Board meeting at Holden Arboretum at 4:00 p.m.

Thu., 5/6 The Commissioners will hold regular session.

Thu., 5/6 CASA for Kids Annual Appreciation Evening at Bass Lake at 6:30 p.m.

Tue., 5/11 The Commissioners will hold regular session.

Tue., 5/11 Planning Commission meeting at 7:30 p.m. at Building #1C, 470 Center Street

Thu., 5/13 The Commissioners will hold regular session.

Fri., 5/14 NOACA Governing Board meeting at 10:00 a.m. at NOACA Offices

Tue., 5/18 The Commissioners will hold regular session.

Thu., 5/20 The Commissioners will hold regular session.

Fri., 5/21 NOACA TAC meeting at NOACA Offices

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SAMIDE ADJOURNED THE MEETING AT 10:35 A.M.

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Geauga County Board of Commissioners

William S. Young

Tracy A. Jemison

Mary E. Samide

Christine Blair, Acting Clerk