

Commissioners' Journal
April 10, 2008

The Geauga County Board of Commissioners met in session on April 10, 2008 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, Craig S. Albert opened the meeting at 10:06 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 April 3, 2008.

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

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the minutes for the meeting of April 8, 2008.

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

COUNTY ENGINEER'S OFFICE –

Motion: by Commissioner Samide, seconded by Commissioner Young to accept the maintenance guaranty for the Pettibone Road widening in the amount of \$20,000.00 plus interest being held by the Board at Middlefield Bank.

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

Motion: by Commissioner Samide, seconded by Commissioner Young to release the maintenance guaranty for The Shops at Marketplace Subdivision in Bainbridge Township in the amount of \$90,000.00 plus interest being held by the Board at Huntington Bank (previously Sky Bank). Giles Road and North Market Place Drive in the Shops at Marketplace are private roads and are maintained by the owners.

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

DEPARTMENT OF WATER RESOURCES –PARKMAN SEWER PROJECT PHASE 2 BID AWARD - BILL SUGLIA EXCAVATING LLC

Motion: by Commissioner Samide, seconded by Commissioner Young to award the bid to Bill Suglia Excavating LLC for the Parkman Sewer Project, Phase 2 (P9805) in the amount of \$272,121.00 as they represented the lowest and best bid.

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

DOG WARDEN'S OFFICE – UPDATED ORGANIZATIONAL CHART

Motion: by Commissioner Samide, seconded by Commissioner Young to approve the updated Dog Warden's Office organizational chart to abolish the Shelter Deputy (#1606) position and revise the Deputy Dog Warden (#1602) position which

Commissioners' Journal
April 10, 2008

combines Deputy Dog Warden (#1602) position and Shelter Deputy (#1606) position, and to further accept the job descriptions as presented. The pay grade 5 does not change.

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

MAINTENANCE DEPARTMENT – LAWN MAINTENANCE CONTRACTS

Director Glen Vernick reported that if mowing is needed after October 28th the price will be figured by each incident needed. Mr. Vernick added that it is cheaper to have a service do this mowing than to use Maintenance employees.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute a Contract between the Geauga County Board of Commissioners and Signature Lawns and Landscaping Incorporated for the 2008 lawn care at the 24-hour service area (DES, County Home, Old Jail site and the Safety Center) for the period April 15, 2008 through October 28, 2008 in an amount not to exceed \$7,416.00.

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

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute a Contract between the Geauga County Board of Commissioners and Signature Lawns and Landscaping Incorporated for the 2008 lawn care at the Courthouse and 470 Center Street (courthouse, 208 East Park Street and 470 Center Street) area for the period April 15, 2008 through October 28, 2008 in an amount not to exceed \$6,674.00.

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

MAINTENANCE DEPARTMENT – CHANGE ORDER #2 – FOGLE, STENZEL ARCHITECTS

Mr. Vernick stated this was for additional work requested by the county.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize change order #2 (Addendum #2) increasing the contract with Fogle / Stenzel Architects Incorporated for the Geauga County Courthouse 3rd Floor Renovations Project for requested final negotiated change order for added service, in the amount of \$1,750.00.

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

DEPARTMENT OF EMERGENCY SERVICES – UPDATED ORGANIZATIONAL CHART

Director Dale Wedge reported that two years ago a Strategic Plan was done which part of the plan included these two positions. Both grades are over-time exempt. County Administrator Dave Lair commented that the Deputy Director title is recognized in the DES world as second in command. Responding to Commissioner Young's question Mr. Wedge reported the funds for these positions may have to come from the general fund but he will have discussions with First Energy requesting additional funding at the end of their two year contract (that ends this year). Mr. Wedge added that technology is being added to the Perry emergency drill this year to reduce paper work and for better organization.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve the updated Department of Emergency Services organizational chart approving the new positions of Deputy Director – Preparedness (#1711) and Deputy Director – Planning (#1712) and to further accept the job descriptions as presented.

Commissioners' Journal
April 10, 2008

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| Roll Call Vote: | Commissioner Samide | Aye |
| | Commissioner Young | Aye |
| | Commissioner Albert | Aye |

DEPARTMENT OF EMERGENCY SERVICES – PROMOTE KEN FOLSOM – DEPUTY DIRECTOR PREPAREDNESS

Mr. Folsom currently works eighty-five to ninety hours. This promotion is “kind of a wash” as he is now being compensated for all his overtime work.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve the promotion of Ken Folsom to the position of Deputy Director –Preparedness (#1711) to be effective April 20, 2008 at the rate of \$21.19. After the successful completion of a 120 day period the rate will increase to \$22.63, Grade 14E, Step 4.

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| Roll Call Vote: | Commissioner Samide | Aye |
| | Commissioner Young | Aye |
| | Commissioner Albert | Aye |

DEPARTMENT OF EMERGENCY SERVICES – ADVERTISE – DEPUTY DIRECTOR - PLANNING

Motion: by Commissioner Samide, seconded by Commissioner Young to grant permission to advertise for the position of Deputy Director – Planning (#1712). This position will remain posted until the vacancy is filled.

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| Roll Call Vote: | Commissioner Samide | Aye |
| | Commissioner Young | Aye |
| | Commissioner Albert | Aye |

DEPARTMENT OF EMERGENCY SERVICES – RESOLUTION AUTHORIZING COUNTY ADMINISTRATOR TO PERFORM ADMINISTRATIVE FUNCTIONS IN DISASTER EMERGENCY SITUATION

The following request was read but was not moved or voted on: “to approve and execute Resolution 08-051 authorizing the County Administrator to perform administrative functions in a disaster or emergency situation.”

Mr. Wedge stated he was going over the operations plan and he wondered what would happen in an emergency if all three commissioners could not be reached or if one was in a car accident and could not be reached for a quorum to declare a state of emergency. Only commissioners can declare a state of emergency, township trustees cannot. Mr. Wedge stated he thought he could do certain things in the case of an emergency but he cannot declare an emergency, according to O.R.C. This gives Dave Lair authority, if the Board wishes to give it to him, for certain things in the absence of a commissioner. Commissioner Samide stated that the resolutions states “conferring the power” it does not state in the absence of a majority of commissioners, it should not automatically be done. Commissioner Samide added that she had a problem with the way the resolution reads. It appears to be giving away commissioners responsibilities and giving it to one individual. Commissioner Albert questioned if there was not some rule or regulation that would cover such a situation if a commissioner was incapacitated, why could it not be done by phone or fax or some other method. Mr. Wedge added that this is not designed to usurp their authority. Commissioner Samide added that the Board is ultimately responsible for the county. The Board agreed this resolution pertaining to a majority of commissioners not being available is really an issue, for example, the County Coroner can step up to fill the role of a vacant commissioner. Commissioner Young suggested that Mr. Wedge research if authorization to declare an emergency can be done over the phone. Commissioner Samide also suggested Mr. Wedge research if the Board could confer powers to one commissioner in the case of the absence of the other two, upon phone discussion with the other two commissioners. After further discussion, it was the Board’s consensus to have Mr. Wedge do a little more research on the questions raised with this discussion.

Motion: by Commissioner Samide, seconded by Commissioner Young to table the request “to approve and execute Resolution 08-051 authorizing the County Administrator

Commissioners' Journal
April 10, 2008

to perform administrative functions in a disaster or emergency situation.” for further discussion and research.

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| Roll Call Vote: | Commissioner Samide | Aye |
| | Commissioner Young | Aye |
| | Commissioner Albert | Aye |

COMMISSIONERS' OFFICE – PUBLIC SERVICE RECOGNITION WEEK

Human Resource Administrator Colleen Lockhart reported this is the fifth year this Proclamation has been approved. Ms. Lockhart explained that an Expo is being planned, for county employees only, which will hold displays on services provided by county offices for county employees. Examples of displayers and presentations are: Geauga County Credit Union, Workers Comp, CEBCO and Deferred Compensation representatives.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-052 Proclaiming May 5, 2008 through May 11, 2008 as Public Service Recognition Week for 2008.

Board of County Commissioners, Geauga County, Ohio

Date: April 10, 2008
Resolution: 08-052

**RESOLUTION PROCLAIMING MAY 5, 2008 THROUGH MAY 11, 2008
AS PUBLIC SERVICE RECOGNITION WEEK FOR 2008**

WHEREAS, In honor of the men and women who serve America every single day as public servants at the federal, state, county and city levels. These unsung heroes do the work that keeps our nation working. Public employees take not only jobs, but oaths; and

WHEREAS, Public service is a high calling and an expression of responsible citizenship; and

WHEREAS, A job in public service will impact the lives of many people, through public policy, education, law enforcement, and the environment; and

WHEREAS, Without these dedicated government employees at every level, continuity would be impossible in a democracy that regularly changes its leaders and elected officials; and

WHEREAS, We, the Geauga County Board of Commissioners, do proclaim that annually the first week of May to be Public Service Recognition Week in Geauga County and call upon all citizens to recognize the contributions made by public employees at all levels who help ensure the quality of our lives in this great country and in this great county in the state of Ohio; and

WHEREAS, O.R.C. 325.25 specifically authorizes employee recognition programs; and

WHEREAS, The Board of Commissioners of Geauga County, Ohio wish to utilize this authority to recognize the employees of Geauga County government on an annual basis during the first week of May during Public Service Recognition week by means of modest expenditures on tokens of appreciation to those employees not to exceed \$15.00 per employee and that such other expenditures may lawfully include providing of meals and non-alcoholic beverages, as one means of expressing this appreciation.

NOW, THEREFORE BE IT RESOLVED, that this Resolution become part of the permanent record of the Board of Commissioners of Geauga County, Ohio.

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| Roll Call Vote: | Commissioner Samide | Aye |
| | Commissioner Young | Aye |
| | Commissioner Albert | Aye |

COMMISSIONERS' OFFICE – PROCLAIM APRIL AS ALCOHOL AWARENESS MONTH

James Adams, Director of Geauga County Mental Health and Recovery Services was present to explain to the Board some of the things the Mental Health Board is working on with other county

Commissioners' Journal
April 10, 2008

agencies. Five or six community experts like the Sheriff and Wally Walbauer from the Education Service Center were brought together to discuss children's brain development, an alcohol screening was done at Kent State and a Kids Fest with prevention and education activities will be held at Berkshire School with an attendance of over 500 families. Mr. Adams also discussed a survey that was done three years ago for all six through twelfth graders in Geauga County called the Communities that Care Survey. Family First Council did some programming as a result of the survey which found alcohol use among teens was about 8% to 12% above the national norm in Geauga County, and parental approval for teens over sixteen drinking was 16% above the norm. They launched a campaign to do early intervention among which was a post card campaign that was sent to parents of teens of different age levels. The results of the latest survey (with 6900 completed and validated surveys) showed teen drinking and smoking has gone down 2.5%, so it appears they are making a difference. The surveys contain about 140 questions including community items, school and social involvement. More training will be set up as a result of the latest surveys. The post card campaign received state recognition and they have been asked to present at a national youth training in Tampa, Florida.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-050 Proclaiming April as Alcohol Awareness Month 2008.

Board of County Commissioners, Geauga County, Ohio

Date: April 10, 2008

Resolution: 08-050

GEAUGA COUNTY COMMISSIONERS PROCLAMATION
ALCOHOL AWARENESS MONTH 2008

WHEREAS, the National Council on Alcoholism and Drug Dependence has designated April as Alcohol Awareness Month and this year seeks to educate all Americans on the tragic cost of underage drinking in the United States; and

WHEREAS, over 6,500 persons ages 10-21 die each year from causes associated with underage drinking: 2,400 in drinking and driving crashes, 2,400 from other accidents, falls, fires, etc., 1,500 in alcohol-related homicides, and 300 due to suicide; and

WHEREAS, approximately 9.7 million current drinkers in the United States are between the ages of 12-20; and

WHEREAS, in Geauga County, high school seniors report using alcohol in the last 30 days at a rate 11% higher than the national statistics for the same age group; and

WHEREAS, drug and alcohol violations among young people in Geauga County have continued to be the most common violations filed in Geauga County Juvenile Court cases; and

WHEREAS, Geauga County high school seniors report parental acceptance of teen drinking at a rate 8% higher than the national norm; and

WHEREAS, research shows that parents who hold and communicate their attitudes against underage drinking with their children significantly reduce the amount of underage drinking, as well as delay the first use of alcohol; and

WHEREAS, the Geauga County Commissioners are working collaboratively with agencies and coalitions like the Geauga County Family and Children First Council, the Geauga County Department of Job and Family Services, the Geauga County Juvenile Court, the Geauga County Educational Service Center, the Geauga County Board of Mental Health and Recovery Services, and many others to reduce underage drinking and secure a promising future for all children in Geauga County,

NOW, THEREFORE, the Geauga County Commissioners join the Geauga County Board of Mental Health and Recovery Services and the National Council on Alcoholism and Drug Dependence, Inc. (NCADD) and do hereby proclaim that April 2008 is Alcohol Awareness Month in Geauga County. The Geauga County Commissioners and the Geauga County Board of Mental Health and Recovery

Commissioners' Journal
April 10, 2008

Services call upon all citizens, parents, governmental agencies, public and private institutions, businesses, hospitals, schools and colleges in Geauga County to support efforts that will increase community awareness, understanding and action to address underage drinking in our community and join us in "Saving Lives: Prevent and Reduce Underage Drinking".

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

LIQUOR LICENSE – CHESTER TOWNSHIP

Motion: by Commissioner Samide, seconded by Commissioner Young to concur with the Chester Township Trustees in not requesting a hearing on the liquor license requested by Starlite Enterprises LLC (d.b.a. Galaxy Bar and Grill) located at 8503 Mayfield Road in Chester Township (C NEW 8512094).

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

COMMISSIONERS' OFFICE - EXECUTIVE SESSION

Motion: by Commissioner Samide, seconded by Commissioner Young to move into executive session for the purpose of discussing personnel.

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

The Board reconvened at 11:27 a.m. No action was taken as a result of this executive session.

ACKNOWLEDGEMENTS

- a. The Plan Review Submittal #1 for Flower Factory, in Bainbridge Township filed by Geauga Soil and Water Conservation District.*
- b. The Plan Review Submittal #1 for Sunnybrook Preserve, in Chester Township filed by Geauga Soil and Water Conservation District.*
- c. The Plan Review Submittal #1 for Parkman Industrial Building 50, in Munson Township filed by Geauga Soil and Water Conservation District.*
- d. A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending April 2, 2008 as required by O.R.C. 955.12.*
- e. A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the prisoner transport for the month ending March 2008 as required by O.R.C. 325.07.*

MEETINGS

Thu., 4/10 United Way Services Annual Meeting at the Banquet Room at St. Mary's School at 11:15 a.m.

Fri., 4/11 NOACA meeting at 10:00 a.m.

Mon., 4/14 Board of Revisions

Tue., 4/15 The Commissioners will hold regular session.

Tue., 4/15 CDBG Small Cities Program Public Hearing at 11:00 a.m.

Commissioners' Journal
April 10, 2008

Thu., 4/17 The Commissioners will hold regular session.

Fri., 4/18 TAC meeting

Fri., 4/18 Community Corrections Planning Board at 12:00 p.m., Judge Burt's jury room

Mon., 4/21 Family First meeting at 2:00 p.m.

Tue., 4/22 The Commissioners will hold regular session.

Thu., 4/24 The Commissioners will hold regular session.

Thu., 4/24 The Commissioners will hold the monthly Economic Development work session discussion at noon.

Tue., 4/29 The Commissioners will hold regular session.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER ALBERT ADJOURNED THE MEETING AT 11:30 A.M.

Geauga County Board of Commissioners

Mary E. Samide

William S. Young

Craig S. Albert

Claudine Kozenko, Commissioners' Clerk