

Commissioners' Journal
March 23, 2010

The Geauga County Board of Commissioners met in session on March 23, 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 10:02 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 March 18, 2010.

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

** Commissioner Young was absent from this session.*

APPROVE FINANCIALS

Budget Specialist Heidi Delaney explained the financials as including appropriation transfers from the Contingency account to return appropriations to the Sheriff's Department for pay-ins made into the General Fund and for additional requested appropriations for the Coroner's Office; a cash transfer for a portion of the 2010 funding for CASA and the Youth Center; contracts for the Transit Department's ARRA funded MDT project for CDWG totaling \$38,938.22; travel requests for Juvenile Probate, Common Pleas, Building Department and County Engineer's Office; Then and Now's for the Sheriff's Office, Engineer's Office and the Law Library. Commissioner Jemison inquired about the Coroners supplemental appropriation to which County Administrator Dave Lair responded that it was for three "death flights" where someone is Med-Evac-ed and they died in Cuyahoga County.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-045 itemizing the financials for the meeting of March 23, 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 – TECHNOLOGY IMPROVEMENT SUBGRANT AGREEMENT

Sheriff McClelland explained this grant will be used for a computer server which will allow them to do updates to the data system and is in the total amount of \$17,000.00, with no money needed from the general fund.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Geauga County Technology Improvement Subgrant Award Agreement (#2009-JG-LLE-5108) from the Ohio Office of Criminal Justice Services (OCJS) for the purchase of a computer server, in the amount of \$17,000.00 (\$15,000.00 from Bureau of Justice Assistance and a match of \$2,000.00 from the Federal Law Enforcement Trust).

<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 – RESOLUTION ORDERING ASPHALT RESURFACING OF WILSON MILLS ROAD

County Engineer R.L. Phillips explained that these two projects are the result of hearings held last week and both are federally funded projects. Mr. Phillips added that Wilson Mills will

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happen this year but he is not sure about the federal funding for Washington Street. Mr. Phillips explained he is swapping the Wilson Mills project with one set for 2011 funding as it needs resurfacing. The federal 2011 funding starts in July 1, 2010. Mr. Phillips responded to Commissioner Young's question about the joint paving with Chardon of Wilson Mills stating he had not heard anything about that project but they were going to do Aquilla Road also but now Chardon is not sure. Aquilla Road was in their plans but apparently now they are not sure. Mr. Phillips commented that their first March payment from the state was substantially, noticeably lower than expected and they are hoping the second payment is not down as well. The Wilson Mills project should only take about three weeks to complete.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-046 to Order the Asphalt Resurfacing of Wilson Mills Road (CH 8, Sections G-L) in Munson Township. This resolution also requests the Board approve and execute the title sheet for specifications for the same.

Board of County Commissioners, Geauga County, Ohio

Resolution: 10-046

Date: March 23, 2010

**RESOLUTION TO ORDER THE IMPROVEMENT OF SECTIONS G-L
OF WILSON MILLS ROAD (CH 8) IN MUNSON TOWNSHIP**

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 09-176 that the public convenience and welfare require the improvement of Wilson Mills Road between Heath Road (TR 105) at the Chester/Munson township line and the City of Chardon corporation line in Munson Township by grading, paving, draining, widening, constructing and reconstructing the bridges and culverts as necessary or otherwise improving the same in accordance with Section 5555.06 of the Ohio Revised Code; and

WHEREAS, no lands are needed to be taken relative to the improvement of Sections G-L of Wilson Mills Road; and

WHEREAS, the Geauga County Board of Commissioners after holding a hearing for objections for the improvement of Wilson Mills Road is satisfied that the public convenience and welfare require that said improvement be made; and

WHEREAS, plans and specifications for this project have been reviewed and approved by the Ohio Department of Transportation; and

WHEREAS, federal aid funding has been secured for this project and the cost of such improvement will not be excessive in view of the public utility thereof.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners in accordance with Section 5555.13 of the Ohio Revised Code hereby orders that such improvement proceed.

BE IT FURTHER RESOLVED that the Board of County Commissioners hereby adopts the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from federal aid and local funding sources in accordance with Section 5555.43 of the Ohio Revised Code.

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 the Munson Township Board of Trustees and the Geauga County Engineer.

<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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ENGINEER'S OFFICE – RESOLUTION ORDERING ASPHALT RESURFACING OF WASHINGTON STREET

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-047 to Order the Asphalt Resurfacing of Washington Street (CH 606, Sections C-F) in Bainbridge and Auburn Townships. This resolution also requests the Board approve and execute the title sheet for specifications for the same.

Board of County Commissioners, Geauga County, Ohio

Resolution: 10-047

Date: March 23, 2010

RESOLUTION TO ORDER THE IMPROVEMENT OF SECTIONS C-F OF WASHINGTON STREET (CH 606) IN BAINBRIDGE AND AUBURN TOWNSHIPS

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 07-084 that the public convenience and welfare require the improvement of Washington Street between Chillicothe Road (SR 306) in Bainbridge Township and Munn Road (CH 32) in Auburn Township by grading, paving, draining, widening, constructing and reconstructing the bridges and culverts as necessary or otherwise improving the same in accordance with Section 5555.06 of the Ohio Revised Code; and

WHEREAS, no lands are needed to be taken relative to the improvement of Sections C-F of Washington Street; and

WHEREAS, the Geauga County Board of Commissioners after holding a hearing for objections for the improvement of Washington Street is satisfied that the public convenience and welfare require that said improvement be made; and

WHEREAS, plans and specifications for this project have been reviewed and approved by the Ohio Department of Transportation; and

WHEREAS, federal aid funding has been secured for this project and the cost of such improvement will not be excessive in view of the public utility thereof.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners in accordance with Section 5555.13 of the Ohio Revised Code hereby orders that such improvement proceed.

BE IT FURTHER RESOLVED that the Board of County Commissioners hereby adopts the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from federal aid and local funding sources in accordance with Section 5555.43 of the Ohio Revised Code.

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 the Auburn Township Board of Trustees, Bainbridge Township Board of Trustees and the Geauga County Engineer.

<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 – RECONSTRUCTION OF GEORGIA ROAD – BID AWARD – CAMINO CONSTRUCTION INCORPORATED

Mr. Phillips explained this project will take care of the reconstruction from Chipmunk Lane to a spot west of White Road past a culvert and will also take care of berm building along Section A to Route 168. There will then be another federal project that will re-surface all of that. Mr. Phillips added that they have talked to virtually everyone in the Amish community and basically they like the overall project and appreciate the width of the road. A mound will be built in front of the school, after the ditch, to separate the school from the road for the safety of the children.

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Motion: by Commissioner Young, seconded by Commissioner Jemison to award the bid for the Reconstruction of Georgia Road (CH 40, Sections A&B) Project in Burton Township to Camino Construction Incorporated, in the amount of \$798,695.00 as they represented the lowest and best bid.

<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>

PLANNING COMMISSION – WETLAND MITIGATION CREDITS PURCHASE AGREEMENT – BOARD OF DEVELOPMENTAL DISABILITIES

Director Dave Dietrich stated that it was directed in the permit for the Board of Developmental Disabilities to go to our mitigation bank. Mr. Dietrich added that he is happy to help them out in this matter.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the Purchase Agreement for Wetland Mitigation Credits between the Geauga County Board of Commissioners and Geauga County Board of Developmental Disabilities for the purchase of 0.30 wetland preservation credits in the amount of \$2,700.00 (Warrant #809371) from the Geauga County Upper Cuyahoga Consolidated Wetlands Mitigation Bank, “Pope Home Site” (Troy Township).

<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 OF NO SIGNIFICANT IMPACT (NOI) – REQUEST FOR RELEASE OF FUNDS AND CERTIFICATION (RROF) – FORMULA GRANT B-F-09-026-1

Director Anita Stocker explained that this is standard housekeeping when they have a project involving construction or “a shovel to the ground”.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Notice of No Significant Impact (NOI) and Request for Release of Funds and Certification (RROF) for the CDBG Formula Grant #B-F-09-026-1 Formula Grant activities for Chagrin Falls Park – new construction and Burton – parking and sidewalk improvements; and Neighborhood Stabilization Grant Program (NSP) grant #B-Z-08-004-1 clearance activities in Kiwanis Lake, Newbury Township, Chagrin Falls Park; and Program Income activity in Parkman Township – Revolving Loan Fund Infrastructure septic system project.

<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>

DEPARTMENT OF WATER RESOURCES – 2010 LAWN MAINTENANCE PROGRAM PROJECT BID AWARD

Motion: by Commissioner Young, seconded by Commissioner Jemison to award the bid for the 2010 Lawn Maintenance Program Project -Northern Locations to H & M Landscaping Incorporated in the amount of \$6,480.00, as they represented the lowest and best bid.

<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 award the bid for the 2010 Lawn Maintenance Program Project -Southern Locations to Steve Cardile (d.b.a. Northcoast Lawnsapes) in the amount of \$6,988.00, as they represented the lowest and best bid.

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

DEPARTMENT OF WATER RESOURCES – V.I.P. ELECTRIC COMPANY CHANGE ORDER #3

Director Doug Bowen stated that this is an old bookkeeping item. This is from the McFarland Wastewater Treatment Plant Expansion Project that has been completed for about five or six years. This last contractor, V.I.P. Electric, created a lot of delays on the project and owed money to some of the other contractors. When the other contractors were settled or closed-out the department reimbursed them for their “issues” and held back about \$30,000 from V.I.P. Electric, who also never got their retainage. The department has been trying to settle with them for the last few years because the department did owe V.I.P. Electric a little money, but they refused to settle. So, going through the Prosecutor’s Office, they are closing the contract that has been open for many years in the form of a change order deduct in the amount of \$35,000.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Change Order #3 decreasing the contract with V.I.P. Electric Company for final adjustment of their contract for the McFarland Creek Waste Water Treatment Plant Expansion Project in the amount of \$35,000.00.

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

COMMISSIONERS’ OFFICE – RESOLUTION PROCLAIMING PUBLIC SERVICE RECOGNITION WEEK

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-048 Proclaiming May 3, 2010 through May 7, 2010 as Public Service Recognition Week for 2010 and to continue the annual recognition established and approved by the Board on March 16, 2004 and to further encourage managers and supervisors to participate in the Employee Recognition and Awards Program for which guidelines were approved and added to the Geauga County Personnel Policy and Procedure Manual.

Board of County Commissioners, Geauga County, Ohio

Date: March 23, 2010
Resolution: 10-048

**RESOLUTION PROCLAIMING MAY 3, 2010 THROUGH MAY 7, 2010
AS PUBLIC SERVICE RECOGNITION WEEK FOR 2010**

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. The vast array of services provided by the government is an integral part of our lives. Every day of our lives we depend upon the work of public employees and public service; and

WHEREAS, Public service is a public trust, 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

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WHEREAS, Ohio Revised Code 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.

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

<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>

COMMISSIONERS' OFFICE – COUNTY ADMINISTRATOR EXECUTE PLOT PLAN DOCUMENTS FOR GAS WELLS ON COUNTY PROPERTY

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize County Administrator to execute Plot Plan documents for the site location of any and all additional gas wells on county property under existing oil and gas leases.

<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>

OTHER

The Board reviewed calendars and events.

Commissioners' Clerk Claudine Kozenko will represent the Board of Commissioners at the unveiling of the Sgt. Sean Landrus Memorial Highway on Thursday, March 25 in Thompson Township. The Board will all be attending another planned event and believed they should be represented at this event.

Commissioner Samide will attend the Russell Township meeting on April 7th along with Department Director Doug Bowen and Assistant Sanitary Engineer Gerry Morgan.

ACKNOWLEDGEMENTS

- a) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending March 17, 2010 as required by O.R.C. 955.12.*

MEETINGS

Thu., 3/25 The Commissioners will hold regular session.

Thu., 3/25 Some of the Commissioners will be visiting Johnsonite Incorporated in Chagrin Falls.

*Tue., 3/30 **The Commissioners regular meeting is cancelled as the Board will be attending a WTS Public Officials Panel which Commissioner Samide is one of the panelists.***

Thu., 4/1 The Commissioners will hold regular session.

Tue., 4/6 The Commissioners will hold regular session.

Tue., 4/6 Investment Advisory Committee meeting after session.

Thu., 4/8 The Commissioners will hold regular session.

Fri., 4/9 NOACA Governing Board meeting at 10:00 a.m. at NOACA Offices

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***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER
SAMIDE ADJOURNED THE MEETING AT 11:57 A.M.***

Geauga County Board of Commissioners

William S. Young

Tracy A. Jemison

Mary E. Samide

Claudine Kozenko, Commissioners' Clerk