

**Commissioners' Journal**  
**March 15, 2011**

*The Geauga County Board of Commissioners met in session on March 15, 2011 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 10:04 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

**APPROVE MINUTES**

*Motion: by Commissioner Samide, seconded by Commissioner Jemison to approve and execute the minutes for the meeting of March 10, 2011.*

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

*\*Commissioner Young was absent from this session.*

**APPROVE FINANCIALS**

*Budget Administrator Heidi Delaney explained the financials as including a Revenue Certification for the Emergency Planning fund for an insurance reimbursement for cleanup costs associated with the chemical spill in Newbury in the amount of \$114,434.66; cash transfer out of the General Fund for February 2011 earned interest for Community Development and Board of Developmental Disabilities funds, and a portion of 2011 funding for the Soil and Water Conservation District and the Youth Center; a purchase order for Tessco Technologies for coax, antennas and mounting supplies for the Troy and Chagrin Towers in the amount of \$46,023.35, a purchase order for New World Systems Corporation for the utility management suite software maintenance for the Department of Water Resources in the amount of \$15,200.00; travel requests for the Engineer's Office and the Building Department; a voucher payment to Hummel Construction for the Board of Developmental Disabilities transportation facility project in the amount of \$425,963.45.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution #11-036 itemizing the financials for the meeting of March 15, 2011.*

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

**AIRPORT AUTHORITY – PARTIAL REIMBURSEMENT #3 – OMITTED FROM CLOSEOUT REPORT**

*Patty Fulop stated that this was a partial reimbursement that was omitted from the closeout report. Ms. Delaney and Ms. Blair noticed that we were on reimbursement #4 and had missed #3. Ms. Fulop contacted the Engineer for the project and explained that the numbers weren't adding up. The Engineer stated that he had neglected to send reimbursement #3 and apologized for any inconvenience.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize the President of the Board to execute the Partial Reimbursement #3, that was omitted from the closeout report for project (AIP #3-39-0054-1410) Rehabilitate Runway 11/ 29 Phase 2 in the amount of \$2,101.02 (FAA portion \$1,996.00 and local match \$105.02).*

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

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**AUDITOR'S OFFICE – AMEND MOTION FROM DECEMBER 16, 2010 – NEW WORLD SYSTEMS CORPORATION**

*Commissioner Jemison stated that the dates are changed from March 31, 2011 when they thought they would be done to now December 31, 2011 through the end of the year.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to amend the motion from December 16, 2010 to read: approve and authorize the President of the Board to execute the Change Order #2 to the Contract with New World Systems Corporation from December 27, 2007 up to and including by December 31, 2011 for Professional Services Related to an Integrated Public Sector Finance and Payroll / Human Resource System Project for 350 additional hours at the rate of \$140.00 per hour in an amount not to exceed \$50,000.00.*

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

*Commissioner Young asked for further clarification on the changes. Mr. Jemison stated that they had budgeted the amount initially and had never encumbered the money, hoping it wouldn't have to be spent. The previous motion stated it was an addendum and not a change order.*

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – OHIO COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FINAL PERFORMANCE REPORT**

*Program Coordinator Rhea Benton stated that this was the final closeout report for last year's formula grant projects, B-F-09-1AZ-1 and that all the projects had been completed and all the money had been spent. Ms. Benton stated it was a good report. Mr. Young inquired on the time line for the next projects. Ms. Benton explained that they were just getting started on this year's projects, and that they were in the process of getting together bid packages, and selecting Architects and Engineers. Mr. Young asked if they would be getting the same amount of money as we have in the past, and if it still is spread across five or six groups. County Administrator David Lair stated that this is based on projects there were awarded last year. Ms. Benton explained that they may receive less money for next years projects, and that they were still waiting to receive word on that. Mr. Jemison noted that this money comes from HUD, and that he doesn't doubt that we will see less and less funds. Ms. Benton stated that was their anticipation. Mr. Young inquired on the two meetings that were held on these projects and the number of people in attendance. Ms. Benton explained that they held two workshops for the Townships and Non-profit organizations to educate them on the process. Ms. Benton stated that they had seven or eight at the first workshop and about sixteen at the second.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize the President of the Board to execute the Ohio Community Development Block Grant Program Final Performance Report (Grant #B-F-09-1AZ-1) for the period September 1, 2009 through February 28, 2011.*

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

**MAINTENANCE DEPARTMENT – SERVICE CONTRACT AGREEMENT – OHIO CAT POWER SYSTEMS COMPANY, INCORPORATED**

*Director Glen Vernick stated that this was a two year service contract for the large generator located at the Safety Center. Mr. Vernick explained that the company comes in four times a year and performs checks on the system to make sure everything is in working order, changing the oil and if we need them to come out and make any necessary repairs. Mr. Jemison inquired on the repairs being included in the contract and if this was the last contract for all of the county generators. Mr. Vernick stated that all the repairs are included in this contract and this was the last contract needed on the generators.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute a service Contract Agreement with Ohio CAT Power Systems Company, Incorporated for inspection and maintenance services for the Geauga County*

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*Safety Center Generator for the Year 2011 and Year 2012 in an amount not to exceed \$14,000.00.*

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

**TRANSIT DEPARTMENT – UNPAID LEAVE OF ABSENCE – ARBIN VAUGHN**

*Mr. Lair explained that there was an oversight in timesheet recording that allowed an employee to take vacation time they thought they were entitled to but were ultimately short, so this gives them the permission to be off without pay.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve an unpaid leave of absence, per section 6.12 of the Geauga County Personnel Policy and Procedure Manual for Arbin Vaughn beginning February 13, 2011 and ending February 18, 2011.*

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

**COUNTY ENGINEER – RESOLUTION OF CONVENIENCE AND NECESSITY FOR THE VACATION OF A PORTION OF WISNER ROAD (TR-84) CHARDON TOWNSHIP**

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution #11-037 of Convenience and Necessity for the Vacation of a portion of Wisner Road (TR-84) in Chardon Township, and further set the Public Viewing for April 12, 2011 at 1:30 p.m. and the Public Hearing for April 26, 2011 at 10:10 a.m. The notice of this Public Viewing and Public Hearing will be published on March 24, and March 30, 2011 and on the county website.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: March 15, 2011*  
*Resolution: 11-037*

**RESOLUTION OF CONVENIENCE AND NECESSITY  
FOR THE VACATION OF A PORTION OF WISNER ROAD, TR-84  
Chardon Township, Geauga County, Ohio**

*WHEREAS, the abandoned portion of Wisner Road dedicated in Book B, Pages 357-359 in the year of 1838, and altered in Book D, Pages 429-432 in the year of 1868 does not meet current standards and is no longer used or needed by the public; and*

*WHEREAS, per Section 553.02 of the Ohio Revised Code, the Chardon Township Board of Trustees requesting the vacation of said roads in Resolution #125, 2010 enacted on January 3, 2011.*

*WHEREAS, the Geauga County Board of Commissioners is of the opinion that the public convenience and welfare require the vacation of the abandoned portion of Wisner Road, TR-84 in Chardon Township, Geauga County, Ohio in accordance with Chapter 5553 of the Ohio Revised Code.*

*NOW, THEREFORE, BE IT RESOLVED by the Geauga County Board of Commissioners that public convenience and welfare require the vacation of abandoned portion of Wisner Road, TR-84, Chardon Township, Geauga County, Ohio.*

*BE IT FURTHER RESOLVED that the Geauga County Board of Commissioners shall hold a public viewing on the proposed vacation on the 12<sup>th</sup> of April, 2011 at 1:30 p.m.*

*BE IT FURTHER RESOLVED that the Geauga County Board of Commissioners shall, thereafter, hold a public hearing on the proposed vacation of the 26<sup>th</sup> day of April, 2011 at 10:10 a.m.*

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*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board Commissioners is hereby instructed to give notice of the time and place for the aforementioned viewing and hearing by publication once a week for two consecutive weeks in a newspaper of general circulation in Geauga County.*

*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board of Commissioners is hereby instructed to send written notice of said public hearing by first class mail to all abutting property owners and to the director of natural resources at least twenty-days in advance of said hearing.*

*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board of Commissioners is hereby instructed to transmit a certified copy of this resolution to the Chardon Township Board of Trustees and the Geauga County Engineer.*

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

**COUNTY ENGINEER - RESOLUTION OF CONVENIENCE AND NECESSITY FOR THE VACATION OF PORTIONS OF THE UNBUILT ROADWAYS IN KIWANIS LAKE SUBDIVISION #2 - NEWBURY TOWNSHIP**

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution #11-038 of Convenience and Necessity for the Vacation of portions of the unbuilt roadways in Kiwanis Lake Subdivision #2 in Newbury Township, and further set the Public Viewing for April 19, 2011 at 1:30 p.m. and the Public Hearing for April 26, 2011 at 10:20 a.m. The notice of this Public Viewing and Public Hearing will be published on March 24, and March 30, 2011 and on the county website.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: March 15, 2011*

*Resolution: 11-038*

**RESOLUTION OF CONVENIENCE AND NECESSITY  
FOR THE VACATION OF PORTIONS OF THE UNBUILT ROADWAYS IN KIWANIS LAKE  
SUBDIVISION #2  
Newbury Township, Geauga County, Ohio**

*WHEREAS, Kiwanis Lake Subdivision No. 2 dedicated to public use the rights-of-way and the Geauga County Board of Commissioners accepted the dedication as shown in Volume 1, Page 48 of the Geauga County Record of Plats; and*

*WHEREAS, the unbuilt roadways by plat recorded in Volume 1, Page 48 of the aforementioned record of plats do not meet current standards and are no longer used or needed by the public; and*

*WHEREAS, per Section 5553.02 of the Ohio Revised Code, the Newbury Township Board of Trustees requesting the vacation of said roads in Resolution #2011020201 enacted on February 2, 2011.*

*WHEREAS, the Geauga County Board of Commissioners is of the opinion that the public convenience and welfare require the vacation of the unbuilt roadways in Kiwanis Lake Subdivision #2 in Newbury Township, Geauga County, Ohio in accordance with Chapter 5553 of the Ohio Revised Code.*

*NOW, THEREFORE, BE IT RESOLVED by the Geauga County Board of Commissioners that public convenience and welfare require the vacation of the unbuilt portions of the roadways in Kiwanis Subdivision #2, Newbury Township, Geauga County, Ohio.*

*BE IT FURTHER RESOLVED that the Geauga County Board of Commissioners shall hold a public viewing on the proposed vacation on the 19<sup>th</sup> of April, 2011 at 1:30 p.m.*

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*BE IT FURTHER RESOLVED that the Geauga County Board of Commissioners shall, thereafter, hold a public hearing on the proposed vacation of the 26<sup>th</sup> day of April, 2011 at 10:20 a.m.*

*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board Commissioners is hereby instructed to give notice of the time and place for the aforementioned viewing and hearing by publication once a week for two consecutive weeks in a newspaper of general circulation in Geauga County.*

*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board of Commissioners is hereby instructed to send written notice of said public hearing by first class mail to all abutting property owners and to the director of natural resources at least twenty-days in advance of said hearing.*

*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board of Commissioners is hereby instructed to transmit a certified copy of this resolution to the Newbury Township Board of Trustees and the Geauga County Engineer.*

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

**OTHER –**

*Commissioner Samide read a Thank You note that was received from Genevieve Jannazo for the Resolution passed in honor of her 100<sup>th</sup> Birthday.*

**OTHER -**

*A brief discussion was held with local resident Jack McCaskey, who had inquired about the NOACA meeting the Board had attended on Friday. Mr. Jemison stated that the meeting had been canceled due to weather and had been re-scheduled for this coming Friday. Due to scheduling conflicts not all of the Board will be able to attend, but the alternates will go in their place. Mr. McCaskey then inquired about the County Commissioners Association of Ohio (CCAO) Legislative Briefing the Board attended on Monday. Mr. Jemison explained that the Executive Director and personnel outlined the agenda that collectively county commissioners throughout the state have approved. Mr. Jemison stated that they did not hear much about what the Governor was going to propose in his budget. Mr. Jemison stated that they had been given a book listing all the initiatives that the County Commissioners Association would like to move forward, things the Commissioners would like to see changed. Ms. Samide noted that the Legislators were invited to this meeting and only one was in attendance. Mr. Jemison stated that these changes in most cases would allow us to run a more efficient, more effective government, and not everything in the book gets passed, that some things have been in there for years.*

*Mr. Young noted that the County Commissioners Association has a Board that looks at all the issues and tries to be fair and not turn things political, and do what is best for the all the Counties within the state. Mr. Young explained that our Commissioners have a great relationship with the other Elected Officials and Department Directors in this county. It could be a bit of challenge with the amount of money we receive from the state being tightened down and our local revenues continuing to go down, but the Board is hopeful they won't have to lay any people off and that they will be able to continue the good reputation and relationships they have in this state.*

**COMMISSIONERS' OFFICE – EXECUTIVE SESSION**

*Motion: by Commissioner Samide, seconded by Commissioner Young to move into executive session for the purpose of preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.*

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

*The Board returned from executive session at 11:39 a.m. No action was taken as a result of this executive session.*

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**ACKNOWLEDGEMENTS**

- a) *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending March 9, 2011 as required by O.R.C. 955.12.*
- b) *A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the prisoner transport for the month ending February 2011 as required by O.R.C. 325.07.*

**OTHER**

*The Board reviewed upcoming events.*

**MEETINGS**

*Thu., 3/17 The Commissioners will hold regular session.*

*Thu., 3/17 Leadership Geauga Youth Day*

*Fri., 3/18 Open House at Metzenbaum for the Transportation Facility at 10:00 a.m.*

*Fri., 3/18 NOACA meeting at 11:00 a.m.*

*Mon., 3/21 Family First Council at 2:00 p.m.*

*Tues., 3/22 The Commissioners will hold regular session.*

*Thu., 3/24 The Commissioners will hold regular session at 470 Center St., Building #8*

*Thu., 3/24 The County Auditor will present the Economic State of Geauga at 10:30 a.m., 470 Center St. Building #8*

*Tues., 3/29 The Commissioners will hold regular session.*

*Thu., 3/31 The Commissioners will hold regular session.*

***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SAMIDE ADJOURNED THE MEETING AT 11:42 A.M.***

*Gauga County Board of Commissioners*

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*Tracy A. Jemison*

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*William S. Young*

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*Mary E. Samide*

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*Christine Blair, Commissioners' Clerk*