

Commissioners' Journal
March 2, 2010

The Geauga County Board of Commissioners met in session on March 2, 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.

APPROVE MINUTES

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the minutes for the meeting of February 18, 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>Abstain</i>

Motion: by Commissioner Young, seconded by Commissioner Samide to approve and execute the minutes for the meeting of February 23, 2010.

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

Motion: by Commissioner Young, seconded by Commissioner Samide to approve and execute the minutes for the meeting of February 25, 2010.

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

APPROVE FINANCIALS

Budget Specialist Heidi Delaney explained the financials as including Revenue Certifications for the County Engineer's Maintenance Road Fund and Community Development fund; appropriation transfers from the contingency account for appropriations related to employee layoffs in the Planning Department; cash transfers for medical, dental and life insurance for March 2010; and travel requests for the Recorder's Office and Community Development.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-030 itemizing the financials for the meeting of March 2, 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 – OHIO PATROLMENS' BENOVOLENT ASSOCIATION (OPBA) MEMORANDUM OF UNDERSTANDING

Present for the discussion were Sheriff Dan McClelland; Randy Weltman, attorney for the Ohio Patrolmen's Benevolent Association (OPBA); Deputy James Romph; Sergeant Brian Johnston and Deputy Aaron Graley. Sheriff McClelland explained that 2009 was a negotiation year as the contract expired on December 31, 2009. Given the economic climate this has been a challenging time for negotiations. Sheriff McClelland applauded the union for allowing the amount of time to thoroughly explain how things were moving as far as the economy. On February 11 both sides ratified and signed a contract extension that, in effect, contains a zero raise for 2010. Sheriff McClelland stated that given the current economic situation it was very appropriate. They all demonstrated camaraderie and an unselfish attitude which helped the Sheriff's Office to be in the position of not having to do furloughs like some of the surrounding counties. Mr. Weltman thanked the Sheriff's Office and the Board of Commissioners for their

Commissioners' Journal
March 2, 2010

patience as the union has several different bargaining units with different interests and desires. Mr. Weltman stated that with this cooperation they were able to make this "historic settlement, in my opinion". Mr. Weltman added that he contributes this to the relationship between the Commissioners Office and the Sheriff; getting along and working together in a reasonable manner. Sheriff McClelland added that when this contract went to vote (the contract extension) it was ratified 77(for)- 6 (against) and believes this is a huge statement. Mr. Weltman added that part of that was due to Commissioner Jemison who came and talked twice with leadership to explain county finances-looking forward and backwards. Mr. Weltman continued that Commissioner Jemison came before the membership as well and answered all their questions regarding the finances. Commissioner Samide commented that what sets our safety forces apart from all others in Ohio is the willingness to come to the table in a difficult time and take zero raises. Deputy Romph commented that the Board of Commissioners have been wonderful partners and have supported them and allowed this county to be one of the safest in Ohio. The resources they have been given has allowed them to do their jobs safely and efficiently and confidently. Commissioner Young stated that he has always said his major issues for the county is safety and security. Commissioner Jemison commented that he truly appreciates their understanding in these unprecedented times and thanks them for everything they do everyday when they put their lives on the line for our residents. Commissioner Jemison added that we will all get through this.

Louise Stienbarger, from the audience, stated that it is a joy to see this congregation of people who are so important to our county and can get along so well and interact with each other and she personally thanked them.

Motion: by Commissioner Young, seconded by Commissioner Jemison to acknowledge the Memorandum of Understanding between the Geauga County Sheriff's Office and Ohio Patrolmen's Benevolent Association as to One Year Extension of Collective Bargaining Agreement, effective January 1, 2010 through December 31, 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>

ENGINEER'S OFFICE – ACKNOWLEDGE RECEIPT OF PLANS, SET TWO PUBLIC HEARINGS – ASPHALT RESURFACING OF WILSON MILLS ROAD AND WASHINGTON STREET

Motion: by Commissioner Young, seconded by Commissioner Jemison to acknowledge Receipt of Plans for the Asphalt Resurfacing of Wilson Mills Road (CH 8, Sections G-L) in Munson Township per Resolution #09-176 approved September 30, 2009. This will set a public hearing to be held March 16, 2010 at 10:15 a.m. Notice of this hearing will be published on March 4 and March 11, 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 acknowledge Receipt of Plans for the Asphalt Resurfacing of Washington Street (CH 606, Sections C-F) in Bainbridge and Auburn Townships per Resolution #07-084 approved May 3, 2007. This will set a public hearing to be held March 16, 2010 at 10:20 a.m. Notice of this hearing will be published on March 4 and March 11, 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>

BUILDING DEPARTMENT – LICENSED ARCHITECT CONTRACTS – L. NEAL HOFFMAN AND RICHARD J. SMITH

Director Mike Mihalisin stated that this request is for a yearly contract for plans examiners with the same contract price as the past four or five years. Mr. Mihalisin added that there are quite a lot of things coming up in the department.

Commissioners' Journal
March 2, 2010

There was a brief discussion on the New World computer system update that did not go very well.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the Licensed Architect Contract 2010 with L. Neal Hoffman to perform architectural reviews for commercial and industrial structures at a rate of \$70.00 per hour for the term March 31, 2010 through March 31, 2011.

<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 approve and execute the Licensed Architect Contract 2010 with Richard J. Smith to perform architectural reviews for commercial and industrial structures at a rate of \$70.00 per hour for the term March 31, 2010 through March 31, 2011.

<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>

LIQUOR LICENSE – MARTINI FARM INCORPORATED (D.B.A. MCNAMARA’S FAMILY RESTAURANT – CHESTER TOWNSHIP

Motion: by Commissioner Young, seconded by Commissioner Jemison to concur with Chester Township Trustees in not requesting a hearing on the liquor license requested by Martini Farm, Incorporated (d.b.a. McNamara’s Family Restaurant and Grill) located at 8737 Mayfield Road, Chester Township (C TRFO 5591256).

<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>

LIQUOR LICENSE – ISLAND HOSPITALITY LLC (D.B.A. CABANAS RESTAURANTS) – CLARIDON TOWNSHIP

Motion: by Commissioner Young, seconded by Commissioner Jemison to concur with Claridon Township Trustees in not requesting a hearing on the liquor license requested by Island Hospitality LLC (d.b.a. Cabanas Restaurants) located at 12719 Mayfield Road, Claridon Township (C TRFO 4159542).

<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 – ADVERTISE FINDING OF NO SIGNIFICANT IMPACT (FONSI)

Director Anita Stocker explained this is standard procedure whenever they have a project that will break ground and they have to go through a notification process. They have to make sure this is not a historic property, getting a sign-off from OHPO and that there are no other concerns with the property. The properties are eventually officially released if no one files a protest.

Motion: by Commissioner Young, seconded by Commissioner Jemison to grant permission to advertise a Finding of No Significant Impact (FONSI) on the Environment for a Combined Notice of CDBG Grant #B-F-09-026 Geauga Agricultural Society Parking and Sidewalk project, #B-F-09-026 Habitat for Humanity Chagrin Falls Park new construction, Neighborhood Stabilization Grant Program (NSP) clearance projects in Chagrin Falls Park, NSP clearance project on Rockhaven Road in Munson Township, and Septic Infrastructure program income in Parkman. This notice will be published on March 5, 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>

Commissioners' Journal
March 2, 2010

DEPARTMENT OF EMERGENCY SERVICES / LOCAL EMERGENCY PLANNING
COMMITTEE (LEPC) – USE OF COUNTY CREDIT CARD – RECIND MOTION

Commissioners' Clerk Claudine Kozenko explained that the correct signature page was not sent up with this request. All the signatures needed will not be collected before March 16 so suggested this motion be rescinded rather than hold it that long.

Motion: by Commissioner Young, seconded by Commissioner Samide to rescind the motion of February 25, 2010 to “ approve and authorize the President of the Board to execute the Application for Authorization to Permit the use of County Credit Cards form for the Giant Eagle credit card (Personnel Policy 7.11 form-ORC 301.27) with a credit limit of \$2,000.00 per year for food and supplies for programs/training in the DES Geauga County Local Emergency Planning Committee for the following LEPC staff: Dave Sage, Greg Kovalchick, Dale Wedge, Brian Laney and Ken Folsom”, as the form was incomplete and will be resubmitted after March 18th.

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

OTHER

The Board reviewed calendars and events. Commissioner Young left session for about 3 minutes and returned.

Anita Stocker briefly updated the Board of the upcoming Leadership Geauga Youth Project on March 16th.

Commissioner Samide stated there is a Chardon Tomorrow meeting on March 5 at 8:00 a.m. in building #8.

Commissioner Young reported on the Saturday meeting for trustees and municipal mayors in the county to talk about the negotiated grant with First Energy and Northeast Ohio Public Energy Council (NOPEC) of \$16 million dollars. Commissioner Young added that it went very well.

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

COMMISSIONERS' OFFICE – PUBLIC HEARING – 2010 CDBG – SMALL CITIES PROGRAM

Commissioner Samide opened the public hearing for 2010 Community Development Block Grant (CDBG) Small Cities Program at 11:00 a.m.

Motion: by Commissioner Jemison, seconded by Commissioner Young to waive reading of the advertisement for the public hearing.

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

Commissioners' Journal
March 2, 2010

Ms. Stocker explained the following possible grants but added these are all the possible grants but they will only apply for one or two of these in FY 2010:

Ohio Neighborhood Stabilization Program (NSP) –\$400,000- they are currently working on this now is Kiwanis Lake and Newbury as they have the highest percent of foreclosures, vacant properties and other distressed properties. They will need to find another location with eligible properties. This grant will go through with Ashtabula County acting as administrator for the grant.

Community Housing Improvement Program (CHIP) – they will not be applying for this one this year.

Formula Allocation Program –they will do this one year. Ms. Stocker will find out if the NOPEC money could be tied in with this grant program.

Water and Sanitary Sewer Competitive Program – must be used in an area that is at least 61% LMI and maxes out at \$500,000

Economic Development Program – this is if the department ever depletes the CDBG Revolving Loan Program funds

CDBG Discretionary Fund – decided by the governor if you have a program that does not fall in the usual categories

Microenterprise Business Development Program – \$50,000- this will probably not be used as the risk is too high

Imminent Threat Set-Aside Program – this is for communities that are close to a water front and is used for health and safety.

Downtown Revitalization Competitive Program – you have to have about five projects to be done and must do a 50/50 match.

Emergency Shelter Grant Program –this is for non-profits for homeless or transitional.

Training and Technical Assistance Program – this is for non-profits

New Horizons Fair Housing Program – they do not have the man power to put into this project.

This is to further the awareness of fair housing laws for landlord and tenants.

Community Distress Program – this is like the downtown revitalization program and there is a 50/50 match.

Housing Assistance Grant Program – this is for CDC's and non-profits and is similar to CHIP related issues but on a smaller scale.

Being no comments from the public Commissioner Samide closed the public hearing at 11:10 a.m.

ACKNOWLEDGEMENTS

- a) *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending February 24, 2010 as required by O.R.C. 955.12.*

MEETINGS

Tue., 3/2 Public Hearing #1 to discuss Geauga County's application to the Ohio Department of Development for funding under the Fiscal Year 2010 Community Development Block Grant (CDBG) Small Cities Program to be held at 11:00 a.m. in the Commissioners' Chambers.

Wed., 3/3 Geauga Trumbull Solid Waste Management District meeting at the District Office at 1:30 p.m.

Thu., 3/4 The Commissioners will hold regular session.

Thu., 3/4 A public hearing on the proposed amendment to the County Subdivision Regulations will be held at 10:30 a.m. in the Commissioners' Chambers.

Tue., 3/9 The Commissioners will hold regular session.

Tue., 3/9 Planning Commission meeting at 7:30 p.m. at Building #1C, 470 Center Street

Commissioners' Journal
March 2, 2010

- Thu., 3/11 A public hearing for the review of plans and specifications for the Application of Polyester Pavement Markings to Various Roads in Geauga County, Year 2010 to be held at 10:15 a.m.*
- Fri., 3/12 NOACA Governing Board meeting at 10:00 a.m. at NOACA Offices*
- Tue. 3/16 Portage Geauga Joint Detention Center Board meeting at 2:00 p.m. at the Joint Detention Center in Portage County.*
- Thu., 3/18 Leadership Geauga Youth Day*
- Fri., 3/19 NOACA TAC meeting at NOACA Offices*

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SAMIDE ADJOURNED THE MEETING AT 11:10 A.M.

Geauga County Board of Commissioners

William S. Young

Tracy A. Jemison

Mary E. Samide

Claudine Kozenko, Commissioners' Clerk