

Commissioners' Journal
June 19, 2008

The Geauga County Board of Commissioners met in session on June 19, 2008 at 10:00 a.m. in the Commissioner' 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 10:04 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

OTHER

Commissioner Young reported on the passing of Dick Moss, the long time Fairboard member / 2008 Geauga County Agriculture Society Secretary. Each Commissioner offered several memories of Mr. Moss and commented on the loss to the Geauga County Fairboard as well as the county.

APPROVE MINUTES

Motion: by Commissioner Young, seconded by Commissioner Samide to approve and execute the minutes for the meeting of June 12, 2008.

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

** Commissioner Samide was absent from this session.*

SOIL AND WATER CONSERVATION DISTRICT – FINDING OF VIOLATION – CRAGGY GARDENS LIMITED – AUBURN TOWNSHIP

Shannon Mullins, Urban Stormwater Specialist explained that Craggy Gardens only had submitted a clearing plan but were doing other construction while Soil and Water has not received any construction plans yet.

Motion: by Commissioner Samide, seconded by Commissioner Young to issue a finding of violation against Craggy Gardens Limited regarding construction occurring on Sublots #10 and #11 on Queens Industrial Park in Auburn Township, for failure to comply with Geauga County Water Management and Sediment Control Regulations as outlined in the attached "Site Inspection Report" (section 7.03) and to forward the "Finding of Violation" to the Geauga County Prosecutor for further action as necessary to secure required compliance.

<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>

PLANNING COMMISSION – ADVERTISE PUBLIC HEARING – PROPOSED AMENDMENT FOR SUBDIVISION REGULATIONS

Motion: by Commissioner Samide, seconded by Commissioner Young to advertise to hold a public hearing on the proposed amendment to the County Subdivision Regulations to be held on August 7, 2008 at 10:30 a.m. in the Commissioners' Chambers. Notice of this hearing will be published on June 26, 2008.

<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>

COMMUNITY AND ECONOMIC DEVELOPMENT – NOTICE OF AWARD – G.A.R. EQUIPMENT LEASING INCORPORATED

Program Coordinator Rhea Dykes reported that this is part of last year's Formula grant and that they broke up the RFP (request for proposal) to get a better price for the paving. Ms. Dykes

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added that she will come before the Board several times regarding this Kiwanis Lake Project. The goal of Kiwanis Lake is to fix up the community center so they can rent it out.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize the President of the Board to execute the Notice of Award to G.A.R. Equipment Leasing Incorporated for asphalt paving of approximately 9,000 square foot area on the lower and side levels to meet existing upper level asphalt paved area at Kiwanis Lake Community Center, in the amount of \$17,500.00, under grant #B-F-07-026-1.

<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>

GEAUGA COUNTY PUBLIC LIBRARY – BOARD REAPPOINTMENT – KAREN DELANO

Motion: by Commissioner Samide, seconded by Commissioner Young to re-appoint Karen Delano to the Geauga County Library Board for a seven year term commencing on August 1, 2008 through July 30, 2015.

<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 – PUBLIC HEARINGS

Commissioner Albert opened the Public Hearing for The Asphalt Resurfacing of Fairmount Road (CH 16, Sections A & B) in Russell Township and the Public Hearing for The Asphalt Resurfacing of Chagrin Road (CH 9, Sections A & B) Bainbridge Township at 10:15 a.m. by stating that the hearing was properly advertised. Planning Engineer Mike Stone reported these are non-controversial projects. The Chagrin Road project will be using federal aid dollars (80% federal aid) for the resurfacing of Chagrin Road. This is probably a \$240,000.00 project with the local match being paid out of Local Road and Bridge Levy funds. The Fairmount Road project goes from County Line Road to Chillicothe Road and polymer surfacing will be used because of the traffic counts and it is just a straight resurfacing project. The hearing is to comply with all federal aid requirements on the environmental side and to allow the public to respond. Mr. Stone stated that the Fairmount Road project was estimated at \$400,000.00 and both projects are using NOACA money. Mr. Stone added that construction inspection costs are being reimbursed as part of these projects. Being no further comments Commissioner Albert closed the hearing at 10:19 a.m. Commissioners' Clerk stated that if there were no objections the Engineer's Office would like to present the following for approval:

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-092 to Order the Improvement of Fairmount Road (CH 16, Sections A&B) in Russell Township and to further approve and execute the title sheet for site plans/specifications for the same.

Board of County Commissioners, Geauga County, Ohio

Date: June 19, 2008
Resolution: 08-092

**RESOLUTION TO ORDER THE IMPROVEMENT OF SECTIONS A&B
OF FAIRMOUNT ROAD (CH 16) IN RUSSELL TOWNSHIP**

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 06-083 that the public convenience and welfare require the improvement of Fairmount Road between County Line Road (TR 93) and Chillicothe Road (SR 306) in Russell 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 A&B of Fairmount Road; and

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WHEREAS, the Geauga County Board of Commissioners after holding a hearing for objections for the improvement of Fairmount 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 Russell 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 Albert</i>	<i>Aye</i>

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-093 to Order the Improvement of Chagrin Road (CH 9, Sections A&B) in Bainbridge Township and to further execute the title sheet for site plans /specifications for the same.

Board of County Commissioners, Geauga County, Ohio

Date: June 19, 2008

Resolution: 08-093

**RESOLUTION TO ORDER THE IMPROVEMENT OF SECTIONS A&B
OF CHAGRIN ROAD (CH 9) IN BAINBRIDGE TOWNSHIP**

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 06-081 that the public convenience and welfare require the improvement of Chagrin Road between South Street (TR 169) and Catsden Road (TR 189) in Bainbridge 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 A&B of Chagrin Road; and

WHEREAS, the Geauga County Board of Commissioners after holding a hearing for objections for the improvement of Chagrin 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.

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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 Bainbridge 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 Albert</i>	<i>Aye</i>

NACO PRESENTATION

Commissioner Samide read the congratulatory letter received from the National Association of Counties (NACO) on the 2008 NACO Achievement Award Program won by Geauga County for the Wetlands and Stream Mitigation Bank in Geauga County. "In the 39th year of the Achievement Program, NACO is extremely pleased with the high caliber of county programs and projects. NACO is proud to confer this award and recognize your county's hard work to promote quality, efficiency and responsible county government management and administration. NACO greatly appreciates Geauga County's participation in this year's Achievement Award program. This program enhances NACO's awareness of county activities and allows them to share valuable information with other counties across the nation. The summary of the award winning program is listed on NACO's website (NACO.org). The 12th Annual Award ceremony will be held during NACO's 2008 Annual Conference in Kansas City with a reception following". Commissioner Samide stated the award belongs not only to the county but to Planning Director Dave Dietrich who was responsible for getting this project together. Stream and wetland mitigation helps the county financially with the possibility of garnering \$2 million. Mr. Dietrich added that recognition should also go to Soil and Water Conservation District, Department of Water Resources, NRCS (National Resources Conservation Service), Al Bonnis District Conservationist and Troy Township Trustees. Mr. Dietrich believes they were recognized, in part, because they are the only county governmental entity in Ohio involved in the mitigation credits program. This program is a nice blend of preservation and economic development. Commissioner Samide was told that this project was such a nationwide innovative program and added that we get to preserve Geauga County land, not land outside the county. Mr. Dietrich added that the land involved is land the county has held for years. The county did not go out and acquire land for this program. There are several other locations and sites that are being considered for preservation credits. Mr. Dietrich added that there is a five year monitoring program to which they have formed a partnership with Soil and Water Conservation District to do the monitoring and take over several other items of the program at their level. Commissioner Young added that Mr. Dietrich is the one that made this program happen. Mr. Dietrich commented that they approached this program as a business and they are approaching a quarter of a million dollars collected in mitigation credits sold. Commissioner Samide added that this program nails the County's mission statement - "Growing Geauga Greener Economically and Environmentally". Commissioner Albert inquired what was needed by the Army Corps of Engineers that is holding up the permit for the County Home site in Claridon Township and how it could be moved along. Mr. Dietrich stated he believed it was "bureaucratic inertia" – a lack of movement. There was a discussion on possible solutions to get a response on the pending permit.

COMMUNITY AND ECONOMIC DEVELOPMENT – CDBG RESOLUTION AND APPLICATION FORMS

Motion: *by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-090 Authorizing the President of the Board to make Application to the Ohio Department of Development, Office of Housing and Community Partnerships, Ohio Department of Development for Financial Assistance under the State of Ohio's Community Development Block Grant Program for the Fiscal Year 2008 Formula Grant Program and the*

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MicroEnterprise Business Development Program and further authorizes Anita Stocker to serve as the official representative for this grant application.

Board of County Commissioners, Geauga County, Ohio

Date: June 19, 2008

Resolution: 08-090

A RESOLUTION AUTHORIZING THE PRESIDENT OF THE BOARD OF GEAUGA COUNTY COMMISSIONERS TO MAKE APPLICATION TO THE OHIO DEPARTMENT OF DEVELOPMENT, OFFICE OF HOUSING AND COMMUNITY PARTNERSHIPS, OHIO DEPARTMENT OF DEVELOPMENT FOR FINANCIAL ASSISTANCE UNDER THE STATE OF OHIO'S COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR THE FY2008 FORMULA GRANT PROGRAM AND THE MICROENTERPRISE BUSINESS DEVELOPMENT PROGRAM.

WHEREAS, The State of Ohio, Department of Development, provides financial assistance to local governments for the purpose of addressing local needs and provides loan funds to small businesses to encourage business growth; and

WHEREAS, The County of Geauga, Ohio desires to participate in the Program to receive financial assistance under the Small Cities Community Development Block Grant Formula Program and the Microenterprise Business Development Program; and

WHEREAS, The County of Geauga, Ohio has the authority to apply for financial assistance and to administer the amounts received from the state of Ohio, Department of Development, through its Small Cities Community Development Block Grant Formula Program and the Microenterprise Business Development Program.

WHEREAS, The Board of Commissioners of Geauga County must direct and authorize the Department of Community & Economic Development, Director, Anita Stocker to act in connection with the application and to provide such additional information as may be required.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GEAUGA COUNTY, OHIO:

SECTION I. *That the Geauga County Board of Commissioners authorizes Anita Stocker as the official representative of the Geauga County Board of Commissioners application to participate in the State of Ohio Department of Development Small Cities Community Development Block Grant Formula Program and the Microenterprise Business Development Program.*

SECTION II. *That the Geauga County Board of Commissioners hereby approves filing an application for financial assistance under the State of Ohio Department of Development Small Cities Community Development Block Grant Formula Program and the Microenterprise Business Development Program.*

SECTION III. *That the Geauga County Board of Commissioners hereby understands and agrees that participation in the Program will require compliance with program guidelines.*

SECTION IV. *That the Geauga County Board of Commissioners hereby commits itself to provide the local share funding as described in the application.*

<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 authorize the President of the Board to execute the General Information Form, Applicant/Recipient Disclosure/Update Report, Anti-Displacement and Relocation Assistance Plan and the Environmental Review Document and Certification Form for the (CDBG) Community Development Block Grant Fiscal Year 2008 Formula Grant Application.

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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>

GEAUGA AIRPORT AUTHORITY – REIMBURSEMENT #6 – #AIP-1006

Ms. Kozenko reported that she checked with the Fiscal Specialist and reported that the funds are set aside in the budget for this project.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize the President of the Board to execute reimbursement #6 for grant administration, inspection fees, construction and project improvement cost, and architectural engineering for the Federal Aviation Agency (FAA) Site Preparation for a Parallel Taxiway and Airport Drainage Improvement Phase 2 (#AIP 3-39-0054-1006) in the amount of \$74,944.00 (Federal share of \$71,196.00 and a local match of \$3,748.00), for the period December 31, 2007 through May 28, 2008.

<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>

GEAUGA AIRPORT AUTHORITY – FAA GRANT AGREEMENT – #AIP-1108

In responding to Commissioner Albert's question regarding the T-hangar project Patty Fulop, Secretary/Treasurer/Manager, commented that the Airport Board voted to reject all bids for this project. Several members are taking individual approaches to finding solutions to this project with the problem being the cost being more than the Airport Authority could pay back (within ten years) and that they are going back to the "drawing board". Commissioner Albert stated he did write and send the letter to Senator Tim Grendell requesting abolishing prevailing wage (as mentioned at a previous session) and his response was that the Governor would veto the request and there are not enough votes to override the veto.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize the President of the Board to execute the Federal Aviation Administration (FAA) Grant Agreement in the amount of \$111,240.00 for Improve Airport Drainage; Phase 3 Construction (FAA grant #AIP 3-39-0054-1108). The Federal share is \$105,678.00 and \$5,562.00 from the Geauga County General Fund. This grant is for the period August 1, 2008 through December 31, 2008.

<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 – RESOLUTION RECOGNIZING 60TH ANNIVERSARY OF HARVEY AND JOANNE MCGURER

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-091 Recognizing the 60th Wedding Anniversary of Harvey and Joanne McGurer.

Board of County Commissioners, Geauga County, Ohio

Date: June 19, 2008

Resolution: 08-091

**RESOLUTION RECOGNIZING THE 60TH WEDDING ANNIVERSARY
OF HARVEY AND JOANNE MCGURER**

WHEREAS, The Geauga County Board of Commissioners honors Harvey and Joanne McGurer on the occasion of their 60th Wedding Anniversary; and

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WHEREAS, Harvey and Joanne McGurer were married August 30, 1948, in Cumberland, Maryland and have five children, Harvey Jr., Claudia, twins Chris and Cindy, and Jim who passed away in 1992 and eight grandchildren; and

WHEREAS, Harvey and Joanne McGurer have resided in East Claridon for over 50 years and have been residents of Geauga County their entire lives; and

WHEREAS, Harvey was employed at Junction Auto Sales as a mechanic for over 40 years, retiring in 1994 and also owned and operated Harvey's Auto Service in East Claridon. Joanne is a devoted wife, mom, grandmother and homemaker and was a volunteer at Geauga Hospital; and

WHEREAS, a 60th wedding anniversary is a symbol of a time tested love and a bond that will truly last forever; and

THEREFORE BE IT RESOLVED, that the Geauga County Board of Commissioners are honored to recognize Harvey and Joanne McGurer on the joyous occasion of their 60th Wedding Anniversary; and

BE IT FURTHER RESOLVED, that the Commissioners' Clerk is authorized to send a copy of this resolution to Harvey and Joanne McGurer and that this Resolution become part of the permanent record of the Board of County Commissioners of Geauga County, Ohio.

<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>

OTHER

The Board reviewed calendars and attendance at upcoming events. Commissioner Samide reported on the Dedication Commemorative Photo and Dedication of the Ladies Gallery (the reenact of the historic Women's Suffrage rally in 1914) that she participated in at the Ohio Statehouse Atrium on June 17, 2008.

The Board will conduct the County Home meeting today at 12:30 p.m.

ACKNOWLEDGEMENTS

- a. The A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending May 21, 2008 as required by O.R.C. 955.12.*
- b. A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending June 11, 2008 as required by O.R.C. 955.12.*

MEETINGS

Thu., 6/19 The Commissioners will attend the Annual County Home meeting at 12:30 p.m.

Tue., 6/24 The Commissioners will hold regular session.

Tue., 6/24 Public Hearing for the Portage-Geauga Juvenile Detention Center Tax Budget to be held in the Commissioners Chambers at 1:30 p.m.

Thu., 6/26 The Commissioners will hold regular session.

Thu., 6/26 The Board will conduct a Public Hearing to discuss the Geauga County's 2009 Tax Budget on Thursday, June 26, 2008 at 10:30 a.m.

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Thu., 6/26 The monthly economic development work session will be held at noon, the speaker will be Carol Maver of Reward Wall Structures (concrete homes).

Tue., 7/1 The Commissioners will hold regular session.

*Tue., 7/3 **The Regularly scheduled Commissioners' meeting is cancelled.***

Fri., 7/4 The County Offices will be closed in honor of July 4th Independence Day Holiday.

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

Geauga County Board of Commissioners

Mary E. Samide

William S. Young

Craig S. Albert

Claudine Kozenko, Commissioners' Clerk