

**Commissioners' Journal**  
**August 18, 2009**

*The Geauga County Board of Commissioners met in session on August 18, 2009 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 Vice President of the Board, Mary E. Samide opened the meeting at 10:04 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

*Commissioner Young was absent from this session.*

**APPROVE MINUTES**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the minutes for the meeting of August 13, 2009.*

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

**APPROVE FINANCIALS**

*Fiscal Specialist Heidi Delaney explained the financials as including Revenue Certifications for the Parkman Sewer Project Fund, the General Juvenile Fund and the Family First Council Fund; an appropriation transfer from the Contingency account to the Sheriff's Department for pay-ins made into the General Fund; cash transfers for portions of operating transfers to the 911 Program Fund and the County Home; a contract for Troy Innovative Instruments from the Revolving Loan Fund in the amount of \$85,000.00; and two travel requests.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-151 itemizing the financials for the meeting of August 18, 2009.*

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

**ENGINEER'S OFFICE – C.I.R. INCORPORATED CHANGE ORDER – PIONEER ROAD BRIDGE PROJECT**

*County Engineer R.L. Phillips reported that this is for a bridge job adjustment for final quantities.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Change Order #1 and final increasing the contract with C.I.R. Incorporated for The Replacement of Pioneer Road Bridge (Structure 116-2.93) Project (Contract #BR-116-2.93-09), in the amount of \$353.54.*

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

**DEPARTMENT OF WATER RESOURCES – PROMOTE SAM CARMIGIANO – ENGINEERING TECHNICIAN #2304**

*Director Doug Bowen reported this position was posted internally and there was only one applicant.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to promote Sam Carmigiano to the position of Engineering Technician (#2304) at the rate of \$16.42 per hour, with a 120 day probationary period, to be effective August 24, 2009.*

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

**TRANSIT DEPARTMENT – 2009 ARRA RURAL CAPITAL PROJECT GRANT CONTRACT**

*Director Kristina Reider explained that this grant contract for stimulus money is for computers for vehicles, the phone system (that is similar to the reverse 911) and for the fare box project.*

*Motion:*        *by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Ohio Department of Transportation American Recovery and Reinvestment Act (ARRA) of 2009 Grant Contract between the Geauga County Board of Commissioners and the State of Ohio Department of Transportation for ARRA Rural Capital Project No. RPTS-0028-001-093 in the amount of \$834,078.00, with no local match required.*

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

**COUNTY HOME – HIRE SUBSTITUTE ATTENDANTS - PATRICIA COLLINS AND JENNIFER EMCH-TALION**

*Motion:*        *by Commissioner Jemison, seconded by Commissioner Samide to approve hiring Patricia Collins for the position of Substitute Attendant (#1504-2) in the County Home, to be effective August 20, 2009 at a rate of \$8.60 per hour. After the successful completion of a 1,000 hour probationary period, the rate will increase to \$9.06 per hour.*

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

*Motion:*        *by Commissioner Jemison, seconded by Commissioner Samide to approve hiring Jennifer Emch-Talion for the position of Substitute Attendant (#1504-2) in the County Home, to be effective August 25, 2009 at a rate of \$8.60 per hour. After the successful completion of a 1,000 hour probationary period, the rate will increase to \$9.06 per hour. This will close the posting for this position.*

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

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – DANIEL A. TERRIER AND SONS CHANGE ORDER – MIDDLEFIELD VILLAGE SIDEWALK IMPROVEMENT PROJECT**

*Commissioner Jemison inquired if the Village approved of the extension of time to which Director Anita Stocker reported that they did agree as it was a legitimate reason due to all the rain that had fallen. Ms. Stocker added that the engineer on the project agreed as well.*

*Motion:*        *by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the Vice President of the Board to execute Change Order #1 extending the date of completion of work from August 19, 2009 to August 26, 2009 for Daniel A. Terreri and Sons Incorporated pertaining to the Middlefield Village Sidewalk Improvements Project.*

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

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – CERTIFICATION OF DETERMINATION – PLASTIC EXTRUSION TECHNOLOGIES**

*Ms. Stocker explained that this is non-committal paperwork.*

*Motion:*        *by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the Vice President of the Board to execute the Certification of*

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*Determination of Subsequent Exemption for a Categorical Exclusion Project under the Revolving Loan Fund Program Income activity for Plastic Extrusion Technologies.*

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

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – RECLASSIFY ELIZABETH POWERS – SEASONAL HELP**

*Ms. Stocker explained that this will allow the department to use Ms. Powers for about six extra days, and added that Ms. Powers is a good worker.*

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve the reclassification of Elizabeth Powers to the position of Seasonal Help for the period October 1, 2009 through April 30, 2010 at the hourly rate (second year rate) of \$8.50 per hour (maximum of 520 hours to be worked).*

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

**COMMISSIONERS' OFFICE / DEPARTMENT OF EMERGENCY SERVICES – ACCOUNTING FORMS AUTHORIZATION FORM**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the Vice President of the Board to execute the Accounting Forms Authorization Form authorizing the listed individuals to sign their name and or the Elected Official's name or Department Head's name on the Department Head line on all accounting forms for the Department of Emergency Services N12 Fund: Dave Lair, Bernadette Gliha and Diane Arp.*

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

**COMMISSIONERS' OFFICE – PRESS RELEASE - GEAUGA COUNTY FAIR BICENTENNIAL BUILDING ACTIVIES**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve the Press Release to news media pertaining to the 2009 Geauga County Fair Bi-Centennial Building activities, to be released August 19, 2009.*

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

**AUDITOR'S OFFICE – ESTABLISH NEW REVENUE FUND – REVENUE BOND RESERVE FUND**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the Geauga County Auditor to establish a new revenue fund to be known as the Revenue Bond Reserve Fund to allow for the proper accounting of revenues and expenditures for bond requirements.*

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

**COMMISSIONERS' OFFICE – MENTAL HEALTH AND RECOVERY SERVICES TAX LEVY**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to acknowledge receipt of the Geauga County Board of Mental Health and Recovery Services Certificate of Estimated Property Tax Revenue.*

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

*Motion:*        *by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-152 Declaring It Necessary to Levy a Tax in Excess of the Ten Mill Limitation and to Provide for the Necessary Requirements of the County's Community and Alcohol, Drug Addiction and Mental Health Service District at the Request of the Geauga County Board of Mental Health and Recovery Services, as Authorized by O.R.C. 5705.221, and.25.*

*Board of County Commissioners, Geauga County, Ohio*

*Date:*            *August 18, 2009*

*Resolution:*    *09-152*

*RESOLUTION NO. 09-152*

*A RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION AND TO PROVIDE FOR THE NECESSARY REQUIREMENTS OF THE COUNTY'S COMMUNITY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICE DISTRICT AT THE REQUEST OF THE GEAUGA COUNTY BOARD OF MENTAL HEALTH AND RECOVERY SERVICES*  
*O.R.C. 5705.03, .19, .191, .221, .25 and .26*

*The Board of County Commissioners of the County of Geauga, State of Ohio, met in regular session on the 18<sup>th</sup> day of August 2009, commencing at 10:00 o'clock a.m. at the Commissioners' Chambers, 470 Center Street, Building #4, Chardon, Ohio, 44024, with the following members present:*

*Tracy A. Jemison*

*Mary E. Samide*

~~*William S. Young*~~

*The Clerk advised the Board of County Commissioners that the notice requirements of R.C. 121.22 and the implementing rules adopted by the Board thereto were complied with for the meeting.*

*Commissioner Jemison moved for the adoption of the following resolution:*

*WHEREAS, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of the Geauga County Board of Mental Health and Recovery Services fna Geauga Community Board of Mental Health, Alcohol and Drug Addiction Services established pursuant to Chapter 340 of the Ohio Revised Code.*

*NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Geauga, State of Ohio, two-thirds of all members elected thereto concurring, that:*

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*Section 1. It is necessary to levy a tax in excess of the ten mill limitation for the benefit of the Geauga County Board of Mental Health and Recovery Services for the purpose of providing the Geauga County Board of Mental Health and Recovery Services with sufficient funds for the operation of alcohol, drug addiction and mental health and recovery programs and acquisition, construction, renovation, financing, maintenance, and operation of alcohol, drug addiction and mental health and recovery facilities at a rate not exceeding seven tenths (.70) mills for each one dollar (\$1.00) of valuation, which amounts to seven cents (\$0.07) for each one hundred dollars (\$100.00) of valuation, for a period of five (5) years and which levy is a replacement of all of an existing levy for said amount.*

*Section 2. Said levy shall be placed upon the tax list of the tax year 2010 if a majority of the electors voting thereon vote in favor thereof.*

*Section 3. The Board of Elections is hereby directed to submit the question of levying the tax pursuant to this resolution and Ohio Revised Code Sections 5705.221 and .25 to the electors of Geauga County at the general election to be held on November 3, 2009.*

*Section 4. The Clerk of the Board of Commissioners of Geauga County is directed to deliver a certified copy of this resolution to the Board of Elections not less than seventy-five (75) days before the general election to be held on November 3, 2009 and notify said Board of Elections to cause notice of elections on the question of levying said tax to be given as required by law.*

*Section 5. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with the law, including O.R.C. 121.22.*

*Commissioner Samide seconded the motion.*

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

**SHERIFF'S OFFICE – ACQUIRE PERMANENT EASEMENT LETTER OF INTENT – TROY CHEMICAL INDUSTRIES**

*Commissioner Jemison stated that he would like to personally deliver the letter along with Sheriff McClelland to make sure the recipient is aware that this is a friendly deal. The letter was constructed according to O.R.C. requirements but Commissioner Jemison believed it sounded like it was threatening eminent domain. The citizen involved is doing his part and is stepping up to help get the tower in. Sheriff McClelland added that this is a very peaceful venture and the citizen is very cooperative.*

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*Motion: by Commissioner Jemison, seconded by Commissioner Samide to authorize County Administrator David Lair to execute the formal Letter of Intent required by O.R.C. 163.041 to advise Troy Chemical Industries Incorporated, in Troy Township of the County's desire to acquire a permanent easement for a telecommunication tower on a portion of their property at 17540 Rapids Road.*

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

**OTHER**

*The Board briefly reviewed calendars and upcoming events.*

**MEETINGS**

*Thu., 8/20 CCAO/CEAO-OSU Extension meeting at the Galaxy Banquet Center in Wadsworth*

*Thu., 8/20 **The Regularly scheduled Commissioners' meeting is cancelled.***

*Tue., 8/25 The Commissioners will hold regular session.*

*Thu., 8/27 The Commissioners will hold regular session.*

*Tue., 9/1 The Commissioners will hold regular session.*

*Tue., 9/1 Public Hearing for the CY 2010 ODOT Operating Grant Proposal and the CY 2010 ODOT Capital Grant Proposal to be held on September 1, 2009 at 10:30 a.m.*

*Thu., 9/3 **The Commissioners will hold regular session to be held at the Geauga County Fairgrounds Junior Fair stage. NOTE DIFFERENT LOCATION.***

*9/3 thru 9/7 The Great Geauga County Fair.*

*Mon., 9/7 County offices will be closed for general business due to the Labor Day holiday.*

*Tue., 9/8 **The Regularly scheduled Commissioners' meeting is cancelled.***

***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SAMIDE ADJOURNED THE MEETING AT 10:33 P.M.***

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*Geauga County Board of Commissioners*

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*Tracy A. Jemison*

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*Mary E. Samide*

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*ABSENT*  
*William S. Young*

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*Claudine Kozenko, Commissioners' Clerk*