

Commissioners' Journal
April 13, 2010

The Geauga County Board of Commissioners met in session on April 13, 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 10:07 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 April 8, 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>

APPROVE FINANCIALS

Fiscal Specialist Bernadette Gliha reported the financials as including one appropriation transfer from the contingency account for unemployment appropriations related to employee layoffs in the Building Department; cash transfers for the second quarter cost allocation payments from Community Development, Sheriff's Office and Department of Water Resources; March 2010 earned interest for Community Development and Board of Developmental Disabilities funds; the 2010 funding transfer to the MHZ – 800 Communications fund; a travel request for the Recorder's Office; a quarterly payment for 2010 to the OSU Extension Office in the amount of \$69,816.37; and three payments to United Way for Commissioners, Auditor and Department on Aging.

Motion: by Commissioner Young, seconded by Commissioner Samide to approve and execute Resolution 10-058 itemizing the financials for the meeting of April 13, 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>

**Commissioner Jemison explained his "Abstain" vote as he is Chairman of United Way this year.*

**TREASURER'S OFFICE – RESOLUTION DESIGNATING PUBLIC DEPOSITORY -
DOLLAR BANK**

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-059 designating Dollar Bank as an additional public depository for the remainder of the four (4) year designation period through October 11, 2012.

Board of County Commissioners, Geauga County, Ohio

Date: April 13, 2010

Resolution: 10-059

**A RESOLUTION DESIGNATING AN ADDITIONAL
GEAUGA COUNTY PUBLIC DEPOSITORY**

WHEREAS, Chapter 135 of the Ohio Revised Code sets forth the procedure to establish public depositories; and

WHEREAS, the Geauga County Treasurer has estimated that during the period to be contracted, there will be an estimated aggregate maximum of seventy five million dollars (\$75,000,000) in public funds for the period October 12, 2008 through October 11, 2012, in

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active and interim funds and there will be no inactive funds designated. See Resolution #08-135 of the Geauga County Board of Commissioners dated September 16, 2008; and

WHEREAS, the Geauga County Commissioners received a depository application from Dollar Bank, which application was received after the specified due date, pursuant to the legal notice which was faxed to all banking and financial institutions with principal or branch offices within the boundaries of the County on August 1, 2008 soliciting applications from financial institutions for Public Depositories for the County's active and interim funds, to be received by the Board no later than 2:00 p.m. on August 15, 2008; and

NOW THEREFORE BE IT RESOLVED, the Geauga Board of County Commissioners establishes a ratio of deposits in accordance with the capital funds of the financial institutions(s) applying for depository of public funds, and that said Board shall award for the remainder of the four (4) year designation period, to wit: April 1, 2010 through October 11, 2012 a contract to Dollar Bank as a depository of active funds or interim funds, or any part thereof of the amount of \$75,000.00 pursuant to the Treasurer's estimate; and

BE IT FURTHER RESOLVED, that all deposits are subject to the limitations specified in applicable sections of ORC Chapter 135, Uniform Depository Act.

AND BE IT FURTHER RESOLVED, that the Board hereby authorizes the Treasurer to execute the necessary Depository Agreement for Active and Interim Public Funds with Dollar Bank, pursuant to this Resolution.

AND BE IT FURTHER RESOLVED, that the Board directs the Commissioners' Clerk to certify copies of this Resolution and copy of the signed Depository Agreement for Active, and/or Interim Funds to the County Treasurer and the applicant financial institution so designated.

<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 – REVOLVING LOAN FUND ADMINISTRATION AGREEMENT

Program Administrator Joni Stusek explained that this request is for the Housing Revolving Loan Fund. This money is in the fund from recaptured down payment assistance, rehabilitation funding or when a house is sold or goes to foreclosure. This agreement is to reiterate the rules and regulations of that fund.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Revolving Loan Fund Administration Agreement with the Ohio Department of Development, effective January 1, 2010 through December 31, 2012.

<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 – ARRA HOME SEWAGE TREATMENT SYSTEM PAYMENT REQUEST FORM – 14381 VIEW DRIVE, NEWBURY

Ms. Stusek stated that this item is to request payment from EPA for one of the contractors for the installation of a septic system.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Ohio Water Pollution Control Loan Fund (OWPCLF) ARRA Home Sewage Treatment System Payment Request Form #10 in connection with the installment of new septic system at 14381 View Drive, Newbury Township, in the amount of \$7,061.25.

<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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OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – SATISFACTION OF MORTGAGE – HABITAT FOR HUMANITY

Ms. Stusek explained that normally when land is originally purchased it is in the name of Habitat for Humanity as they do not have the client yet to purchase the property. When Habitat is given the money a mortgage is executed to secure the funding. Habitat is selling off some of their “paper” to raise funds to purchase more property so Geauga Savings Bank is going to take over mortgages on several properties. The Board of Commissioners will now be in second place on the mortgage.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute a Satisfaction of Mortgage for Habitat for Humanity for property located at 16022 Pierce Street, Middlefield in the amount of \$24,900.00, under Grant #B-C-03-026-1.

<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 – RESCIND MOTION – SUBORDINATION AGREEMENT – LAKE NATIONAL BANK – BEAN COUNTER LTD

Ms. Stusek explained that originally this loan was for \$323,000 but when they actually filed it was for \$329,000 which they learned through a title search, so the motion needs to be rescinded and a new motion approved.

Motion: by Commissioner Young, seconded by Commissioner Jemison to rescind the motion of April 8, 2010 to “approve and execute the Subordination Agreement Real Estate Mortgage between the Geauga County Board of Commissioners and Lake National Bank for a Revolving Loan Fund loan for Bean Counter LTD which will become a third position lien behind and original loan from Lake National Bank in the amount of \$323,000.00 as the first position, and an additional loan in the amount of \$85,000.00 from Lake National Bank as a second position, at the recommendation of the Geauga County Revolving Loan Fund”.

<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 – SUBORDINATION AGREEMENT – LAKE NATIONAL BANK – BEAN COUNTER LTD

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the Subordination Agreement Real Estate Mortgage between the Geauga County Board of Commissioners and Lake National Bank for a Revolving Loan Fund loan for Bean Counter LTD in the amount of \$100,000.00, which will become a third position lien behind and original loan from Lake National Bank in the amount of \$329,000.00 as the first position, and an additional loan in the amount of \$85,000.00 from Lake National Bank as a second position, at the recommendation of the Geauga County Revolving Loan Fund.

<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 – RESCIND MOTION – FARMERS’ MARKET PROMOTION

Director Anita Stocker explained that changes were made to the grant and another form was added.

Motion: by Commissioner Young, seconded by Commissioner Jemison to rescind the motion of April 8th, 2010 to “approve and authorize the President of the Board to execute the Application for Federal Assistance Standard Form 424 of the USDA Agricultural Marketing Service (AMS) Farmers’ Market Promotion Program (FMPP) Grant in the amount of \$85,000.00”.

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

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – FARMERS' MARKET PROMOTION

Motion: *by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Application for Federal Assistance Standard Form 424 and the Assurances – Non-Construction Programs Standard Form 424B for the USDA Agricultural Marketing Service (AMS) Farmers' Market Promotion Program (FMPP) Grant in the amount of \$84,965.00.*

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

BOARD OF DEVELOPMENTAL DISABILITIES – NOTICE OF COMMENCEMENT – HUMMEL CONSTRUCTION COMPANY

Motion: *by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Notice of Commencement to Hummel Construction Company for the Transportation Facility for the Metzbaum Center Project.*

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

EAGLE SCOUT - LEE JUREK

Motion: *by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-060 Honoring Eagle Scout Lee Jurek.*

Board of County Commissioners, Geauga County, Ohio

Resolution: *10-060*
Date: *April 13, 2010*

**A RESOLUTION HONORING LEE JUREK
FOR ACHIEVING EAGLE SCOUT THE HIGHEST AWARD OF ADVANCEMENT
BESTOWED UPON A BOY SCOUT**

WHEREAS, the Boy Scouts is a nationally acclaimed organization known for training young men to build character, citizenship, and leadership; and

WHEREAS, each scout must prove to his adult leaders the basics of outdoor survival including nature study, first aid, life saving and other activities that provide leadership qualities; and

WHEREAS, the Eagle Scout Rank is an accomplishment that only four percent of all those who start Boy Scouting ever attain; and

WHEREAS, Lee Jurek is a member of Boy Scout Troop 195, Chesterland, Geauga County, and has excelled in his search for knowledge, leadership, planning and community support; and

WHEREAS, Lee Jurek provided leadership at meetings and on campouts and has done an excellent job in all aspects of scouting; and

WHEREAS, Lee Jurek's Eagle Scout project consisted of obtaining donations and replacing fifty (50) old, cracked railroad ties in the front landscaping at the Unity Church in Chesterland.

NOW, THEREFORE BE IT RESOLVED, that the Geauga County Board of Commissioners salutes Lee Jurek for service to his community and the Scouts of America;

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

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<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>

EAGLE SCOUT- JASON PURUCZKY

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-061 Honoring Eagle Scout Jason Puruczky.

Board of County Commissioners, Geauga County, Ohio

<i>Resolution:</i>	<i>10-061</i>
<i>Date:</i>	<i>April 13, 2010</i>

**A RESOLUTION HONORING JASON PURUCZKY
FOR ACHIEVING EAGLE SCOUT THE HIGHEST AWARD OF ADVANCEMENT
BESTOWED UPON A BOY SCOUT**

WHEREAS, the Boy Scouts is a nationally acclaimed organization known for training young men to build character, citizenship, and leadership; and

WHEREAS, each scout must prove to his adult leaders the basics of outdoor survival including nature study, first aid, life saving and other activities that provide leadership qualities; and

WHEREAS, the Eagle Scout Rank is an accomplishment that only four percent of all those who start Boy Scouting ever attain; and

WHEREAS, Jason Puruczky is a member of Boy Scout Troop 195, Chesterland, Geauga County, and has excelled in his search for knowledge, leadership, planning and community support; and

WHEREAS, Jason Puruczky provided leadership at meetings and on campouts and has done an excellent job in all aspects of scouting; and

WHEREAS, Jason Puruczky's Eagle Scout project consisted of re-doing a path through the woods used for prayer; created a sitting area with park benches, planted flowers at the entrance and installed wooden posts for prayer plaques along the path at Christ Presbyterian Church in Chesterland.

NOW, THEREFORE BE IT RESOLVED, that the Geauga County Board of Commissioners salutes Jason Puruczky for service to his community and the Scouts of America;

BE IT FURTHER 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 – CANCEL SESSION

Motion: by Commissioner Young, seconded by Commissioner Jemison to cancel session for Thursday, April 15, 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>

OTHER

The Board reviewed calendars and events.

ACKNOWLEDGEMENTS

- a) *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending April 7, 2010 as required by O.R.C. 955.12.*

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MEETINGS

- Wed., 4/14 Township Association Dinner Meeting at 6:30 p.m. E.O.U.V. Club in Russell Township
- Thu., 4/15 The Commissioners will hold regular session. **PENDING MOTION TO CANCEL SESSION.**
- Fri., 4/16 NOACA TAC meeting at NOACA Offices.
- Tue., 4/20 A Public Hearing for The Asphalt Resurfacing of Auburn Road (CH 4, Sections N & O) Munson Township at 10:15 a.m.
- Tue., 4/20 A Public Hearing for The Asphalt Resurfacing of Auburn Road (CH 4, Sections F-H), Bell Street (CH 10, Section E) in Auburn and Newbury Townships at 10:20 a.m.
- Tue., 4/20 A Public Hearing for The Widening and Asphalt Resurfacing of Georgia Road (CH 40, Sections A & B) Burton Township at 10:25 a.m.
- Thu., 4/22 The Commissioners will hold regular session.
- April 22nd through April 25th Geauga County Maple Festival
- Tue., 4/27 The Commissioners will hold regular session.
- Tue., 4/27 United Way Services 2009-2010 Annual Meeting at Fowler's Mill Golf Course at 11:15 a.m.
- Thu., 4/29 The Commissioners will hold regular session.
- Thu., 4/29 CIC 40th Annual Salute to Commerce and Industry at St. Dennis Party Center at 7:00 p.m.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SAMIDE ADJOURNED THE MEETING AT 10:29 A.M.

Geauga County Board of Commissioners

William S. Young

Tracy A. Jemison

Mary E. Samide

Claudine Kozenko, Commissioners' Clerk