

Commissioners' Journal
July 31, 2008

The Geauga County Board of Commissioners met in session on July 31, 2008 at 11:00 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, William S. Young opened the meeting at 11:00 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

Commissioner Albert was absent from this session.

** The Public Hearing with respect to the proposed issuance by the Colorado Educational and Cultural Facilities Authority of revenue bonds for the Mandel Jewish Community Center of Cleveland (Camp Wise) was held at 10:30 a.m. before session with Commissioner Young and Samide in attendance.*

APPROVE MINUTES

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the minutes for the meeting of July 29, 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>Absent</i>

COMMISSIONERS' OFFICE – RESOLUTION FOR TAX-EXEMPT REVENUE BONDS

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-111 Approving the Issuance of Tax-Exempt Revenue Bonds by the Colorado Educational and Cultural Facilities Authority.

Board of County Commissioners, Geauga County, Ohio

Date: July 31, 2008
Resolution: 08-111

The Board of County Commissioners of the County of Geauga met on July 31, 2008, commencing at 11:00 o'clock, a.m., in regular session in the Commissioners' Chambers at 470 Center Street, Building No. 4, Chardon, Ohio, with the following members present:

Commissioner Samide Commissioner Young

The Clerk advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

Commissioner Samide presented the following preambles and resolution and moved their adoption, which motion was duly seconded by Commissioner Young:

RESOLUTION NO. 08-111

A RESOLUTION APPROVING THE ISSUANCE OF TAX-EXEMPT REVENUE BONDS BY THE COLORADO EDUCATIONAL AND CULTURAL FACILITIES AUTHORITY

WHEREAS, the Colorado Educational and Cultural Facilities Authority (the "Issuer") intends to issue its Variable Rate Demand Revenue Bonds (National Jewish Federation Bond Program) Series 2008D-6 (the "Bonds") in one or more series, pursuant to a plan of finance, in the maximum aggregate principal amount of \$5,000,000; and

WHEREAS, the proceeds of the Bonds are being used to make a loan to The Mandel Jewish Community Center of Cleveland (the "Corporation"), a non-profit corporation organized and validly existing under the laws of the State of Ohio, to finance a plan of finance comprised of the following elements: (a) to finance and refinance the costs of expansion, winterization and improvement of the

Commissioners' Journal
July 31, 2008

dining hall and kitchen, construction of a winterized recreation hall and staff lodge, major renovation and winterization of four residential buildings, construction of a new shower house, major renovation and addition to the Arts and Crafts building, and paving roadways at the Camp Wise Resident Camp located at 13164 Taylor Wells Rd. Chardon, OH 44024; (b) to finance and refinance the costs of construction of two camp group shelters, construction of a sports pavilion, major renovation of an existing camp group shelter and paving and improving roadways at the Anisfield Day Camp located at 13250 Butternut Rd. Chardon, OH 44024; (c) to pay capitalized interest on the Bonds; and (d) to pay certain bond issuance expenses (collectively, the "Project"); and

WHEREAS, the Bonds will be special, limited obligations of the Issuer and will not constitute a debt or pledge of the faith and credit or the taxing power of the Issuer or Geauga County; and

WHEREAS, to comply with Section 147 (f) of the Internal Revenue Code of 1986, as amended (the "Code"), and as a precondition to the issuance of the Bonds, Bond Counsel has advised that (i) a public hearing with respect to the proposed issuance of the Bonds and (ii) the approval of an "applicable elected representative" are required; and

WHEREAS, a public hearing was held by the Issuer with respect to the proposed issuance of the Bonds on July 31, 2008 after reasonable public notice; and

WHEREAS, this Board of County Commissioners is an "applicable elected representative" with respect to the Project for purposes of Code Section 147(f);

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Geauga, State of Ohio:

Section 1. This Board hereby approves the issuance of the Bonds by the Issuer. This approval is solely for the purpose of satisfying Section 147(f) of the Internal Revenue Code of 1986, as amended, including any applicable United States Treasury Regulations.

Section 2. In giving this approval, this Board is not passing upon, and does not assume responsibility for, the accuracy of the information provided by the Corporation set forth in the above recitals, and has not undertaken to verify independently that accuracy. Furthermore, the County is not the Issuer, is not a party to the Bonds, the loan agreement or indenture securing the Bonds, and the County does not pledge its full faith or credit or incur any debt in connection with the issuance of the Bonds. Moreover, in providing this approval, the County has assumed that the Issuer has entered into agreements (including, without limitation, a loan agreement with the Corporation) providing funds to pay the debt service on the Bonds. The public hearing referenced above does not constitute an exercise of the functions conferred by law upon the County of Geauga.

Section 3. 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.

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

COMMON PLEAS AND CLERK OF COURTS – DOCUMENT MANAGEMENT SYSTEM – VISTA SOLUTIONS GROUP CONTRACT

Clerk of Courts Denise Kaminski stated they are excited as they are close to getting everything microfilmed and now they will be document imaging their records. What is imaged will be sent to be microfilmed and they are pleased knowing that everything will be preservation quality of all the records for generations to come. Jim Walsh, IT Systems Administrator added that some people say that with document imaging you will no longer need microfilming but Mr. Walsh stated that you will always need a human readable image (microfilming) because at some point computers won't work.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute a contract with Vista Solutions Group for the Document Management System for the Common Pleas Court and the Clerk of Courts for 9.1 Hardware Total - \$2,065.00, 9.2 Software Total - \$86,755.00, 9.3 Training Total - \$22,850.00, 9.6 Maintenance / Support Grand Total by year 2008 - \$21,388.00, 9.10 Vendor Innovations, Accessories and Enhancements - \$18,900.00, for a total amount of \$151,958.00.

Commissioners' Journal
July 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>Absent</i>

SOIL AND WATER CONSERVATION DISTRICT – FINDING OF VIOLATION – SOUTH FRANKLIN CIRCLE INCORPORATED

Shannon Mullen, Urban Stormwater Specialist, stated that there was a seeding issue around the exposed ponds which is starting to cause some serious soil erosion.

Motion: by Commissioner Samide, seconded by Commissioner Young to issue a finding of violation against South Franklin Circle Incorporated regarding construction occurring at South Franklin Circle Project in Bainbridge 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, 7.14 and 7.15) 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>Absent</i>

COUNTY ENGINEER’S OFFICE – BID OPENING ADVERTISEMENT – CHAGRIN ROAD ASPHALT RESURFACING – BAINBRIDGE TOWNSHIP

Motion: by Commissioner Samide, seconded by Commissioner Young to grant permission to advertise for bids for The Asphalt Resurfacing of Chagrin Road (CH 9, Sections A&B) Project in Bainbridge Township with a bid opening to be held Wednesday, August 27, 2008 at 2:30 p.m. Notice of this bid opening will be advertised August 7, 14 and 21, 2008 and posted on the county’s internet site.

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

COUNTY ENGINEER’S OFFICE – BID OPENING ADVERTISEMENT – FAIRMOUNT ROAD ASPHALT RESURFACING – RUSSELL TOWNSHIP

Planning Engineer Mike Stone stated this project is estimated at \$400,000.00 and Chagrin Road is estimated at \$170,000.00 with an 80% federal fund grant.

Motion: by Commissioner Samide, seconded by Commissioner Young to grant permission to advertise for bids for The Asphalt Resurfacing of Fairmount Road (CH 16, Sections A&B) Project in Russell Township with a bid opening to be held Wednesday, August 27, 2008 at 2:30 p.m. Notice of this bid opening will be advertised August 7, 14 and 21, 2008 and posted on the county’s internet site.

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

COUNTY ENGINEER’S OFFICE – REQUEST FOR ESTABLISHMENT OF DRAINAGE MAINTENANCE DISTRICT – HUNTING RIDGE ROAD SUBDIVISION

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the Request for Establishment of Drainage Maintenance District Pursuant to O.R.C. 6131.63 and 6137 for Hunting Ridge Road Subdivision in Chester Township.

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

Commissioners' Journal
July 31, 2008

**COUNTY ENGINEER'S OFFICE – CONSTRUCTION DRAWINGS AND SCHEDULE -
HUNTING RIDGE ROAD SUBDIVISION**

Motion: by Commissioner Samide, seconded by Commissioner Young to Board approve the construction drawings and schedule for the Hunting Ridge Road Subdivision in Chester Township and execute the title sheet for the same.

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

**PLANNING COMMISSION – ACCEPT USGS OPTION NO. 1 PROPOSAL – WATER LEVEL
MONITORING NETWORK**

Director David Dietrich explained that this is a budget issue for fiscal year 2009. The contract will be for October to September 30, 2009. Mr. Dietrich added the current contract amount was \$27,450.00 and he managed to get the contract reduced. This is an ongoing scientific investigation of the ground level water flow that began in the 70's involving 32 wells in various locations throughout the county..

Motion: by Commissioner Samide, seconded by Commissioner Young to accept the U.S. Geological Survey proposal Option No. 1 for the continuation of the long term water level monitoring network for FY 2009 as recommended by the County Planning Commission, in the amount of \$24,000.00.

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

**MAINTENANCE DEPARTMENT – QUOTE AND CONTRACT – CABLE COMMUNICATIONS
INCORPORATED – PROSECUTOR'S OFFICE RENOVATION**

Director Glen Vernick briefly explained the fire alarm that went off at the Prosecutor's Office. The contractor was sanding and some fire protection wires were shorted out during the contractors' work. Mr. Vernick stated this project should start on Monday.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and accept the quote from Cable Communications Incorporated (CCI) for cabling installation for the Geauga County Prosecutor's Office Renovation, in the amount of \$8,913.31.

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

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute a contract with Cable Communications Incorporated (CCI) for cabling installation for the Geauga County Prosecutor's Office Renovation, in the amount of \$8,913.31.

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

**COUNTY HOME – EXTEND SUMMER HELP EMPLOYMENT PERIOD – COLLEEN
PULSFORD**

Motion: by Commissioner Samide, seconded by Commissioner Young to extend the employment period for Colleen Pulsford, Summer Help (#0101), to the new ending date of August 21, 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>Absent</i>

Commissioners' Journal
July 31, 2008

COUNTY HOME – RECLASSIFICATION - COLLEEN PULSFORD

Motion: by Commissioner Samide, seconded by Commissioner Young to approve the reclassification of Colleen Pulsford to Seasonal Help for the period October 1, 2008 through April 30, 2009.

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

COUNTY HOME – RECLASSIFICATION – LAUREEN SONIA

Motion: by Commissioner Samide, seconded by Commissioner Young to approve the reclassification of Laureen Sonia from Full-time Attendant to the position of Full-time Cook (#1503) to be effective August 1, 2008. She will serve a 120 day probationary period.

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

COUNTY HOME – ADVERTISE FULL-TIME ATTENDANT

Motion: by Commissioner Samide, seconded by Commissioner Young to grant permission to advertise for a Full Time Attendant at the County Home for August 1, 2008.

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

COMMISSIONERS' OFFICE – MONTEFIORE HOUSING CORPORATION PROJECT
PUBLIC HEARTING ADVERTISEMENT – REVENUE BONDS

Motion: by Commissioner Samide, seconded by Commissioner Young to grant permission to advertise to hold a public hearing on August 21, 2008 at 10:30 a.m. for the proposed issuance by the proposed issuer of Multi-Mode Variable Rate Health Care Facilities Revenue Bonds, Series 2008 (Montefiore Housing Corporation Project) in an aggregate principal amount not to exceed \$4,600,000.00. Notice of this hearing will be advertised on or before August 7, 2008 and the county web site.

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

COMMISSIONERS' OFFICE – COUNTY SALES AND USE TAX RATE PUBLIC HEARING
ADVERTISEMENT

County Administrator Dave Lair added that there is verbiage in the public notice stating that there is an existing .25% sales tax set to expire at the end of January 2009 and no net increase in taxes will result from the proposed action to be discussed. Commissioner Samide added that there is no increase in taxes, it is proposed to be a continuous tax. Glen Miller from the Maple Leaf paper questioned that there will be no tax increase nor a decrease in taxes to which Mr. Lair responded that was correct.

Motion: by Commissioner Samide, seconded by Commissioner Young to grant permission to advertise to hold two public hearings to discuss an increase in the Geauga County Sales and Use Tax Rate to be held on Tuesday, August 26, 2008 at 11:30 a.m. and Thursday, September 4, 2008 at 11:30 a.m. Both hearings will be held at 470 Center Street, Bldg 4 in Chardon, Ohio. Notice of these hearings will be published on Thursday, August 7, 2008 and Thursday, August 14, 2008.

**Commissioners' Journal
July 31, 2008**

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

OTHER

The Board briefly reviewed calendars.

ACKNOWLEDGEMENTS

- a. *The A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending July 23, 2008 as required by O.R.C. 955.12.*
- b. *The 2008 Second Quarter Report "Economic State of Geauga" filed by the County Auditor.*

MEETINGS

- Thu., 7/31 The Commissioners will hold a public hearing on July 31, 2008 at 10:30 a.m. with respect to the proposed issuance by the Colorado Educational and Cultural Facilities Authority of revenue bonds for the Mandel Jewish Community Center of Cleveland (Camp Wise).*
- Thu., 7/31 **The monthly economic development work session has been cancelled.***
- Tue., 8/5 The Commissioners will hold regular session.*
- Thu., 8/7 The Commissioners will hold regular session.*
- Thu., 8/7 The Commissioners will hold a public hearing on the proposed amendment to the County Subdivision Regulations on August 7, 2008 at 10:30 a.m.*
- Fri., 8/8 NOACA meeting at Kent Geauga Branch at 10:00 a.m.*
- Sun., 8/10 Some of the Commissioners will attend the Taborville Harvest Festival / Parade*
- Tue., 8/12 The Commissioners will hold regular session.*
- Tue., 8/12 Planning Commission meeting at 7:30 p.m.*
- Thu., 8/14 The Commissioners will hold regular session.*
- Thu., 8/14 The Commissioners will hold a public hearing on August 14, 2008 at 10:30 a.m. for the proposed transit fare increase.*
- Fri., 8/15 TAC meeting*
- Mon., 8/18 Family First meeting at 2:00 p.m.*
- Tue., 8/19 **The Regularly scheduled Commissioners' meeting is cancelled as the Board will be attending County Commissioners' Days in Ross County.***

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER YOUNG ADJOURNED THE MEETING AT 11:29 A.M.

Commissioners’ Journal
July 31, 2008

Geauga County Board of Commissioners

Mary E. Samide

William S. Young

ABSENT
Craig S. Albert

Claudine Kozenko, Commissioners’ Clerk

Commissioners' Journal
July 31, 2008

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