

Commissioners' Journal
November 7, 2013

The Geauga County Board of Commissioners met in session on November 7, 2013 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.

Commissioner Mary E. Samide opened the meeting at 10:01 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

APPROVE MINUTES

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute the minutes for the meeting of October 29, 2013.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Resigned*</i>

APPROVE MINUTES

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute the minutes for the meeting of October 31, 2013.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Resigned*</i>

**Commissioner Jemison was present and seated as a Commissioner during these two meetings. Due to his resignation, effective November 1, 2013 the seat became vacant.*

FINANCIALS

County Administrator David Lair reported on financials from November 5, Resolution #13-199, that included a Revenue certification for the Hotel/Motel Excise Tax fund for revenues expected for the remainder of year; Supplemental appropriations for the Auditor's Real Estate Assessment Fund for 2014 New Construction review expenses, the JFS Public Assistance fund for payment of cost allocations and the Sheriff's 911 Fund, Water Resources fund and Family First Council fund to correct appropriations for year end; Cash transfers out of the General Fund for the Board of Developmental Disabilities 3rd Quarter gas well proceeds; Cash transfers into the General Fund from the Department of Job and Family Services for reimbursements to the Prosecutor's Office, fire system reimbursements, the building lease payment for November and second half 2013 cost allocation payments; a Contract for Mr. Excavator for the Russell Township Center Sewer Project for the Department of Water Resources in the amount of \$237,151.78; Travel requests for the Juvenile Court; and a payment to United States Postal Service for the purchase of postage for the mail meter in the amount of \$34,000.00, as approved by the County Administrator pursuant to the motion approved January 3, 2013 to authorize the County Administrator to execute, in the case of a lack of quorum of Commissioners and /or if session is cancelled on a regular financial day the required approvals for county financials on behalf of the Board during the Year 2013, as authorized by O.R.C. 305.30.

APPROVE FINANCIALS

Budget and Finance Administrator Heidi Delaney explained the financials for today as including an Appropriation transfer for the Juvenile Court to correct appropriations for year-end; an increase to the Illuminating Company contract for the Department of Emergency Services; Travel requests for the Transit Department and the Treasurer's Office; and a blanket purchase order for the Commissioners' Office.

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute Resolution #13-194 itemizing the financials for the meeting of October 29, 2013.

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Roll Call Vote: Commissioner Spidalieri Aye
 Commissioner Samide Aye
 Commissioner Vacant

COMMISSIONERS' OFFICE – APPOINT PRESIDENT AND VICE-PRESIDENT FOR
REMAINDER OF 2013

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to appoint Mary E. Samide as President of the Geauga County Board of Commissioners for the remainder of 2013.

Roll Call Vote: Commissioner Spidalieri Aye
 Commissioner Samide Aye
 Commissioner Vacant

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to appoint Ralph Spidalieri as Vice President of the Geauga County Board of Commissioners for the remainder of 2013.

Roll Call Vote: Commissioner Spidalieri Aye
 Commissioner Samide Aye
 Commissioner Vacant

AIRPORT AUTHORITY – REIMBURSEMENT #2 – IMPROVE AIRPORT DRAINAGE

Business Manager Patty Fulop asked the Board to acknowledge the second reimbursement for the project to improve airport drainage. Ms. Fulop noted that this project wasn't without surprises, adding that a water basin was to be attached to an existing drain line and discovered that the drain line was routed differently than what was on the map.

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to acknowledge the submission of Reimbursement #2 and approve and authorize the President of the Board to execute the Outlay Report and Request for Reimbursement for Construction Programs for FAA Project #3-39-0054-1613 Improve Airport Drainage in the amount of \$70,277.21 (\$63,250.00 FAA portion and \$7,027.21 County match).

Roll Call Vote: Commissioner Spidalieri Aye
 Commissioner Samide Aye
 Commissioner Vacant

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – REVOLVING LOAN FUND
(RLF) LOAN – LEGAL DOCUMENTS – NEWBURY COUNTRY MEATS, LLC

Director Anita Stocker explained that this was the final step in providing loan funds to Newbury Country Meats in Newbury located next to the Four Seasons Restaurant on Kinsman Road. Ms. Stocker noted that it is a small loan for \$20,000.00 for five years at a higher interest rate because it's for working capital.

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute the legal documents for the Revolving Loan Fund (RLF) loan for the purchase of equipment for the butcher shop located at 11392 Kinsman Road, Newbury between the Geauga County Board of Commissioners and Newbury Country Meats, LLC in the amount of \$20,000.00 for five (5) years (60 months) at eight percent (8%) interest including: Loan Servicing Letter, Mortgage, Promissory Note, Security Agreement, Participation Agreement, and Guaranty.

Roll Call Vote: Commissioner Spidalieri Aye
 Commissioner Samide Aye
 Commissioner Vacant

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – SATISFACTION OF
MORTGAGE – TROY INNOVATIVE PROPERTIES, LTD

Program Administrator Joni Stusek explained that this is another Revolving Loan Fund client that has paid off their loan. Ms. Stocker stated that this company does high precision surgical implantation equipment.

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Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute a Satisfaction of Mortgage for Troy Innovative Properties, LTD as the Local Revolving Loan Fund Loan in the amount of \$200,000.00 has been satisfied.

<i>Roll Call Vote:</i>	Commissioner Spidalieri	Aye
	Commissioner Samide	Aye
	Commissioner	Vacant

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – SATISFACTION OF MORTGAGES – ANTHONY W. AND KRISTIE L. BITNER – DOWN PAYMENT ASSISTANCE AND REHABILITATION ASSISTANCE

Ms. Stusek explained that these loans were made from the 2001 Chip grant for down payment assistance and rehabilitation assistance and the clients have paid them off.

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute a Satisfaction of Mortgage for Anthony W. and Kristie L. Bitner, for property located at 8964 Madison Road, Montville for down payment assistance under Grant #B-C-01-026-1, as the mortgage in the amount of \$9,000.00 has been satisfied.

<i>Roll Call Vote:</i>	Commissioner Spidalieri	Aye
	Commissioner Samide	Aye
	Commissioner	Vacant

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute a Satisfaction of Mortgage for Anthony W. and Kristie L. Bitner, for property located at 8964 Madison Road, Montville for rehabilitation assistance under Grant #B-C-01-026-2, as the mortgage in the amount of \$3,475.00 has been satisfied.

<i>Roll Call Vote:</i>	Commissioner Spidalieri	Aye
	Commissioner Samide	Aye
	Commissioner	Vacant

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – ACSTAR INSURANCE COMPANY BOND RELEASE – INDOOR AIR TECHNOLOGIES, INCORPORATED – RESTFUL LAKE COMMUNITY CENTER

Ms. Stusek explained that Indoor Air Technologies had done the second rehabilitation work on the Restful Lake Community Center to correct mold issues. Ms. Stusek stated that the project had been completed in October 2012 and at that time they were required to issue a Maintenance Bond that is held for 12 months so this is to release that bond.

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the ACSTAR Insurance Company Bond Release for Indoor Air Technologies, Incorporated for the rehabilitation and mold remediation at the Restful Lake Community Center in Newbury Township.

<i>Roll Call Vote:</i>	Commissioner Spidalieri	Aye
	Commissioner Samide	Aye
	Commissioner	Vacant

COUNTY ENGINEER'S OFFICE – OHIO PUBLIC WORKS COMMISSION APPENDIX E – DISBURSEMENT REQUEST FORM AND CERTIFICATION #1 – MESSENGER ROAD RESURFACING PROJECT

County Engineer Joe Cattell stated that the project has been completed and this request is to release the Ohio Public Works funds.

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize Mary E. Samide, Chief Executive Officer, to execute the Ohio Public Works Commission Appendix E – Disbursement Request Form and Certification #1 in order to release funds from the state portion of the OPWC grant for the

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Messenger Road Resurfacing Project (Sections B&C) in the amount of \$150,000.00.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner</i>	<i>Vacant</i>

COUNTY ENGINEER'S OFFICE – RESOLUTION TO AUTHORIZE A MEMBER OF THE BOARD, RALPH SPIDALIERI TO SERVE AS CHIEF EXECUTIVE OFFICER – PROPOSED WOODIN ROAD RESURFACING PROJECT – EXECUTE APPLICATION FOR FINANCIAL ASSISTANCE

Mr. Cattell explained that the following items are to designate Commissioner Spidalieri as the Chief Executive Officer and then to allow him to execute the application for assistance for the Woodin Road Resurfacing Project and the Replacement of the Fowlers Mill Road Bridge from the Ohio Public Works Commission.

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute Resolution #13-201 to Authorize a Member of the Board, Ralph Spidalieri to serve as the Chief Executive Officer and Certifying Representative for the proposed Woodin Road Resurfacing Project (Sections A-D) in Chardon and Hambden Townships.

Board of County Commissioners, Geauga County, Ohio

Date: November 7, 2013
Resolution: #13-201

Whereas, the Board of County Commissioners authorize a Member of the Board, Ralph Spidalieri to serve as the Chief Executive Officer and Certifying Representative to apply for Ohio Public Works Commission State Capital Improvement Program (SCIP) or Local Transportation Improvement Program (LTIP) funding to help finance the proposed project entitled the Woodin Road Resurfacing Project. This project is located in Chardon and Hambden Townships, Geauga County, Ohio.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner</i>	<i>Vacant</i>

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize Ralph Spidalieri, Chief Executive Officer and Certifying Representative to execute the State of Ohio Public Works Commission Application for Financial Assistance for the proposed Woodin Road Resurfacing Project (Sections A-D) in Chardon and Hambden Townships.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner</i>	<i>Vacant</i>

COUNTY ENGINEER'S OFFICE - RESOLUTION TO AUTHORIZE A MEMBER OF THE BOARD, RALPH SPIDALIERI TO SERVE AS CHIEF EXECUTIVE OFFICER – PROPOSED FOWLERS MILL ROAD BRIDGE REPLACEMENT – EXECUTE APPLICATION FOR FINANCIAL ASSISTANCE

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and execute Resolution #13-202 to Authorize a Member of the Board, Ralph Spidalieri to serve as the Chief Executive Officer and Certifying Representative for the proposed Fowlers Mill Road Bridge Replacement Project (Structure #108-0.18) in Munson Township.

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Board of County Commissioners, Geauga County, Ohio

Date: November 7, 2013
Resolution: #13-202

Whereas, the Board of County Commissioners authorize a Member of the Board, Ralph Spidalieri to serve as the Chief Executive Officer and Certifying Representative to apply for Ohio Public Works Commission State Capital Improvement Program (SCIP) or Local Transportation Improvement Program (LTIP) funding to help finance the proposed project entitled the Fowlers Mill Road Bridge Replacement Project. This project is located in Munson Township, Geauga County, Ohio.

Roll Call Vote:	Commissioner Spidalieri	Aye
	Commissioner Samide	Aye
	Commissioner	Vacant

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to approve and authorize Ralph Spidalieri, Chief Executive Officer and Certifying Representative to execute the State of Ohio Public Works Commission Application for Financial Assistance for the proposed Fowlers Mill Road Bridge Replacement Project (Structure #108-0.18) in Munson Township.

Roll Call Vote:	Commissioner Spidalieri	Aye
	Commissioner Samide	Aye
	Commissioner	Vacant

NOACA – DISCUSSION ABOUT COMMISSIONER SEAT VACANCY AND ALTERNATE
Commissioner Spidalieri raised concern over Mr. Cattell attending the NOACA meeting the following day as former Commissioner Jemison's alternate and if the Board needed to take any action to allow Mr. Cattell to attend. Mr. Cattell voiced his concern that after speaking with the Prosecutor that there was a difference of opinion on the legal advice that had been given to NOACA. Mr. Spidalieri had the County Prosecutor reached by phone and asked for his advice and opinion on whether Mr. Cattell was still considered to be the alternate and could vote on behalf of that position for Geauga County. County Prosecutor Jim Flaiz was reached and offered his opinion via speaker phone and after a lengthy discussion the following action was taken:

Motion: by Commissioner Spidalieri, seconded by Commissioner Samide to appoint County Engineer Joe Cattell to fill the current vacant Commissioner seat that was vacated by the resignation of Tracy A. Jemison on the NOACA Board through December 31, 2013.

Roll Call Vote:	Commissioner Spidalieri	Aye
	Commissioner Samide	Aye
	Commissioner	Vacant

COUNTY HOME – LEASE – FAMILY AND COMMUNITY SERVICES, INCORPORATED
D.B.A. NEXT STEP – RENTAL OF ROOMS AT COUNTY HOME

County Home Superintendent and Director Karen DeCola explained that Next Step is a grant through Job and Family Services that is handled through Family and Community Services for kids that have aged out of foster care or that are homeless. Ms. DeCola stated that they agreed to be the facility provider for them with an agreed amount per month per resident. Ms. DeCola stated that in the beginning we had 4 clients but currently only have 1 left. Ms. DeCola explained that the lease dates have expired but this is a formality to allow Family and Community Services to obtain the grant money from the State as reimbursement for the months that they paid for a resident to be in place and for them to pay for the last few months the resident had been staying at the County Home. Next Step Director Andrea Pollock explained that the agreement is over and the resident will be moving into a new home that will be available for

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<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner</i>	<i>Vacant</i>

ACKNOWLEDGEMENTS

- a) *The Monthly Financial Report from the County Building Department for the month of October, 2013.*

OTHER

The Board reviewed upcoming events.

MEETINGS

Fri., 11/8 NOACA, 10:00 a.m. Cleveland

*Mon. 11/11 **County offices will be closed for general business in observance of Veteran's Day. Twenty-four hour operations will continue to operate as usual.***

*Tue., 11/12 **The Regularly scheduled Commissioners' meeting is cancelled.***

Tue., 11/12 The Planning Commission meeting at 7:00 p.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street, Chardon

Wed., 11/13 Geauga County Township Association dinner meeting, 6:30 p.m. at Kent State University Geauga Campus

Thu., 11/14 The Commissioners will hold regular session.

Mon., 11/18 Family First Council, 2:00 p.m. at Job and Family Services

Tue., 11/19 The Commissioners will hold regular session.

Thu., 11/21 The Commissioners will hold regular session.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SPIDALIERI ADJOURNED THE MEETING AT 11:06 A.M.

Geauga County Board of Commissioners

Mary E. Samide

Ralph Spidalieri

Vacant

Christine Blair, Commissioners' Clerk

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