

Commissioners' Journal
April 15, 2008

The Geauga County Board of Commissioners met in session on April 15, 2008 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, Craig S. Albert opened the meeting at 10:15 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

Commissioner Samide was absent from session.

Commissioner Albert asked the audience to join the Board in a moment of silence to remember Commissioner Samide's mother Betty Boomer, as she had passed away yesterday.

APPROVE MINUTES

Motion: by Commissioner Young, seconded by Commissioner Albert to approve and execute the minutes for the meeting of April 10, 2008.

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

APPROVE FINANCIALS

Budget Officer Diane Arp reported the financials as including one Revenue Certification for Job and Family Services; cash transfers include the second quarter cost allocation payment from Water Resources; purchase orders include a vehicle purchase for the Building Department for a 2008 Ford Escape; four purchase orders to pay CORSA the yearly insurance due by May 1, 2008; one Then and Now and three travel requests.

Motion: by Commissioner Young, seconded by Commissioner Albert to approve and execute Resolution 08-053 itemizing the financials for the meeting of April 15, 2008.

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

OTHER AND CANCEL SESSION – APRIL 17, 2008

Commissioners' Clerk Claudine Kozenko explained to the Board and audience that today's session will be combining today's agenda with the agenda that was planned for Thursday, April 17, 2008. Commissioner Young explained the request to cancel session for Thursday, April 17, 2008 was to attend the funeral of Commissioner Samide's mother.

Motion: by Commissioner Young, seconded by Commissioner Albert to cancel session for Thursday, April 17, 2007.

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

**MAINTENANCE DEPARTMENT - PROSECUTOR'S OFFICE RENOVATION –
CONSTRUCTION PHASE RE-BID PROJECT – ADDENDUM #1**

In responding to Commissioner Albert's question Ms. Kozenko stated that since the pre-bid meeting there had been several questions from potential bidders and some adjustments per the architect that needed to be responded to. This addendum will cover all those questions and adjustments. Windows are being bid as an alternate on this project.

Motion: by Commissioner Young, seconded by Commissioner Albert to approve Addendum #1 to the Geauga County Prosecutor's Office Renovation –

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Construction Phase Re-bid Project to include items to provide for miscellaneous technical, electrical, mechanical, bidding and specification clarifications arising from the Pre-bid meeting.

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

COMMISSIONERS' OFFICE – PROOF OF CLAIM FORM REGARDING JASON AND SARAH SZABO BANKRUPTCY CASES

Laura LaChapelle, APA, reported there is no arrearage of funds at this time. The amount owed technically on the Proof of Claim form shows \$24,194 but as long as there is no default on their mortgage by the first position mortgagor they are not in default. The reason this is being submitted is that bankruptcy court requires this form. The county is basically a secured lien holder. Ms. LaChapelle reported that some time ago it was indicated that this is a Chapter 7, no asset case, and no Proof of Claim was needed. The trustee did turn around and issued a Proof of Claim form so assets may have been found.

Motion: by Commissioner Young, seconded by Commissioner Albert approve and authorize the President of the Board to execute a Proof of Claim form and to authorize the Prosecutor's Office to file same in the bankruptcy cases of Jason and Sarah Szabo. Jason Szabo was loaned funds for rehabilitation and down payment assistance through the Office of Community and Economic Development Block Grant Program.

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

COUNTY TREASURER & COUNTY AUDITOR - MONTHLY STATEMENT OF COUNTY FINANCES

Motion: by Commissioner Young, seconded by Commissioner Albert to accept, execute and file the monthly Statement of County Finances filed by the County Treasurer for the month of March, 2008 pursuant to O.R.C. 319.15.

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

Motion: by Commissioner Young, seconded by Commissioner Albert to accept, execute and file the monthly Statement of County Finances filed by the County Auditor for the month of March, 2008 pursuant to O.R.C. 319.15.

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

COUNTY ENGINEER'S OFFICE – RESOLUTION ORDERING IMPROVEMENT OF LEGGETT ROAD SECTION E – BID OPENING - MONTVILLE TOWNSHIP

Motion: by Commissioner Young, seconded by Commissioner Albert to approve and execute Resolution 08-054 Ordering the Improvement of a Portion of Section D and the Entirety of Section E of Leggett Road (CH 33) in Montville Township.

This resolution also requests the Board approve and execute the title sheet for plans / specifications for the same.

Further, the resolution sets a bid opening on Wednesday, May 14, 2008 at 2:00 p.m. Notice of the bid opening will be advertised April 24, 2008 and posted on the county's internet site.

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Date: April 15, 2008
Resolution: 08-054

**RESOLUTION TO ORDER THE IMPROVEMENT OF A PORTION OF SECTION D AND THE
ENTIRETY OF SECTION E OF LEGGETT ROAD (CH 33)
IN MONTVILLE TOWNSHIP**

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 07-211 that the public convenience and welfare require the improvement of Sections D&E of Leggett Road (CH 33) from a point approximately one mile east of Madison Road (SR 528) to Murphy Road (TR 173) in Montville Township by constructing and reconstructing culverts, performing drainage improvement, cement stabilizing, asphalt resurfacing and improving the shoulders as necessary in accordance with Section 5555.022 of the Ohio Revised Code; and

WHEREAS, no lands are needed to be taken relative for this improvement to Leggett Road; and

WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof and no special assessments shall be collected to fund this improvement; and

WHEREAS, the Geauga County Board of Commissioners, after reviewing the plans with the County Engineer in public session for the improvement of Sections D&E of Leggett Road, is satisfied that the public convenience and welfare require that said improvement be made.

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 in accordance with Section 5555.022 of the Ohio Revised Code hereby approves the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from an Ohio Public Works Commission grant matched by local funding sources in accordance with Section 5555.43 of the Ohio Revised Code.

BE IT FURTHER RESOLVED that the Clerk of the Board of County Commissioners is hereby ordered to let this project for bids in accordance with Section 5555.61 of the Revised Code. The bids shall be let upon a unit price basis. Bids shall be received until 1:45 P.M. and opened at 2:00 P.M. on Wednesday, May 14, 2008.

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 Montville Township Board of Trustees and the Geauga County Engineer.

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

**COUNTY ENGINEER'S OFFICE – RESOLUTION ORDERING IMPROVEMENT OF
BRAKEMAN ROAD – BID OPENING - HAMBDEN TOWNSHIP**

Motion: by Commissioner Young, seconded by Commissioner Albert to approve and execute Resolution 08-055 Ordering the Improvement of Brakeman Road (CH 22) in Hambden Township.

This resolution also requests the Board approve and execute the title sheet for plans / specifications for the same.

Further, the resolution sets a bid opening on Wednesday, May 14, 2008 at 2:00 p.m. Notice of the bid opening

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Date: April 15, 2008
Resolution: 08-055

**RESOLUTION TO ORDER THE IMPROVEMENT OF BRAKEMAN ROAD (CH 22)
IN HAMB DEN TOWNSHIP**

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 07-208 that the public convenience and welfare require the improvement of Brakeman Road (CH 22) from Plank Road (SR 166) to Radcliff Road (TR 200) in Hambden Township by constructing and reconstructing culverts, performing drainage improvement, widening, asphalt resurfacing and improving the shoulders as necessary in accordance with Section 5555.022 of the Ohio Revised Code; and

WHEREAS, no lands are needed to be taken relative for this improvement to Brakeman Road; and

WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof and no special assessments shall be collected to fund this improvement; and

WHEREAS, the Geauga County Board of Commissioners, after reviewing the plans with the County Engineer in public session for the improvement of Brakeman Road, is satisfied that the public convenience and welfare require that said improvement be made.

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 in accordance with Section 5555.022 of the Ohio Revised Code hereby approves the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from an Ohio Public Works Commission grant matched by local funding sources in accordance with Section 5555.43 of the Ohio Revised Code.

BE IT FURTHER RESOLVED that the Clerk of the Board of County Commissioners is hereby ordered to let this project for bids in accordance with Section 5555.61 of the Revised Code. The bids shall be let upon a unit price basis. Bids shall be received until 1:45 P.M. and opened at 2:00 P.M. on Wednesday, May 14, 2008.

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 Hambden Township Board of Trustees and the Geauga County Engineer.

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

COUNTY HOME – HIRE FULL-TIME - KELLY NEVISON

Motion: by Commissioner Young, seconded by Commissioner Albert to hire Kelly Nevison as a Fulltime Attendant (#1504) in the County Home, to be effective April 21, 2008 at the rate of \$8.30 per hour. After the successful completion of a 120-day probationary period the rate will increase to \$8.80 per hour.

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

COUNTY HOME – REVISE MOTION – MARY HELM – ACCEPT RESIGNATION

Motion: by Commissioner Young, seconded by Commissioner Albert to amend the motion of February 26, 2008 “approve and accept the retirement resignation of Mary Helm, Full-time Attendant, to be effective April 4, 2008.” to read “approve and accept the resignation of Mary Helm, Full-time Attendant, to be effective April 4, 2008”, as Ms. Helm is not eligible to retire under OPERS.

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

JOB AND FAMILY SERVICES – CERTIFICATE OF APPRECIATION – TIM TAYLOR

Motion: by Commissioner Young, seconded by Commissioner Albert to approve and execute a Certificate of Appreciation for Tim Taylor for ten years service.

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

DEPARTMENT OF WATER RESOURCES – HIRE MAINTENANCE WORKER WATER/WASTEWATER - BRIAN CAIN

Motion: by Commissioner Young, seconded by Commissioner Albert to hire Brian Cain for the full-time Maintenance Worker Water/Wastewater Systems (#2330) position to be effective Monday, April 21, 2008 at a rate of \$13.31 per hour with a 120 day probationary period.

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

COMMISSIONERS' OFFICE – REMOVE GAPP INCORPORATED FROM COUNTY ORGANIZATION CHART – ABOLISH GAPP POSITIONS

Motion: by Commissioner Young, seconded by Commissioner Albert to approve and authorize the removal of GAPP Incorporated from the Board of County Commissioners' organization chart to be effective April 1, 2008.

This request further authorizes the following GAPP Incorporated positions be abolished effective March 31, 2008: Director (#1801), Fiscal Officer (#1803) and Administrative Secretary (#1805).

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

Motion: by Commissioner Young, seconded by Commissioner Albert to terminate the employment of Patricia Cooper, Dianne Jackson and Denise Gehring with the termination of the professional services agreement.

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

OTHER

Commissioner Albert read the following acknowledgements:

- a. A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending January 26, 2008 as required by O.R.C. 955.12.*
- b. The Plan Review Notice for Restland Cemetery Expansion, Submittal #3, in Bainbridge Township filed by Geauga Soil and Water Conservation District.*

OTHER

There was a brief discussion on the water in Geauga County and Lake Erie, the Great Lakes Basin Compact and the need for water in the southwest section of the United States.

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COMMISSIONERS' OFFICE - EXECUTIVE SESSION - PERSONNEL

Motion: by Commissioner Young, seconded by Commissioner Albert to move into executive session for the purpose of discussing personnel.

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

The Board reconvened at 11:02 a.m. No action was taken as a result of this executive session.

COMMUNITY AND ECONOMIC DEVELOPMENT – CDBG PUBLIC HEARING

Commissioner Albert opened the CDBG Small Cities Program Public Hearing at 11:00 a.m. by stating the public hearing was properly advertised in a newspaper of general circulation. Director Anita Stocker stated this is standard public hearing number one that is a general hearing done every year that addresses every grant the county is eligible to apply for through their office. The list of grants are: Community Housing Improvement Program (CHIP), Formula Allocation Program, Water and Sanitary Sewer Competitive Program, Economic Development Program, CDBG Discretionary Fund, Microenterprise Business Development Program, Imminent Threat Set-Aside Program, Downtown Revitalization Competitive Program, Emergency Shelter Grant Program, New Horizons Fair Housing Program, Community Distress Program, Housing Assistance Grant Program. This year they are looking to apply for the Formula grant. The second public hearing for the Formula grant application will be the big meeting with presentations. If they receive a feasible economic development loan request that does not have enough funds in the revolving loan fund then they can use a grant from the state to do that loan and they will also apply for the Microenterprise grant that will be bundled in with the Formula grant. Ms. Stocker added that they may not apply for New Horizons grant but will keep it open in case a project presents itself. With the Formula grant the board can give funds to no more than six projects but they can also give it to only one applicant. Being no comments from the public Commissioner Albert closed the public hearing at 11:10 a.m.

OTHER

Commissioner Albert continued reading the following acknowledgments:

- c. The Plan Review Notice for Parkman Industrial Building 50, Submittal #2, in Parkman Township filed by Geauga Soil and Water Conservation District.*
- d. A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the inmate meals for the month ending March 2008.*

OTHER - CANCEL SESSION – TUESDAY, MAY 27, 2008

The Board reviewed calendars.

Motion: by Commissioner Young, seconded by Commissioner Albert to cancel session for Tuesday, May 27, 2008.

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

Motion: by Commissioner Young, seconded by Commissioner Albert to cancel session for Tuesday, June 10, 2008 as the Board will be attending Summer Conference.

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

ACKNOWLEDGEMENTS

- a. The Monthly Inventory Report, Consolidated Investment Portfolio and Obligations and Securities monthly reports filed by the Treasurer's Office for Geauga County for the Month of March 2008, pursuant to ORC 135.35(L).*

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MEETINGS

- Tue., 4/15 CDBG Small Cities Program Public Hearing at 11:00 a.m.*
- Thu., 4/17 The Commissioners will hold regular session.*
- Fri., 4/18 TAC meeting*
- Fri., 4/18 Community Corrections Planning Board at 12:00 p.m., Judge Burt's jury room*
- Mon., 4/21 Family First meeting at 2:00 p.m.*
- Tue., 4/22 The Commissioners will hold regular session.*
- Thu., 4/24 The Commissioners will hold regular session.*
- Thu., 4/24 The Commissioners will hold the monthly Economic Development work session discussion at noon.*
- Tue., 4/29 The Commissioners will hold regular session.*
- Thu., 5/1 The Commissioners will hold regular session.*
- Tue., 5/6 The Commissioners will hold regular session.*
- Thu., 5/8 **The Regularly scheduled Commissioners' meeting is cancelled.***

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER ALBERT ADJOURNED THE MEETING AT 11:15 A.M.

Geauga County Board of Commissioners

ABSENT
Mary E. Samide

William S. Young

Craig S. Albert

Claudine Kozenko, Commissioners' Clerk