

Commissioners' Journal
December 23, 2008

The Geauga County Board of Commissioners met in session on December 23, 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 Vice President of the Board, William S. Young opened the meeting at 10:06 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

Commissioner Albert was absent from session.

APPROVE MINUTES

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the minutes for the meeting of December 18, 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>

APPROVE FINANCIALS

Fiscal Specialist Diane Arp reported the financials as one supplemental to appropriate funds for Engineer Department Ohio Public Works Commission Debt (Jug Street) payment.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-187 itemizing the financials for the meeting of December 23, 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>

SHERIFF'S OFFICE – GROUND AND TOWER LEASE AGREEMENT AMENDMENT

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute an Amendment to Ground and Tower Lease Agreement between the Geauga County Board of Commissioners and New Cingular Wireless PCS LLC (d.b.a. AT&T Wireless) modifying the existing tower site lease to permit AT&T to install a backup diesel generator adjacent to their existing building at the Chardon Township tower site. A backup generator is requested by AT&T to meet a proposed FCC mandate for a minimum of eight hours of cellular system backup power. The lease payment terms of the original lease will not change: AT&T is responsible for all costs to install and maintain this generator.

<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 – NOTICE OF VIOLATION AND STOP WORK ORDER – DRSEK PROPERTY- AUBURN TOWNSHIP

Motion: by Commissioner Samide, seconded by Commissioner Young to acknowledge the first and second Notice of Violation and Stop Work Order issued against Mr. William and Mrs. Joyce Drsek, owners of property located at 11160 Washington Street (Parcel #01-119081) in Auburn Township for failure to comply with Geauga County Water Management and Sediment Control Regulations as outlined in the attached "Notice of Violation" (section 7.15) and Stop Work Order, and to forward the "Notice of Violation" and "Stop Work Order" to the Geauga County Prosecutor to enforce compliance with the Geauga County Water Management and Sediment Control Regulations by seeking an injunction or other further relief to secure the required compliance.

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

**DEPARTMENT OF WATER RESOURCES – BURTON TOWNSHIP 208 WATER QUALITY
MANAGEMENT PLAN REVISION**

Director Gus Saikaly explained this is part of a settlement involving the placement of the asphalt plant between the township and a Burton Township property owner. Part of the settlement was that a piece of the property would become part of the 208 plan, and this is at the urging of the township. Other properties will be addressed at a later date.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve the revision to the Burton Township 208 Water Quality Management Plan. This modification is in compliance with consent judgement entry Case No. 03M000708.

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

**DEPARTMENT OF WATER RESOURCES – ACCEPT RETIREMENT RESIGNATION – CARL
GAERTNER**

Motion: by Commissioner Samide, seconded by Commissioner Young to accept the retirement resignation of Carl Gaertner from the position of Engineering Technician), to be effective January 1, 2009.

Board of County Commissioners, Geauga County, Ohio

*Date: December 23, 2008
Resolution: 08-188*

**RESOLUTION HONORING CARL GAERTNER
ON THE OCCASION OF RETIREMENT
FROM THE DEPARTMENT OF WATER RESOURCES**

WHEREAS, This November Carl Gaertner completed 34 years of service to the people of Geauga County in the Department of Water Resources engineering section performing tasks that include drafting, surveying, construction inspection, contract development, and occasionally answering the phones; and

WHEREAS, Carl Gaertner has distinguished himself with his thoughtfulness, kindness, humor, and the ever- ready- with- a- joke personality; and

WHEREAS, Carl Gaertner's artistic talents adorned the walls of the department with his paintings that ranged from the peaceful landscapes, to the complex; and

WHEREAS, We wish to thank Carl Gaertner for all that he has done for the County and commend him to the status of distinguished alumnus of the Department of Water Resources; and

NOW, THEREFORE, BE IT RESOLVED, that the Geauga County Board of Commissioners commemorate Carl Gaertners' retirement with this Resolution, thanking him for his service; and

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

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

**DEPARTMENT OF WATER RESOURCES – RESOLUTION ON THE OCCASION OF
RETIREMENT OF CARL GAERTNER**

Mr. Saikaly commented that Mr. Gaertner has been a friend as well as an employee for over 35 years. Mr. Gaertner is taking with him a wealth of knowledge and information regarding the department.

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Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-188 on the Occasion of the Retirement of Cal Gaertner.

<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>

DEPARTMENT ON AGING – VALLEY FOODS INCORPORATED CONTRACT – ELDERLY NUTRITION PROGRAM

Director Sally Bell explained that one of the reasons the price is so high this year was to cover themselves on the gas prices. The increase in the shelf stable meals is because they have self contained foods, that don't need to be warmed up, which are expensive due to the prepackaged items.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute a contract with Valley Foods Incorporated for the Elderly Nutrition Program for the Preparation and Delivery of Meals (according to federal guidelines) Project, for a two year period January 1, 2009 through December 31, 2010 in the amount of \$3.35 per meal for the first year for meal types including home delivered and congregate meal, frozen and box meal program and will increase to \$3.60 in the second year. The shelf stable meals will be \$3.90 in the first year and \$4.15 in the second year.

<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 – HVAC SERVICES FOR COUNTY BUILDINGS BID AWARD – GARDINER SERVICE COMPANY

Director Glen Vernick explained that this is for the basic preventative maintenance such as filters and such.

Motion: by Commissioner Samide, seconded by Commissioner Young to award the bid to Gardiner Service Company for the HVAC Services for County Buildings (HVAC 2008-2011) Project, for the periods 2008-2009, 2009-2010 and 2010-2011 in a total amount of \$40,632.00 for three years (\$13,544.00 per year).

<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 – PETERSEN CONSTRUCTION CONTRACT

Mr. Vernick explained this action is related to the addition to the barn at the County Home. Mr. Vernick updated the Board on upcoming projects to repair and improve the barn/building.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute a contract with Petersen Construction and Contracting to install a thirty one foot channel to support the floor and walls, remove and replace floor, add four 4inch floor drains for the existing barn at the County Home, in the amount of \$10,302.00.

<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>

COMMISSIONER'S OFFICE – ACCEPT RESIGNATION – DR. BARI OYLER STITH, ARCHIVIST – ARCHIVES / RECORD CENTER

Motion: by Commissioner Samide, seconded by Commissioner Young to accept the resignation of Dr. Bari Oyler Stith, Archivist to be effective December 15, 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>

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PLANNING COMMISSION – PLANNING COMMISSION BOARD RE-APPOINTMENTS – MARGARET MUEHLING AND TRACY ENGLE

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and re-appoint Margaret Muehling and Tracy Engle to the Planning Commission for a three (3) year term expiring December 31, 2011.

<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>

COMMISSIONER'S OFFICE – ESTABLISH GAS MILEAGE REIMBURSEMENT

Motion: by Commissioner Samide, seconded by Commissioner Young to establish the gas mileage reimbursement at the current IRS rate of \$0.55, to be effective January 1, 2009 for the departments under the direction of the Geauga County Commissioners.

<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 – CONNECT OHIO

The Commissioners held a discussion with Dave Davidson of Connect Ohio regarding strategic plans for broadband for Ohio counties. Mr. Davidson reported Connect Ohio is a non-profit public-private partnership that partners with technology-minded businesses, government entities and universities to accelerate technology in the state and to close the “digital divide”. Connect Ohio is a comprehensive initiative that will blanket Ohio with broadband internet access and improve the use of related technology. The program is a partnership between the State of Ohio and Connected Nation (a national non-profit organization that specializes in increasing technology access and literacy) that will include efforts to connect low income Ohians to technology through programs such as “No Child Left Offline” which places computers in the homes of disadvantaged families. Connect Ohio will work with all sectors of the state economy in partnership with telecommunications providers, information technology companies, public agencies, business leaders, community leaders, researchers and universities in an effort to meet goals. Commissioner Samide added that Burton Township needed technology help. Commissioners' Clerk Claudine Kozenko added that Troy Township is another area. Mr. Davidson added that Connect Ohio would work with some of the leaders in the county to recognize these areas. Some of those goals include affordable broadband availability, improve the use of computers and the Internet by all Ohioans, creating local technology planning teams to improve citizen services, promote economic development and policy and regulatory framework that encourages continued investment in communications and information technologies year after year. Geauga County actually has a higher than average percentage of computers in the home, internet service and broadband service at home, based on telephone research. One of the most important aspects of Connect Ohio's approach is to create Leadership Teams and members to those teams to plan for their unique technology growth. The teams will be made up of healthcare, K-12 education, higher education, business and industry, agriculture, libraries, community-based organizations, tourism and parks and government. These teams will brainstorm for ways to improve technology and broadband, will look ahead two to three years and assess each sector current technology. The Leadership Teams will create a Strategic Technology Plan. Commissioner Young asked how many counties are in this process. Mr. Davidson replied that forty-five counties are going through this same process right now. Mr. Davidson added that Ohio is the third state to adopt this initiative. The first was Kentucky and the second is Tennessee with many other states looking at this program. Commissioner Samide inquired as to how to get broadband to these areas that don't have it now. Mr. Davidson commented that Connect Ohio has already done mapping showing broadband coverage (95%) and the areas lacking coverage as of the beginning of December. Mr. Davidson replied that if there is a need in the area they try to work with the embedded carriers if they would be interested in covering those areas. If these carriers are not interested in offering broadband to those areas Connect Ohio would look outside of the area. There are a number of different ways to get broadband; one of them being a fixed wireless company that works similar to traditional wireless with towers. They can put up a site with high speed internet access that may cover several square miles, at a very low cost. They would put up a cell site. Community and Economic Development Director Anita Stocker commented that some businesses don't like the fixed wireless and inquired if Connect Ohio could bring in a direct line. Mr. Davidson said it would be discussed with the current carriers who would discuss profitability and the economics

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of putting in a line. Department of Water Resources Director Gus Saikaly inquired as to the cost to the communities. Mr. Davidson replied there is no cost as it is funded by the state and there is no local match. It is two thirds state funded and one third by telecom and cable companies. This initiative is funded through June and Connect Ohio will have the identification of projects and the strategic plan will be done by then. The next phase would be the implementation of these projects identified. Mr. Davidson will be putting together a preliminary list of leaders in the county to be reviewed by the Board to add any recommendations. Commissioner Young inquired as to some of the other counties that have set up a strategic meeting. Mr. Davidson mentioned Knox, Richland, Ashland, Medina, Huron, Ottawa, Erie and Morrow and just started in Wayne County. The next meeting will be in Medina if one of the Commissioners wanted to attend one of those meetings; this will be a kick-off meeting not the initial meeting. Mr. Davidson will contact Mrs. Kozenko to set up Building #8 for the potential site for the initial meeting in Geauga County.

OTHER

Ms. Kozenko invited the Department of Water Resources to session to show off posters that were done by each section of the department. Each poster included pictures of the employees and describes what each section of the department does. The idea was presented by Terry Zion – Water Section Supervisor. Ms. Kozenko added that in talking with some of the employees at the Christmas lunch they mentioned these posters and were hoping the Board of Commissioners will attend to see these posters. The posters will remain on display so customers as well as other departments can come in and see what all the sections of the department do. Mr. Saikaly suggested that maybe other departments would like to do this and put them on display in the Commissioners' lobby. Mr. Saikaly thanked Ms. Kozenko for the idea of bringing the posters (and the card) to the Board. Also, Mr. Rich Mead representing the entire department presented the Board with a thank you card from the employee for a sense of appreciation for the extra time off during the holidays and that the Commissioners' job is appreciated. The Board was appreciative.

COMMISSIONERS OFFICE – LONG DISTANCE TELEPHONE SERVICE – LETTER OF AUTHORIZATION – PRIMUS TELECOMMUNICATIONS INCORPORATED

County Administrator Dave Lair reported we are working with DCT (a reseller) and got good savings a few years ago. DCT found a replacement company (Primus Telecommunications) which will be virtually the same price for the county but a better rate for DCT. County Auditor Tracy Jemison asked the length of the contract. Mr. Lair replied that it is a month to month contract. With a one year contract DCT had the right to raise prices anytime, according to their one year contract. The bill will be approximately \$12,000.00 a year for the county offices long distance service.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize the County Administrator to enter into an agreement (Letter of Authorization for Long Distance and/or Toll Free Service form) for long distance telephone service with Primus Telecommunications, Incorporated.

<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>

OTHER

Ms. Kozenko inquired if the Board had read the report from the Western Reserve Land Conservancy (WRLC) regarding the annual stewardship visit and conservation easement boundary signs and certain properties extending their yards onto county property. Commissioner Young reported that he has been in contact with WRLC regarding these issues and he will be visiting the site. The Board has the responsibility of maintaining the conservation easement and WRLC does an annual inspection.

COMMISSIONERS OFFICE – EXECUTIVE SESSION

Commissioner Samide commented that Tracy Jemison will be attending this executive session.

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

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<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>

The Board reconvened at 11:37 a.m. No action was taken as a result of this executive session.

ACKNOWLEDGEMENTS

- a) *The Annual Notice of the Western Reserve Land Conservancy Stewardship Visit on the Mayer Preserve Conservation Easement Property in Chesterland, Ohio.*

MEETINGS

Wed - Fri., 12/24 – 12/26 The County Offices, under the hiring authority of the Board of Commissioners, will be closed at noon (half day) on Wednesday, December 24, 2008 and all day Thursday, December 25, 2008 and Friday, December 26, 2008. Twenty-four hour operations will continue to operate as normal.

Tue., 12/30 The Commissioners will hold regular session.

Thu., 1/1/09 County offices will be closed for general business due to the New Year's holiday. Twenty-four hour operations will continue to operate as usual.

Tue., 1/6/09 The Commissioners will hold regular session.

Tue., 1/6 thru 1/8/09 The Commissioners will be attending the Ohio Fair Managers Association Convention January 6 through January 8, 2009.

Thu., 1/8/09 The Commissioners will hold regular session at 1:00 p.m. Please note different starting time.

Mon., 1/12/09 The Commissioners will hold the re-organizational meeting at 10:00 a.m.

Tue., 1/13/09 The Commissioners regular session is cancelled.

Thu., 1/15/09 The Commissioners will hold regular session.

Mon., 1/19/09 The County offices will be closed for general business in honor of the Martin Luther King, Jr. Holiday.

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BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER YOUNG ADJOURNED THE MEETING AT 11:37 A.M.

Geauga County Board of Commissioners

Mary E. Samide

William S. Young

ABSENT
Craig S. Albert

Claudine Kozenko, Commissioners' Clerk