

Commissioners' Journal
December 29, 2009

The Geauga County Board of Commissioners met in session on December 29, 2009 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, William S. Young opened the meeting at 10:05 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

APPROVE MINUTES

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the minutes for the meeting of December 22, 2009.

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

APPROVE FINANCIALS

Budget Specialist Heidi Delaney explained the financials as including a Revenue Certification for the Engineer's Road Improvement Fund; an appropriation transfer for Medicate in order for the last payroll to be processed for 2009; and supplemental de-appropriations for various funds for year end certifications.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-201 itemizing the financials for the meeting of December 29, 2009.

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

SHERIFF'S OFFICE – MOTOROLA INCORPORATED CHANGE ORDER – TOWER SITE ACQUISITION

Sheriff Dan McClelland explained that this request is to extend the contract with Motorola as they are not able to meet the deadlines because the Sheriff's Office hasn't given them the sites yet to work on. The Sheriff's Office is still working on the paperwork, applications and permits to attain the sites.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute a Change Order Request with Motorola Incorporated for the extension of the Customer Requested Acceptance Date (CRAD) – Performance Schedule for the delay in the County site acquisition of the Auburn and Chagrin Falls sites, there is no cost affected with this change order.

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

ENGINEER'S OFFICE – DINES ROAD BRIDGE REPLACEMENT BID AWARD – STABLE CONSTRUCTION COMPANY LLC

County Engineer R.L. Phillips explained that this is a new company that was formed from a split off of another company. This project may cost around \$40,000.00 and if they receive credit from other bridge projects this amount may be reduced to zero. Commissioner Young stated that if he lived on that road he would not want the bridge replaced. Commissioner Young added that he really liked that bridge and he wouldn't want it replaced, therefore his vote is to abstain.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to award the bid to Stable Construction Company LLC for the Replacement of the Dines Road Bridge

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(Structure #144-1.72) in Russell Township, as they represented the lowest and best bid.

<i>Roll Call Vote:</i>	<i>Commissioner Jemison</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Abstain</i>

SOIL AND WATER CONSERVATION DISTRICT – FINDING OF VIOLATION – WAYNE ERICKSON

Motion: by Commissioner Jemison, seconded by Commissioner Samide to issue a “Finding of Violation” against Wayne Erickson for Permanent Parcel Number #04-135000 located in Burton Township for failure to comply with Geauga County Water Management and Sediment Control Regulations as outlined in the attached “Site Inspection Report” (Section 3.01A and 4.05) 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 Jemison</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>
	<i>Commissioner Young</i>	<i>Aye</i>

TRANSIT DEPARTMENT – TRANSPORTATION RURAL TRANSIT PROGRAM FY 2010 GRANT CONTRACT

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Ohio Department of Transportation Rural Transit Program FY 2010 Grant Contract between the Geauga County Board of Commissioners and the State of Ohio Department of Transportation for Operating Grant funds in the amount of \$909,056.00 (Federal operating funds of \$615,139.00 and State operating funds of \$122,700.00 and \$171,217.00 in capital funds for capitalized maintenance) for the period January 1, 2010 through December 31, 2010.

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

DOG WARDEN – TEMPORARY APPOINTMENT – KATHERINE EASTERDAY

Dog Warden Matt Granito explained that the hiring of Ms. Easterday will allow the road deputies to do dog licenses. Last year they hired a temporary person and were able to close out the year with 92 more licenses than the prior year. That is the second largest in thirteen years of increased licenses. Mr. Granito added that this year they will be using door hangers which will inform households that they need to get their dog licensed. They are going after the people who have never licensed their dogs. If they can increase the new licenses they will be not have to increase license fees. In 1996 there were 700 kennels registered in the area while in 2009 there were only 290. The kennel decline is due to the fact that the IRS is taxing the kennels for sales of dogs so they are no longer listing themselves as kennels.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve the Temporary Appointment of Katherine Easterday to the position of Temporary Full-time Kennel Attendant to be effective January 1, 2010, for up to a maximum of 120 days ending April 30, 2010 at the rate of \$7.57 per hour.

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

DEPARTMENT ON AGING – RELEASE BID BOND – ELDERLY NUTRITION PROGRAM

Motion: by Commissioner Jemison, seconded by Commissioner Samide to release the bid bond for Valley Foods Incorporated for the Elderly Nutrition Program – Preparation and Delivery of Meals as the contract has been successfully fulfilled.

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

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – RELEASE BID BOND – MIDDLEFIELD VILLAGE SIDEWALK IMPROVEMENTS

Director Anita Stocker informed the Board of all the positive compliments on this project.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to release the bid bond for Daniel A. Terreri and Sons for the Middlefield Village Sidewalk Improvements Project under Grant B-F-08-026-1, as all specifications have been met.

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

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – FIFTH THRID BANK NORTHEASTERN OHIO SUBORDINATION AGREEMENT REAL ESTATE MORTGAGE - C4 HOLDINGS

Ms. Stocker explained that a lot of companies are looking for working capital. With the amounts on this mortgage there is still a 70% loan to value, which is a real good ratio. The Revolving Loan Fund committee had no qualms about this loan at all. Ms. Stocker explained that this company brokers recycled plastics. They were, at first, working out of their house with sales of around \$4 million a year. Their sales last year were \$16 million.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the Subordination Agreement Real Estate Mortgage between the Geauga County Board of Commissioners and Fifth Third Bank Northeastern Ohio for C4 Holdings Limited, to allow the refinance of the mortgage with Huntington by Fifth Third Bank in the amount of \$425,000.00 (original first mortgage by Huntington was \$539,000, the county's second mortgage was \$350,000 and is currently \$229,000).

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

DEPARTMENT OF WATER RESOURCES – SPEEDWAY GAS STATION SEWER EXTENSION IMPROVEMENT PLANS

Director Doug Bowen explained that this will be a little bore under the road with an additional 150 feet of sewer pipe. Every time the sewer goes a little further it makes more of an opportunity for more connections.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve the improvement plans for the proposed (Permanent Parcel Number #23-017470) Speedway Gas Station Sewer Extension on Auburn Road from Newbury Center Sanitary Sewer in Newbury Township.

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

DEPARTMENT OF WATER RESOURCES – UNPAID LEAVE OF ABSENCE – JOSH PILARCZYK

Mr. Bowen explained that this is an extension of medical unpaid leave of absence.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve an unpaid leave of absence for Josh Pilarczyk, Maintenance Worker, beginning January 10, 2010 through February 28, 2010.

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

DEPARTMENT OF WATER RESOURCES – TEMPORARY APPOINTMENT – JORDAN MCGHEE

Mr. Bowen explained that this position is to fill in for the absence of Mr. Pilarczyk. Mr. McGee has worked as a summer help for several years in the department.

Commissioner Young inquired as to the progress of the Bainbridge waterline. Mr. Bowen explained that they are working on the easements and permits were pulled for thirteen of the twenty-six properties. Mr. Bowen added that the contractor wants to start next Wednesday.

Motion: *by Commissioner Jemison, seconded by Commissioner Samide to approve the Temporary Appointment of Jordan McGhee to the position of Maintenance Worker (#2330) to be effective January 4, 2010 for up to a maximum of 120 days, at the rate of \$14.67 per hour.*

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

COUNTY HOME – INTERNAL TRANSFER – WENDY HALLSTROM

Motion: *by Commissioner Jemison, seconded by Commissioner Samide to approve the internal transfer of Wendy Hallstrom, Full-time Attendant (#1504) to Full-time Cook (#1503) pay grade 3, to be effective January 3, 2010. Ms. Hallstrom will serve a probationary period of 1,000 hours and will maintain her current rate of pay.*

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

COUNTY HOME – INTERNAL POSTING – FULLTIME ATTENDANT

Motion: *by Commissioner Jemison, seconded by Commissioner Samide to grant permission to post internally for a Full Time Attendant (#1504) pay grade 3, at the County Home for five days.*

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

PLANNING COMMISSION – HEATHER VALLEY SUBDIVISION FINAL PLAT

Commissioners' Clerk Claudine Kozenko stated that (per Director Dave Dietrich) the owner wanted to get this recorded before the end of the year. The plat reflects sublots fronting along an existing road in Auburn and there is no new road and no maintenance guarantee is needed. All the reviews / approvals from the various township / county departments have been secured.

Motion: *by Commissioner Jemison, seconded by Commissioner Samide to approve and execute the Final Plat of Heather Valley Subdivision in Auburn Township.*

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

GEAUGA COUNTY BOARD OF DEVELOPMENTAL DISABILITIES – METZENBAUM TRANSPORTATION FACILITY

Don Rice, Superintendent of Bessie Benner Metzenbaum/ Geauga County Board of Developmental Disabilities (GCBDD) was present to discuss the new Metzenbaum Transportation Facility at the Metzenbaum Campus funded by GCBDD and West Geauga Schools (with a possible long-term lease) and permission to advertise for bids for this project. Mr. Rice introduced Dave Andreano and Bob Blatchford of Lesko Associates Incorporated who are helping to design the project. Mr. Rice stated they are looking to pay for this project with money they have in reserves and not have to get a loan. Mr. Andreano explained that the new

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driveway will come off of the back of the parking lot workshop building and head towards where the new facility will be located. The building can be entered by either side of the building through a locked gate. There will be parking in the back, bus parking on the left and van parking on the right hand side with parking up front for staff. Plans include an above ground fueling station (with the intent of having the ability for county vehicles to be able to refuel here also). There will be security access also so the site can be entered at night for refueling. The floor plan comprises of an administrative area on the right and wash bays on the left. The main entrance has three offices, conference room, driver training room, storage room, maintenance closet, restrooms for men and women with shower facilities, and the mechanical room. On the left will be the maintenance area that contains a large work space, office with computers, fluid storage (grease, oil, etc.) tire storage area and three service bays and wash bays at the end. The mezzanine area over the work area is basically for parts storage. There will also be water recycling for the bus wash area. Commissioner Jemison commented that this is a great job of collaboration between the county and West Geauga Schools, and everyone saves money. The estimate for this project is \$3.7 million but they are hoping for 10%-15% lower bids. The operation of the building will be split one third GCBDD and two thirds West Geauga Schools. If West Geauga Schools were to build their own bus facility on their site on Cedar Road, which is less than one mile from Metzenbaum, it would cost more than \$3 million in tax dollars. If Metzenbaum were to build its own facility it would cost more than \$2 million. They are expecting to build this shared building and save the tax payers at least \$2 million in tax dollars. Geauga County Board of Developmental Disabilities (GCBDD) is willing to fund construction because it has the money saved and it also makes sense to share the facility rather than build two. West Geauga Schools will enter into a lease with GCBDD which will create a long term funding stream to replace the funds used to build the facility. The Board's consensus was that this is a good business decision. Mr. Rice added that the busses will now be centralized. Mr. Rice also added that they are looking for ways to work with County road crew and Sheriff's Office for other collaborative efforts. Ms. Kozenko reminded Mr. Rice to contact her for a bid opening time and date.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and move forward with the bidding process for the new transportation facility at the Metzenbaum Campus.

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

COMMISSIONERS' OFFICE – MAXIMUS INCORPORATED AGREEMENT – COST ALLOCATION PLAN SERVICES

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute an Agreement to Provide Professional Consulting Services with Maximus, Incorporated for services rendered in the development of the County's central services cost allocation plan in the amount of \$11,000.00.

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

COMMISSIONERS' OFFICE – EXECUTIVE SESSION

Walter Leagan from the audience asked how many people this resolution will affect, to which the Board replied – two.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to move into executive session for the purpose of discussing the employment of a public employee.

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

The Board returned from executive session at 11:23 a.m. The following action was taken as a result of this executive session:

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Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-230 Authorizing Layoff in the Geauga County Building Department Due to Lack of Work and Funds

Board of County Commissioners, Geauga County, Ohio

Date: December 29, 2009

Resolution: 09-230

RESOLUTION AUTHORIZING LAYOFF IN THE GEAUGA COUNTY BUILDING DEPARTMENT DUE TO LACK OF WORK AND LACK OF FUNDS

WHEREAS, total permit activity, considered the most accurate indicator of workload has decreased 31% overall from 2009 as compared to 2005, with over 23% of that decline occurring since 2007; and.

WHEREAS, since the fall of 2006, the Building industry in Geauga County has experienced a decline primarily in the residential sector, with permits for single-family units down 82% for 2009 as compared to 2005; and

WHEREAS, these reductions in housing activity have translated into a decrease in revenue for the Building Department from 2005 to 2009 of over \$237,000 annually; and

WHEREAS, current staffing levels in the Building Department are presently excessive, and in an effort to provide an adequate workload for the staff, the Building Department believes that by reducing staff levels by one Multi-Certified Inspector and one Permit Coordinator, they will allow for a sufficient amount of work for the Department staff, and appropriately adjust expenditures to be in line with projected revenues, in order to maintain both field and office operations to best serve the residents of Geauga County; and

WHEREAS, The Building Department will be foregoing any major equipment replacements (excepting technology upgrades) until the residential market improves, and operational expenses will be reduced wherever possible; and

NOW, THEREFORE, BE IT RESOLVED, that the Geauga County Board of Commissioners hereby authorizes the lay-off of one Multi-Certified Inspector and one Permit Coordinator in the Geauga County Building Department, effective January 22, 2010; and

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

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

COMMISSIONERS' OFFICE – CANCEL SESSION

Motion: by Commissioner Jemison, seconded by Commissioner Samide to cancel session for Tuesday, February 16, 2010.

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

OTHER

The Board briefly reviewed the Boards each Commissioner will serve on which will be approved at re-organization on Monday, January 11, 2010. Commissioner Jemison stated that CCAO informed them that the President of the Board no longer is required to be on the Board of Revision. This Board can be split up between all three commissioners now.

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ACKNOWLEDGEMENTS

- a) *The 2009 Annual Monitoring Report filed by the Geauga Soil and Water Conservation District for the Pope Home Mitigation Site in Troy Township, Geauga County.*

MEETINGS

- Thu., 12/31 **The Regularly scheduled Commissioners' meeting is cancelled.**
- Fri., 1/1/2010 **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., 1/5 *The Commissioners will hold regular session.*
- Thu., 1/7 **The Regularly scheduled Commissioners' meeting is cancelled.**
- Mon., 1/11 *The Commissioners will hold the Re-organizational meeting at 10:00 a.m.*
- Tue., 1/12 **The Regularly scheduled Commissioners' meeting is cancelled.**
- Thu., 1/14 *The Commissioners will hold regular session.*
- Mon., 1/18 *The County offices will be closed for general business in observance of the Martin Luther King, Jr. Holiday.*
- Tue., 1/19 **The Regularly scheduled Commissioners' meeting is cancelled.**
- Tue., 1/19 *Department of Commerce, Division of Liquor Control will conduct a public hearing in Chambers at 3:30 p.m. regarding the transfer of ownership application for Tanglewood National Golf Club (MRM Land Company, LLC)*
- Thu., 1/21 *A public meeting for the proposed rehiring of Joni Stusek as a retirant and employment to the position of Program Administrator, to be held at 10:30 a.m.*
- Tue., 1/26 *The Commissioners will hold regular session.*
- Thu., 1/28 *The Commissioners will hold regular session.*

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER YOUNG ADJOURNED THE MEETING AT 11:32 A.M.

Geauga County Board of Commissioners

Tracy A. Jemison

Mary E. Samide

William S. Young

Claudine Kozenko, Commissioners' Clerk