

Commissioners' Journal
June 23, 2009

The Geauga County Board of Commissioners met in session on June 23, 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 Samide, seconded by Commissioner Young to approve and execute the minutes for the meeting of June 18, 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

Fiscal Specialist Heidi Delaney explained the financials as including a supplemental appropriation from the carryover balance for the Concealed Handgun Licenses fund; three Then and Now certificates; voucher payments totaling \$1,414,666.18 from the 800 Communication – Permanent Improvement fund for the MDT and Tower Projects; and three travel requests – two of these are emergency requests for JFS.

Motion: by Commissioner Jemison, seconded by Samide to approve and execute Resolution 09-117 itemizing the financials for the meeting of June 23, 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>

ENGINEER'S OFFICE – RESOLUTION TO IMPROVE BUTTERNUT ROAD – BURTON TOWNSHIP

County Engineer R.L. Phillips stated that they have decided not to do this project this year but requested the resolution still be passed as the project will be done next year. The reason they are backing off from this project is that the bridge is almost out of the right of way, there is a “wrinkle” in the road and the bridge is very narrow. They would like to put in a new box in the area and do some realigning on the road, which may get done this fall. The resurfacing can be done next year. Mr. Phillips said they have saved enough money on some projects to allow them to do Burton Windsor Road from the village to Route 608. Mr. Phillips reported that Bainbridge Trustees passed a resolution and accepted the plans for Kenston Lake Ditch and they have advertised for bids for the project. The trustees also advertised for bids for the Hawkmore project. The trustees are also looking for a well contractor who can do plasma charges to try to create holes in the pipe/piece of metal (standpipe drain in the lake) to make it like a sieve to allow the water to drain out of the lake at the Kenston Lake. This will help reduce the lake at a slow rate to allow the area to dry out.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-118 to Improve Sections G and H of Butternut Road (CH 21) in Burton Township.

Board of County Commissioners, Geauga County, Ohio

Date: June 23, 2009
Resolution: 09-118

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**RESOLUTION TO IMPROVE SECTIONS G&H OF
BUTTERNUT ROAD (CH 21) IN BURTON TOWNSHIP**

WHEREAS, the Board of County Commissioners of Geauga County has determined the public convenience and welfare requires the improvement of Sections G&H of Butternut Road from Aquilla Road (CH 5s) to Claridon Troy Road (CH 3) in Burton Township in accordance with Section 5555.022 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Geauga County that the public convenience and welfare requires the improvement of Sections G&H of Butternut Road from Aquilla Road (CH 5s) to Claridon Troy Road (CH 3) in the Township of Burton, County of Geauga by constructing and reconstructing culverts, performing drainage improvements, widening, asphalt resurfacing and improving the shoulders as necessary.

BE IT FURTHER RESOLVED that the Geauga County Engineer is hereby directed to complete necessary surveys, plans, profiles, cross sections, estimates of cost and specifications as are required for the improvement and to transmit copies of the same to this board at the time such plans are completed.

BE IT FURTHER RESOLVED that special assessments to real estate will not be assessed to cover the damages, costs and expenses of constructing this improvement and that the compensation, damages, costs and expenses of constructing said improvement shall be appointed as follows:

The engineering and right of way costs shall be paid from local roadway improvement funding sources. The construction costs shall be paid from local roadway improvement funds and any federal aid or state grants that may be secured for the project.

BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of way of Butternut Road, pursuant to Section 5555.09 of the Ohio Revised Code, the Geauga County Engineer is granted permission to negotiate with owners to secure the lands, right-of-way, easements or work agreements required for the improvement.

BE IT FURTHER RESOLVED that the County Clerk is hereby directed, upon the filing of the plans, specifications, estimates, etc., for the improvement by the County Engineer, to schedule a time at a regular meeting of the Board of Commissioners for the Board to review the copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement.

BE IT FURTHER RESOLVED that the Clerk of the Board of County Commissioners of Geauga County is hereby instructed to transmit a certified copy of this resolution to the Burton Board of Township Trustees and the Geauga County Engineer.

<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 – RONYAK PAVING INCORPORATED UNIT PRICE CONTRACT –
ASPHALT RESURFACE OF AUBURN ROAD – MUNSON TOWNSHIP**

Mr. Phillips explained that a curb has to be removed in the area and moving it back three feet to widen the road which will qualify this section for federal funds next time for improvements.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute a Unit Price Contract with Ronyak Paving Incorporated for the Asphalt Resurfacing of Auburn Road (CH 4, Section P) in Munson Township in the amount of \$187,090.40.

<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>

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DEPARTMENT OF WATER RESOURCES – DEMOTION - JAMES IAMS

Motion: by Commissioner Jemison, seconded by Commissioner Samide to demote James Iams to Water/Wastewater Plant Operator I (#2326) at the Merritt Road Garage with an hourly rate of \$18.28, due to Mr. Iams not receiving his Operator II license which was a contingency for the previous promotional status, to be effective June 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>

DEPARTMENT OF WATER RESOURCES – INTERNAL POSTING – FULL TIME WASTEWATER PLANT OPERATOR II – MERRITT ROAD LOCATION

Director Doug Bowen stated that two Class II Operators are needed at the garage and someone in the department did pass the test so they need to replace that position.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to grant permission to advertise internally, for no less than ten days and in accordance with the union contract, for the position of a Full-time Wastewater Plant Operator II (#2313) at the Merritt Road Garage location, at the rate of \$16.42 with a 120 day probationary period.

<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 OF WATER RESOURCES – INTERNAL POSTING – FULL TIME WASTEWATER PLANT OPERATOR II – MCFARLAND CREEK FACILITY

Mr. Bowen stated that the other Class II Operator has taken a position in Solon.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to grant permission to advertise internally, for no less than ten days and in accordance with the union contract, for the position of a Full-time Wastewater Plant Operator II (#2313) at the McFarland Creek Wastewater Treatment Plant facility, at the rate of \$16.42 with a 120 day probationary period.

<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>

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – RESOLUTION AUTHORIZING THE APPLICATION FOR FY2009 FORMULA GRANT

Director Anita Stocker explained this is the next step pertaining to the public hearings where applicants presented their projects to the Board. Five projects were selected for this grant.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-119 Authorizing the President of the Board to make application to the Ohio Department of Development, Office of Housing and Community Partnerships, Ohio Department of Development for Financial Assistance under the State of Ohio's Community Development Block Grant (CDBG) Program for the FY2009 Formula Grant Program and authorizing Anita Stocker to serve as the County's representative for this application.

Board of County Commissioners, Geauga County, Ohio

Date: June 23, 2009

Resolution: 09-119

A RESOLUTION AUTHORIZING THE PRESIDENT OF THE BOARD OF GEAUGA COUNTY COMMISSIONERS TO MAKE APPLICATION TO THE OHIO DEPARTMENT OF DEVELOPMENT, OFFICE OF HOUSING AND COMMUNITY PARTNERSHIPS, OHIO DEPARTMENT OF DEVELOPMENT FOR FINANCIAL ASSISTANCE UNDER THE STATE

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OF OHIO'S COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR THE FY2009 FORMULA GRANT PROGRAM.

WHEREAS, The State of Ohio, Department of Development, provides financial assistance to local governments for the purpose of addressing local needs; and

WHEREAS, The County of Geauga, Ohio desires to participate in the Program to receive financial assistance under the Small Cities Community Development Block Grant Formula Program; and

WHEREAS, The County of Geauga, Ohio has the authority to apply for financial assistance and to administer the amounts received from the state of Ohio, Department of Development, through its Small Cities Community Development Block Grant Formula Program.

WHEREAS, The Board of Commissioners of Geauga County must direct and authorize the Department of Community & Economic Development, Director, Anita Stocker to act in connection with the application and to provide such additional information as may be required.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GEAUGA COUNTY, OHIO:

SECTION I. That the Geauga County Board of Commissioners authorizes Anita Stocker as the official representative of the Geauga County Board of Commissioners application to participate in the State of Ohio Department of Development Small Cities Community Development Block Grant Formula Program.

SECTION II. That the Geauga County Board of Commissioners hereby approves filing an application for financial assistance under the State of Ohio Department of Development Small Cities Community Development Block Grant Formula.

SECTION III. That the Geauga County Board of Commissioners hereby understands and agrees that participation in the Program will require compliance with program guidelines.

SECTION IV. That the Geauga County Board of Commissioners hereby commits itself to provide the local share funding as described in the application.

<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>

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – CDBG FORMULA ALLOCATION NEIGHBORHOOD REVITALIZATION MICROENTERPRISE APPLICATION

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the CDBG Fiscal Year 2009 Formula Allocation Neighborhood Revitalization Microenterprise Business Development General Information form, Applicant/Recipient Disclosure/Update Report, and Environmental Review Document and Certification form.

<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>

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – NEW REVENUE FUND – COURTHOUSE NEIGHBORHOOD STABILIZATION GRANT PROGRAM (NSP)

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the Geauga County Auditor to establish a new revenue fund to be known as the Neighborhood Stabilization Grant Program (NSP) Fund to allow for the proper accounting of revenues and expenditures for a new grant for the Office of Community and Economic Development.

<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>

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OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT - DANIEL A TERRERI AND SONS THREE PARTY CONTRACT - MIDDLEFIELD VILLAGE SIDEWALK IMPROVEMENTS PROJECT

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute a Three-Party Contract between the Geauga County Board of Commissioners, Middlefield Village and Daniel A. Terreri and Sons Incorporated for Middlefield Village Sidewalk Improvements, in the amount of \$97,914.00, under grant #B-F-08-026-1.

<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>

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute the Notice to Proceed for Daniel A. Terreri and Sons Incorporated for Middlefield Village Sidewalk Improvements, in the amount of \$97,914.00, under grant #B-F-08-026-1.

<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>

LIQUOR LICENSE – LEG ENTERPRISES INCORPORATED – PARKMAN TOWNSHIP

Motion: by Commissioner Jemison, seconded by Commissioner Samide to concur with the Parkman Township Trustees in not requesting a hearing on the liquor license requested by Leg Enterprises Incorporated (d.b.a. Grahams Country Store) located 16268 Main Market Road, Parkman Township (C NEW 5086439-005).

<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 reviewed their calendars. Commissioner Young briefly mentioned the record number of applicants (384 as of yesterday) requesting a reevaluation of their property for taxes. This still is a small amount of the population but this is a record number of requests.

Commissioner Samide and Commissioner Jemison briefly discussed the Solid Waste Management District meeting they attended on Monday. Commissioner Samide added that Bob Villars and SWMD had the good sense to pay down all of their debt when they had a good cash flow.

Ms. Mia Moore, First Energy Area Manager informed the Board that Habitat for Humanity will be hosting a beer and wine tasting event on Saturday, August 22 from 7:00 p.m. to 11:00 p.m. at Eagle Creek. There will also be dance instructors to teach salsa dancing. This is a fund raising event to help build a new home.

MEETINGS

Wed., 6/24 ADP meeting at 2:00 p.m. in the Auditor's Conference Room

Thu., 6/25 The Commissioners will hold regular session.

Thu., 6/25 Public Hearing #1 for the consideration of the adoption of the updated "Water Management and Sediment Control Regulations, Amended 2009" to be held at 10:30 a.m.

Thu., 6/25 Public Hearing to discuss the Geauga County 2010 Tax Budget at 11:00 a.m.

Mon., 6/29 Board of Revisions at 8:00 a.m.

Tue., 6/30 The Commissioners will hold regular session.

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- Tue., 6/30 Public Hearing #2 for the consideration of the adoption of the updated "Water Management and Sediment Control Regulations, Amended 2009" to be held at 10:30 a.m.*
- Tue., 6/30 Joint Portage-Geauga Juvenile Detention Board meeting at Portage County Commissioners' Offices at 1:30 p.m.*
- Thu. 7/2 **The Regularly scheduled Commissioners' meeting is cancelled.***
- Fri., 7/3 The County Offices will be closed in honor of July 4th Independence Day Holiday.*
- Tue., 7/7 The Commissioners will hold regular session.*
- Wed., 7/8 Township Association Quarterly Dinner Meeting at Mayfield United Methodist Church at 6:30 p.m.*
- Thu., 7/9 The Commissioners will hold regular session.*
- Tue., 7/14 The Commissioners will hold regular session.*
- Thu., 7/16 The Commissioners will hold regular session.*

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER YOUNG ADJOURNED THE MEETING AT 10:49 A.M.

Geauga County Board of Commissioners

Tracy A. Jemison

Mary E. Samide

William S. Young

Claudine Kozenko, Commissioners' Clerk