

**Commissioners' Journal**  
**July 22, 2008**

*The Geauga County Board of Commissioners met in session on July 22, 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 10:12 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 July 17, 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>Aye</i>

**APPROVE FINANCIALS**

*Budget Officer Diane Arp reported the financials as including two Revenue Certifications for Court Technology and the Sheriff's CHL fund; cash transfers for the June phone charge; one Then and Now and four travel requests for various departments.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-107 itemizing the financials for the meeting of July 22, 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>Aye</i>

**SHERIFF'S OFFICE – SHERIFF'S OFFICE 800 SYSTEM MICROWAVE UPGRADE PROJECT- AMEND MOTION**

*Lieutenant Gary Gribbons explained that the figures were calculated incorrectly and then submitted for session on two occasions with incorrect figures.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to amend the motions of May 20, 2008 (to award the bid) and June 26, 2008 (to execute a contract) with Alcatel-Lucent for the Geauga County Sheriff's Office 800 System Microwave Upgrade Project to reflect the corrected pricing to read: "in the amount of \$1,117,814.00 for the Base bid of \$1,070,694.00 and \$47,120.00 for the Option TSM-8000 Network Manager)".*

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

**OTHER**

*Commissioner Samide and Commissioner Albert reported on the "Ohio Lawyers Give Back" Dworken & Bernstein Company L.P.A. event they attended on July 18, 2008. A plaintiff from Geauga County filed suit and lawyers brought a class action suit against Grange Mutual Insurance which took about ten years to resolve. Judge Forrest Burt tried the case in Geauga County. When it was time to give back the money many members of a class action suit could not be found, or they moved, remarried or passed away. In nearly all cases the monies go back to the defendant if the members of the suit cannot be found. To address this situation courts are using "cy pres" which means "as nearly as possible" which allows the court or the parties by agreement to put a beneficial use to the monies. \$14 million, the largest cy press distribution of*

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*this type in U.S. history, was presented to 34 charities and organizations making a crucial difference every day in their communities. \$443,000.00 was received by Geauga County for courthouse renovation and another \$443,000.00 was received by United Way 2-1-1 Geauga County. The Geauga County Courthouse Improvement Fund was created to receive private donations for the purpose of restoring the historical dignity of the courthouse while enhancing the courthouse with appropriate technological advances. Contributions will be used for the continuing renovation, furnishing the courtrooms and offices with historically appropriate furniture and accessories and adding technology that will enable the presentation and sharing of information while preserving the look and feel of an 1869 courthouse. Commissioner Albert stated that the courthouse was in such sad shape when the trial was held in Geauga County which is why they were selected to receive funds. Commissioner Samide added that Patrick Perotti a Partner from Dworken & Bernstein Company L.P.A. fought unrelentingly for cy pres.*

**COMMISSIONERS' OFFICE - RESOLUTION TO ESTABLISH LOCATION AND TIME OF AUGUST 28, 2008 COMMISSIONERS' MEETING**

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-108 Establishing the Location and Time of the August 28, 2008 Regular meeting of the Board of Commissioners to be held at the Great Geauga County Fair at 10:30 a.m.*

*Board of County Commissioners, Geauga County, Ohio*

*Resolution: 08-108*

*Date: July 22, 2008*

**RESOLUTION ESTABLISHING THE LOCATION AND TIME  
OF THE AUGUST 28, 2008 REGULAR MEETING OF  
THE BOARD OF COUNTY COMMISSIONERS AT THE GREAT GEAUGA COUNTY FAIR**

*WHEREAS, The Geauga County Board of Commissioners would like to recognize the Great Geauga County Fair, as Ohio's oldest County Fair, and*

*WHEREAS, It is the intent of the Board to increase public access to meetings of the Board,*

*NOW, THEREFORE, BE IT RESOLVED, that the Board hereby establishes the location and time of the Thursday, August 28, 2008 meeting of the Geauga County Board of Commissioners to be held at the Great Geauga County Fair, at the site of the Junior Fair Four-H stage and will begin at 10:30 a.m.*

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

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

**COMMISSIONERS' OFFICE – SAFETY CENTER IMPROVEMENT NOTES, SERIES 2008**

*Motion: by Commissioner Samide, seconded by Commissioner Young to acknowledge receipt of the Fiscal Officer's Certificate in regards to the \$4,000,000.00 Safety Center Improvement Notes, Series 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>Aye</i>

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 08-109 Providing for the Issuance of Notes of the County of Geauga, in the Aggregate Principal Amount of \$4,000,000.00 in Anticipation of the Issuance of Bonds for the Purpose of Paying a Portion of the Costs of Constructing a New County Safety Center.*

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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>Aye</i>

**OTHER**

*The Board reviewed calendars.*

**ACKNOWLEDGEMENTS**

- a. *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending July 10, 2008 as required by O.R.C. 955.12.*

**MEETINGS**

- Thu., 7/24 The Commissioners will hold regular session.*
- Fri., 7/25 The Commissioners will attend Iron Mountain National Underground Storage.*
- Tue., 7/29 The Commissioners will hold regular session.*
- Tue. 7/29 Saint-Gobain Crystals Grand Opening at 10:30 a.m. – 3:00 p.m.*
- Thu., 7/31 The Commissioners will hold regular session.*
- Thu., 7/31 The Commissioners will hold a public hearing on July 31, 2008 at 10:30 a.m. with respect to the proposed issuance by the Colorado Educational and Cultural Facilities Authority of revenue bonds for the Mandel Jewish Community Center of Cleveland (Camp Wise).*
- Thu., 7/31 The monthly economic development work session will be held at noon.*
- Tue., 8/5 The Commissioners will hold regular session.*
- Thu., 8/7 The Commissioners will hold regular session.*
- Thu., 8/7 The Commissioners will hold a public hearing on the proposed amendment to the County Subdivision Regulations on August 7, 2008 at 10:30 a.m.*
- Fri., 8/8 NOACA meeting at Kent Geauga Branch at 10:00 a.m.*
- Sun., 8/10 Some of the Commissioners will attend the Taborville Harvest Festival / Parade*
- Tue., 8/12 The Commissioners will hold regular session.*
- Tue., 8/12 Planning Commission meeting at 7:30 p.m.*
- Thu., 8/14 The Commissioners will hold regular session.*
- Thu., 8/14 The Commissioners will hold a public hearing on August 14, 2008 at 10:30 a.m. for the proposed transit fare increase.*
- Fri., 8/15 TAC meeting*
- Mon., 8/18 Family First meeting at 2:00 p.m.*

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Tue., 8/19 **The Regularly scheduled Commissioners' meeting is cancelled as the Board will be attending County Commissioners' Days in Ross County.**

**BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER ALBERT ADJOURNED THE MEETING AT 10:54 A.M.**

*Geauga County Board of Commissioners*

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*Mary E. Samide*

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*William S. Young*

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*Craig S. Albert*

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*Claudine Kozenko, Commissioners' Clerk*