

Commissioners' Journal
September 17, 2009

The Geauga County Board of Commissioners met in session on September 17, 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 10:03 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 September 15, 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 supplemental appropriations for the Sheriff Fair Rotary fund for payroll and the Victim Witness Fund; a cash transfer for the August 2009 Windstream charges; and a voucher payment for travel charges for JFS and for the United Way.

Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution 09-168 itemizing the financials for the meeting of September 17, 2009.

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

** Commissioner Jemison explained he abstained from voting as he is Chairman of United Way this year.*

BOARD OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES – CARRON ASPHALT PAVING CHANGE ORDER #1 –METZENBAUM CENTER PROJECT

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Change Order #1 decreasing the purchase order and contract with Carron Asphalt Paving, Incorporated for the 2009 Pavement Renovation at the Metzenbaum Center Project deducting the unused unforeseen conditions allowance, in the amount of \$814.50.

<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 ORDERING THE IMPROVEMENT OF AQUILLA ROAD

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-166 Ordering the Improvement of Aquilla Road, (CH 5s, Sections D & E) in Claridon Township.

Board of County Commissioners, Geauga County, Ohio

Date: September 17, 2009

Resolution: 09-166

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**RESOLUTION TO IMPROVE SECTIONS D&E OF AQUILLA ROAD (CH 5s)
IN CLARIDON TOWNSHIP**

WHEREAS, the Board of County Commissioners of Geauga County has determined the public convenience and welfare requires the improvement of Sections D&E of Aquilla Road (CH 5s) from Mayfield Road (US 322) to the City of Chardon corporation line in Claridon 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 D&E of Aquilla Road (CH 5s) from Mayfield Road (US 322) to the City of Chardon corporation line in the Township of Claridon, County of Geauga by constructing and reconstructing culverts, pavement repairs, 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 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 which 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 Aquilla 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 Board of Trustees of Claridon Township 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>

TRANSIT DEPARTMENT – ADVERTISE TWO PART TIME DRIVERS #2210

Director Kristina Reider explained that with cold and flu season coming they needed more drivers in the part-time pool. This will not increase the budget or increase any hours or additional routes.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to grant permission to advertise for the position of two (2) Part-time Drivers (#2210) in the Department of Transit. These positions are unfilled existing positions that will be placed in the existing pool and will not increase or add additional monies to the budget. These positions will remain posted until the vacancy is filled.

<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 – SEMI-ANNUAL PROGRAM INCOME REPORT – RECAPTURED HOME AND CDBG FUNDS

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and authorize the President of the Board to execute Ohio Department of Development Housing Semi-Annual Program Income Report for the period January 1, 2009 through June 30, 2009 for recaptured HOME and CDBG funds.

<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>

COUNTY HOME – VOLUNTARY DISABILITY SEPARATION – ELIZABETH MERRELL

Superintendent Karen DeCola stated that Ms. Merrell is unable to return to work.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve the voluntary disability separation for Elizabeth Merrell, Full-time Attendant, to be effective September 3, 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>

COUNTY HOME – FMLA UNPAID LEAVE – KAREN BONTRAGER

Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve Family Medical Leave of Absence (FMLA), unpaid medical leave of absence for Karen Bontrager, Full-time Cook, for the period beginning September 23, 2009, until approximately November 4, 2009, as Ms. Bontrager will have exhausted all sick and vacation time as of September 23, 2009, pursuant to section 6 of the Geauga County Personnel Policy.

<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>

COUNTY HOME – JOB POSTING - SUBSTITUTE ATTENDANT #1504-2

Motion: by Commissioner Jemison, seconded by Commissioner Samide to grant permission to advertise for the position of Substitute Attendant (#1504-2) in the County Home, Third shift, beginning September 18, 2009. This posting will remain open until filled.

<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 – PARK DISTRICT - SUPPORT OF PURCHASE – WELTON'S GORGE PROPERTY

Deputy Director Keith McClintock was present for the discussion and explained that this resolution of support is for the Clean Ohio application. Western Reserve Land Conservancy has pre-acquired this property with a total of 114 acres on the corner of Burton Windsor Road and Hale Road. It has historically been called Welton's Gorge and has been referred to as the little Grand Canyon in Burton. The gorge dwarfs the cave at Ansel's Cave at Westwood. The park district has dealt off and on with the land owner for years. The heirs were, now, looking to get rid of the property. It has been a long term negotiation. The Park District is working through Western Reserve Land Conservancy so they can work on behalf of the Park District to acquire the Clean Ohio grant which would pay for more than half of the property. In addition, Western Reserve Land Conservancy will split off a ten acre parcel and a seventeen acre parcel that is currently under agricultural production and will be looking to sell these parcels as conservation buyer properties. This would allow for one building site and the rest of the property will be under a conservation easement. The park district will be acquiring 87 acres. The property adjoins the City of Akron land on the east side which makes it easier for a Clean Ohio grant. Mr. McClintock added that a thorough management plan must be done. An unfortunate situation of the property is that the owners logged it out before selling it. It was not the best of jobs so a considerable amount of restoration work must be done.

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Motion: by Commissioner Jemison, seconded by Commissioner Samide to approve and execute Resolution 09-167 Supporting the Purchase of the Welton's Gorge Property in Burton Township by the Geauga Park District.

Board of County Commissioners, Geauga County, Ohio

Date: September 17, 2009

Resolution: 09-167

**RESOLUTION SUPPORTING THE PURCHASE OF THE WELTON'S GORGE PROPERTY
IN BURTON TOWNSHIP BY GEAUGA PARK DISTRICT**

WHEREAS, the Geauga County Board of Commissioners recognizes the wishes of the County residents to preserve open space and create opportunities for passive outdoor recreation; and

WHEREAS, conservation of open and interconnected greenspace areas is one of the primary goals and guiding policies of Geauga County documented in the 2003 Geauga County General Plan;

WHEREAS, the proposed 87-acre Welton's Gorge property, located in Geauga County, provides important natural habitat for plants and animals, scenic views of rolling agricultural fields and dramatic sand stone gorges, opportunities for passive recreation, and preserves a high quality headwater stream running through the gorge, which in turn benefits the Cuyahoga River; and

WHEREAS, the Welton's Gorge property is directly adjacent to City of Akron water supply land designed to protect the East Reservoir and will increase the amount of interconnected greenspace in Burton Township; and

WHEREAS, the Geauga County Board of Commissioners concur with the goals of Geauga Park District to preserve and promote the enjoyment of the County's natural resources; and

WHEREAS, this project will directly implement recommendations from the 2003 Geauga County General Plan and advance the County's goal to conserve open and interconnected preserved areas; and

NOW, THEREFORE, BE IT RESOLVED that the Geauga County Board of Commissioners support the purchase of the Welton's Gorge property by the Geauga Park District; and of Commissioners support of the purchase of the Orchard Hills property by Geauga Park District.

<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

The Board discussed changing the budget hearing schedule to perhaps hold the Airport budget hearing at the airport since the Board will be in Middlefield anyway. Planning Commission and the Coroner's Office budget hearings need to be changed as well. Commissioners' Clerk Claudine Kozenko will discuss the changes with the Budget Office. A motion will be made at the next session to approve the changes.

Motion: by Commissioner Jemison, seconded by Commissioner Samide to cancel session for September 29, 2009 as the Board will be attending the CCAO Legislative Update in Middlefield.

<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 – HOLIDAY SCHEDULE

The Board discussed the upcoming holiday schedule.

Motion: by Commissioner Jemison, seconded by Commissioner Samide, that in light of the Thanksgiving Day Holiday, the Geauga County Commissioners announce that the Geauga County Offices, under the hiring authority of the Board of Commissioners, will be closed Friday November 27, 2009. Twenty-four hour operations will continue to operate as normal. Further, in order to maintain operations, the employees under the hiring authority of the Board of Commissioners required to work on November

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*27, 2009 will be entitled to over-time rate in addition to their regular pay.
(Bargaining unit employees are governed by provision of their collective bargaining agreement.)*

<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, that in light of Christmas Eve occurring on Thursday, the Geauga County Commissioners announce that session is cancelled and the Geauga County Offices, under the hiring authority of the Board of Commissioners, will be closed at noon (half day) on Thursday, December 24, 2009 and all day Friday, December 25, 2009. Twenty-four hour operations will continue to operate as normal. Further, in order to maintain operations, the employees under the hiring authority of the Board of Commissioners required to work on those days will be entitled to over-time rate in addition to their regular pay. (Bargaining unit employees are governed by provision of their collective bargaining agreement.)

<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>

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 August 2009, pursuant to ORC 135.35(L).*
- b) A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the inmate meals for the month ending August 2009.*
- c) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending September 9, 2009 as required by O.R.C. 955.12.*
- d) The Regular Audit filed by the Auditor of State for the Geauga County Law Library Association for the years ended December 31, 2008 and 2007.*

MEETINGS

Thu., 9/17 Board of Revision Meeting at 11:30 a.m. at the Auditor's Conference Room.

Mon., 9/21 Board of Revision Meeting at 9:00 a.m. at the Auditor's Conference Room.

Mon., 9/21 Family First meeting at 2:00 p.m. at Job and Family Services.

Tues., 9/22 The Commissioners will hold regular session.

Thu., 9/24 The Commissioners will hold regular session.

Tue., 9/29 The Commissioners will hold regular session.

Tue., 9/29 CCAO Legislative Update – Mary Yoders Restaurant in Middlefield, 8:30 a.m. to 3:00 p.m.

Thu., 10/1 The Commissioners will hold regular session.

Thu., 10/1 Records Commission meeting at 11:00 a.m.

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BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER YOUNG ADJOURNED THE MEETING AT 10:32 A.M.

Geauga County Board of Commissioners

Tracy A. Jemison

Mary E. Samide

William S. Young

Claudine Kozenko, Commissioners' Clerk