

Commissioners' Journal
January 4, 2011

The Geauga County Board of Commissioners met in session on January 4, 2011 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, Mary E. Samide opened the meeting at 10:00 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

APPROVE MINUTES

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the minutes for the meeting of December 30, 2010.

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

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – NOTICE OF AWARD – EXCAVATION WORKS, INCORPORATED

Program Administrator Joni Stusek stated that this was the first septic being done under the new program that was approved by the Commissioners. The consumer is required to come up with twenty-five percent (25%) of the total cost, and make monthly payments on the remaining balance. Those payments are figured on the remaining balance, this one will be paying \$50.00 a month until the balance is paid off.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute a Notice of Award to Excavation Works, Incorporated for installation of a septic system located at 16033 Leggett Road, Montville under the Revolving Loan Infrastructure Program, as they represented the lowest and best proposal amount.

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

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – WATER POLLUTION CONTROL LOAN FUND / AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS FINAL EXHIBIT 1

Ms. Stusek explained that last year they had received \$138,000.00 and put in eleven (11) systems through the Ohio Environmental Protection Agency (EPA). This is to close out that grant. Ms. Stusek explained that through this program the consumer comes up with the twenty-five percent (25%) down payment and the remaining seventy-five percent (75%) is paid through the grant and they do not have to pay back. Ms. Stusek explained that the new program, the Revolving Loan Infrastructure, was based on the grant program through the EPA.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Water Pollution Control Loan Fund / American Recovery and Reinvestment Act Funds Final Exhibit 1 to close out the grant with the Ohio Environmental Protection Agency.

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

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – SUBORDINATION AGREEMENT / REAL ESTATE MORTGAGE – FIVE DIAMOND PROPERTIES LLC

Director Anita Stocker stated the Subordination Agreement is to allow JP Morgan Chase to take Huntington Bank out of the Five Diamond loans for the outstanding principal balances. Five Diamond moved to Parker Court and when they moved they had a loan through Huntington

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Bank and then a State of Ohio loan program called 166 was used and in place of filing a mortgage, the State of Ohio loan 166 was taken as a letter of credit, that Huntington converted to a letter of credit written on the bank and placed their own security instruments. Ms. Stocker explained that based upon interest rates changing, this has been done before, it just removes the old bank information and updates to the current information.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the Subordination Agreement / Real Estate Mortgage between the Geauga County Board of Commissioners and Five Diamond Properties, LLC to allow JP Morgan Chase Bank, NA to assume the Huntington Bank outstanding principal balance in first lien position in the amount of \$280,000.00.

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

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the Subordination Agreement /Real Estate Mortgage between the Geauga County Board of Commissioners and Five Diamond Properties, LLC to allow JP Morgan Chase Bank, NA to assume the Huntington Bank outstanding principal balance in second lien position in the amount of \$177,000.00.

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

**COMMISSIONERS' OFFICE – ENCUMBRANCES TO BE CONSIDERED EFFECTIVE
JANUARY 1, 2011**

Commissioner Jemison explained that the encumbrances that come through the first session of financials before the Commissioners are to be dated January 1, 2011 to prevent Then and Now's and further paperwork.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve the encumbrances to be considered by the Board of Commissioners at their second meeting in January 2011 to be effective January 1, 2011.

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

**COMMISSIONERS' OFFICE – COUNTY ADMINISTRATOR TO APPROVE FINANCIALS IN
CASE OF A LACK OF QUORUM FOR 2011**

Motion: by Commissioner Young, seconded by Commissioner Jemison to authorize the County Administrator to execute, in the case of a lack of quorum of Commissioners and/or if session is cancelled on a regular financial day, the required approvals for county financials on behalf of the Board through the end of 2011, as authorized by O.R.C. 305.30.

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

**COMMISSIONERS' OFFICE – ESTABLISH GAS MILEAGE REIMBURSEMENT RATE FOR
2011**

Motion: by Commissioner Young, seconded by Commissioner Jemison to establish the gas mileage reimbursement at the current Internal Revenue Service (IRS) rate of \$0.51, to be effective January 1, 2011 for the departments under the direction of the Geauga County Board of Commissioners.

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

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OTHER

The Board reviewed upcoming events.

ACKNOWLEDGEMENTS

- a) *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending December 29, 2010 as required by O.R.C. 955.12.*

MEETINGS

Thu., 1/6 The Commissioners will hold regular session.

Fri – Sun. 1/7-1/9 The Commissioners will be attending the Fair Board Convention in Columbus, Ohio.

*Mon., 1/10 The Commissioners will hold the **Re-organizational meeting at 10:00 a.m.***

*Tues., 1/11 **The Regularly scheduled Commissioners' meeting is cancelled.***

Wed., 1/12 The Commissioners will attend the Township Association Dinner Meeting in Parkman.

Thu., 1/13 The Commissioners will hold regular session.

Thu., 1/13 The Commissioners will hold a public hearing at 10:30 a.m. for the Petition for Annexation of St. Lucy's Catholic Church Parcel to the Village of Middlefield.

*Mon., 1/17 **County offices will be closed for general business due to the Martin Luther King Jr. holiday. Twenty-four hour operations will continue to operate as usual.***

*Tues., 1/18 **The Regularly scheduled Commissioners' meeting is cancelled.***

Thu., 1/20 The Commissioners will hold regular session.

Tues., 1/25 The Commissioners will hold regular session.

Thu., 1/27 The Commissioners will hold regular session.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SAMIDE ADJOURNED THE MEETING AT 10:17 A.M.

Geauga County Board of Commissioners

William S. Young

Tracy A. Jemison

Mary E. Samide

Christine Blair, Acting Commissioners' Clerk