

Commissioners' Journal
July 18, 2013

The Geauga County Board of Commissioners met in session on July 18, 2013 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, Tracy A. Jemison opened the meeting at 10:00 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

**Commissioner Samide was absent from today's meeting.*

APPROVE MINUTES

Motion: by Commissioner Spidalieri, seconded by Commissioner Jemison to approve and execute the minutes for the meeting of July 16, 2013.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Absent*</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>

DEPARTMENT OF EMERGENCY SERVICES – APPLICATIONS FOR APPOINTMENT – STATE EMERGENCY RESPONSE COMMISSION (SERC) AND LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)

Director Dale Wedge stated that every two years under Ohio Revised Code 3750 the Commissioners are required to recommend a list of people to sit on the Emergency Planning Committee. Mr. Wedge stated that there is an agreement in place between the LEPC and DES in the amount of \$15,000.00 to allow DES to assist with administration duties. Mr. Wedge briefly explained those duties and responsibilities of what this committee includes, including a full scale evaluated exercise held that included a simulated release at Middlefield Cheese. Deputy Director, Preparedness Ken Folsom stated that the committee is a requirement as part of the funding that is provided by the State in the form of a grant that is funded from filing fees for regulated chemicals stored by businesses in our county that are collected by the State. These funds are a set amount from the State, which is much like the Emergency Management Grant that will be discussed next Tuesday. Mr. Wedge stated that the LEPC along with the Sheriff and DES each paid a third of the reverse 9-1-1 system last year that the Sheriff's Office uses daily. The Committee and its formation includes being the mechanism to consolidate costs involved with a spill and then go after those funds on behalf of those emergency responders that are involved for reimbursement of the expenses they incur for responding to an incident. Commissioner Jemison noted that today we would be appointing those members to that committee.

Motion: by Commissioner Spidalieri, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute Application for Appointment for the following individuals to the State Emergency Response Commission (SERC) for appointment/reappointment to the Geauga County Local Emergency Planning Committee (LEPC) for the period August 15, 2013 through August 14, 2015.

<i>Kit R. Luoma, Retired</i>	<i>Public</i>
<i>Linda Burhenne, Director Records/Archives Center</i>	<i>Elected Official/ Media (PIO)</i>
<i>Richard A. Smigelski, Police Chief</i>	<i>Law Enforcement</i>
<i>Mark D. Menary, Fire Department</i>	<i>Fire</i>
<i>Jay Becker, Geauga Health</i>	<i>Health</i>
<i>Daniel C. McClelland, Sheriff</i>	<i>Elected Official/Law Enforcement</i>
<i>Robert Magree, Red Cross</i>	<i>First Aid /Other</i>
<i>Dave Sage, Geauga Health</i>	<i>Health</i>
<i>Ken Folsom, Deputy Director</i>	<i>Fire / Hazmat Team</i>
<i>Gregory M. Kovalchick, Solid Waste</i>	<i>Environmental</i>
<i>Kimm Leininger, United Way</i>	<i>Community Group</i>
<i>Kristina Reider, Director Geauga Transit</i>	<i>Transportation</i>
<i>Casey McNicholas, KKR Trucking</i>	<i>Transportation</i>
<i>William G. Reed, Fire Department</i>	<i>Fire</i>

Commissioners' Journal
July 18, 2013

Dale B. Wedge, Director
Mike Bell, ETNA Products

Steven Decatur, Dept. of Information Technology

Emergency Management
Facility Reporter
Community Group

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

DEPARTMENT OF EMERGENCY SERVICES – ACCEPT RESIGNATION – BRIAN LANEY – DEPUTY DIRECTOR - PLANNING

Motion: *by Commissioner Spidalieri, seconded by Commissioner Jemison to accept the Resignation of Brian Laney, Deputy Director – Planning to be effective July 31, 2013.*

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

Mr. Wedge stated that Mr. Laney had been with the county for about four years, noting that he was a good employee and both he and Mr. Folsom will have to cover the responsibilities of Mr. Laney until the position is filled. Mr. Laney handled the duties of radiological officer, compliance officer for LEPC, and under contract with First Energy handled radiological training to police, fire, schools and public officials. It was noted that Mr. Laney will be going to NASA Glenn Research Center as a disaster specialist. Mr. Wedge added that Mr. Laney will be missed.

SOIL AND WATER CONSERVATION DISTRICT – FINDING OF VIOLATION

Urban Technician Bob Griesmer stated that this is a residential home site that was started in October of 2012 and they haven't had any compliance as of yet with erosion and sediment control regulations. Mr. Jemison inquired if contact had been made with the homeowner to which Mr. Griesmer stated that site inspection reports and emails have been sent with no response. Property owner Mark Raicevich was in attendance and noted that he had heard from Commissioner Spidalieri yesterday. Mr. Spidalieri commented that he didn't want to take a stand on something without hearing the facts, adding that he had visited the site and taken photographs. Mr. Spidalieri added that he had contacted the homeowner with a phone call from the number listed on the site report to understand more about this. Mr. Raivevich stated that when they started the project that they had hired an excavation crew who had installed the silt fences which they thought were in compliance. Mr. Raicevich stated that they did receive correspondence, noting that he had an email that was a response to Soil and Water from a most recent correspondence from them. Mr. Raicevich stated that he has a letter to present to the Board that says they have reviewed the items that list them being out of compliance and after speaking with Mr. Spidalieri that it is their goal to become in compliance. Mr. Raicevich stated that he would like to find out what they need to do in order to get into compliance and do it as soon as possible. Mr. Jemison inquired if Mr. Griesmer could get with Mr. Raicevich and get done in a couple weeks. Mr. Griesmer stated that he would meet Mr. Raicevich out at the site, take a walk around the property and show them what they need to do. Mr. Spidalieri expressed that he feels that this could be handled without the Board taking any action and not have to further bog down the Prosecutor's Office. Mr. Jemison explained that the whole intention is to get both the homeowner and Soil and Water in touch with each other to get the issues resolved. At this time the Board chose not to take any action and expressed hope that in a couple weeks the issues are resolved.

This item was never read:

Motion: *by Commissioner Spidalieri, seconded by Commissioner Jemison to issue a "Finding of Violation" against Mr. Mark Raicevich, owner of 12135 Arborwood Drive (Parcel #21-177122) located in Munson Township for failure to comply with Geauga County Water Management and Sediment Control Regulations as outlined in the "Site Inspection Report" (Section 7.03 and 7.15) and to forward the "Finding of Violation" to the Geauga County Prosecutor for further actions as necessary to secure required compliance.*

Commissioners' Journal
July 18, 2013

DEPARTMENT OF WATER RESOURCES – SERVICE CONTRACT AGREEMENT – RONYAK BROTHERS PAVING, INCORPORATED – PAVING SERVICES AT INFIRMARY CREEK LAB

Business Manager Adrian Gorton explained that the first service agreement is to pave the drive down from Aquilla Road to the Infirmary Creek treatment plant, noting that if anyone has driven down there that it would be understood that it is an experience. Mr. Gorton noted that given the slope of the drive that it is at there is a lot of washout. Mr. Gorton stated that now that the improvements to the plant have been completed we would like to do something more permanent by having a paved driveway put into place to help alleviate some of the drainage and washout issues. Quotes were received from American Asphalt, Frontier Paving, and GAR Paving, along with Ronyak Paving who had the lowest. This was not done by formal bid since the cost was under the \$50,000.00 threshold. There was discussion about the types of vehicles that use the roadway to not only the treatment plant but the laboratory. Mr. Spidalieri noted that the drive leading to the Opalocka plant was another area that might need to have some attention to it, to which Mr. Gorton noted that the improvements out at that plant were also wrapping up and the drive would be looked at when completed.

Motion: by Commissioner Spidalieri, seconded by Commissioner Jemison to approve and execute a service Contract Agreement with Ronyak Brothers Paving, Incorporated to perform paving services for the entrance driveway at the Infirmary Creek Lab located at 13345 Aquilla Road, Chardon in an amount not to exceed \$41,340.00.

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

DEPARTMENT OF WATER RESOURCES – SERVICE CONTRACT AGREEMENT – AUBURN BAINBRIDGE EXCAVATING, INCORPORATED – DEMOLISH AND HAUL OFF SITE – CENTER STREET GARAGE STRUCTURE

Mr. Gorton stated that this is the old service garage on Center Street that has been being rented by the City of Chardon during the winter to house their street clearing equipment. With the construction of their new garage that is expected to be completed by this winter we expect that they will not need to use it. The building is currently empty and with the lot next door being for sale and now the house on the corner being for sale we feel that it is a good time to remove the building in order to access the ground beneath for any environmental issues that need to be cleaned up and make it available in case someone is interested in purchasing the property to develop that corner. There was some discussion about the house on the corner being an eye sore and how it has been able to continue to be in the condition it is in.

Motion: by Commissioner Spidalieri, seconded by Commissioner Jemison to approve and execute a service Contract Agreement with Auburn Bainbridge Excavating, Incorporated to demolish and haul off-site the entire structure of the Center Street Garage located at 223 Center Street, Chardon as well as remove the concrete floor and footings in an amount not to exceed \$12,000.00.

Mr. Spidalieri inquired about the structure being a steel building and about the quotes received for the demolition. Mr. Gorton stated that they received quotes from TRAX Construction, Pro-lift Rigging along with Auburn Bainbridge Excavating. There was a brief discussion about the companies being in Geauga County, along with Clemson Excavating being another local company that does this type of work. County Administrator David Lair added that in addition to the structure it also includes the removal of the concrete floor. Mr. Gorton stated that they have a contract with HCW Environmental and have been waiting to get rid of the building to do the next step of assessing the ground beneath the concrete floor.

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

OTHER – PUBLIC COMMENTS

Local resident Judy Zamlen-Spotts expressed her feeling that before the Board adjourns that the public be given a chance to speak, ask questions or make comments. Ms. Zamlen-Spotts continued by stating that it was nice to hear the presentation by Mr. Wedge from DES, adding that he does a great job.

Commissioners' Journal
July 18, 2013

Local resident Diane Jones expressed that she was glad to see the outcome of the issue with Soil and Water Conservation District be resolved so quickly, adding that often times government entities have easy access to the Prosecutor's Office that citizens don't often have the same access.

Mr. Jemison stated that he worked out the way it should have and commended Mr. Spidalieri for reaching out to the resident, but that it exactly how it should be handled, but often times the departments hands are tied, but today we were able to get communication and handle it the way it should be handled.

ACKNOWLEDGEMENTS

- a) A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the inmate meals for the month ending February, 2013.*

OTHER

The Board reviewed upcoming events.

MEETINGS

Tue., 7/23 The Commissioners will hold regular session.

Tue., 7/23 Some of the Commissioners will attend the OPWC District 7 Local Subcommittee meeting, 11:00 a.m., Engineer's Office

*Thu., 7/25 The Commissioners will hold regular session in **Building #8**, during which Commissioner Spidalieri will give a presentation regarding the Heroin Issues in Geauga County. (Note: Location Change)*

Thu., 7/25 The County Home Annual Meeting, 12:00 p.m. at the Pleasant Hill County Home

Mon., 7/29 Board of Revision, 9:00 a.m. Auditor's Office

Tue., 7/30 The Commissioners will hold regular session.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SPIDALIERI ADJOURNED THE MEETING AT 10:24 A.M.

Gauga County Board of Commissioners

Tracy A. Jemison

Mary E. Samide

Ralph Spidalieri

Christine Blair, Commissioners' Clerk

Commissioners' Journal
July 18, 2013

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