

**Commissioners' Journal**  
**October 4, 2011**

*The Geauga County Board of Commissioners met in session on October 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, Tracy A. Jemison opened the meeting at 10:02 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 September 29, 2011.*

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

**APPROVE FINANCIALS**

*Budget Administrator Heidi Delaney explained the financials as appropriation transfers from the Contingency account for additional postage appropriations for 2011 and to return appropriations to the Sheriff's Office for funds expensed and reimbursed to the General Fund; a cash transfer from the General Fund for the balance of 2011 funding for CASA; cash transfers for Medical, Dental and Life Insurance for October 2011; and travel requests for the Common Pleas Court, the Department of Job and Family Services, Transit Department and the Commissioners' Office.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute Resolution #11-158 itemizing the financials for the meeting of October 4, 2011.*

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

**DEPARTMENT OF EMERGENCY SERVICES – NIMS COMPLIANCE INFORMATION FORM – DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY SUMMARY SHEET FOR ASSURANCES AND CERTIFICATIONS – EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG)**

*Director Dale Wedge explained that this was the 2011 Emergency Management Performance Grant and includes allowable expenses of salaries, administrative costs for utilities, some deliverables and medical. Deputy Director for Preparedness Ken Folsom stated that they have to submit quarterly reports to the state on the progress of the grant. Mr. Folsom stated that this is the normal sustainment funds from the grant that they receive every year; by being part of this grant, the county has the opportunity to receive supplemental grant funds. Mr. Wedge stated that the last two years they have been able to receive supplemental funding in the amount of approximately \$26,000.00 a year, which comes off the top of the contribution funding from the General Fund. Mr. Wedge stated that the county will never be totally NIMS compliant, but that the county is showing a good faith effort and has been documenting this effort since NIMS was started. Mr. Folsom is a NIMS instructor and to date has trained almost 3000 people through joint training with Lake County. Commissioner Jemison inquired why the county will never be NIMS compliant. Mr. Folsom stated that the turnover of people and new people coming in causes you to never to be able to achieve having everyone completely trained. New people in departments and joining fire departments make it hard to ever achieve having everyone be fully trained. Mr. Wedge explained that if the Federal Government ever came in and asked if we were showing a good faith effort, we will show them the spreadsheet and say we haven't trained everyone but we have trained 3000. Commissioner Samide inquired about the 3000 being a number out of how many. Mr. Folsom responded that they figured over 9000 in the region to train. Mr. Folsom stated that they feel they have done pretty well with 3000 people and noted that the classes are opened to everyone. Ms. Samide inquired how well we were doing in Geauga County. Mr. Folsom stated that 75 to 85 % have been trained. Mr. Wedge noted that*

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*the decision makers, such as police and fire chiefs are pretty much all caught up and are where they need to be.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and authorize the President of the Board to execute the NIMS Compliance Information form, and to further authorize the Director of Emergency Services to execute the Department of Homeland Security Federal Emergency Management Agency Summary Sheet for Assurances and Certifications relating to the Emergency Management Performance Grant (EMPG) for Fiscal Year 2011 in the amount of \$63,233.00 with a fifty percent (50%) match of funds for a total amount of \$126,466.00.*

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

**COUNTY ENGINEER'S OFFICE – PAYMENT TO DEVELOPERS SURETY AND INDEMNITY COMPANY – DINES ROAD BRIDGE PROJECT**

*Engineer Mike Stone explained that the Dines Road Bridge project was a Federal Aid project and that Stable Construction Company was the lowest and best bid received and that we entered into a contract with them in 2010 for this project. Mr. Stone stated that in the middle of construction of the project Stable Construction stopped doing business. Burton Scot Contractors basically hired Mr. Hiller who was Stable Construction and they completed the job. Burton Scot Contractors' agreement was that they took the assets but not the liabilities. Mr. Stone stated that in order for the county to complete this job we need to make sure that all subcontractors and suppliers are paid. Mr. Stone stated that the project was completed but there were liens out there. The bonding company as surety did what they were supposed to, stepped in and paid all the subcontractors and suppliers. At this point the remainder of the contract would be due to them. Mr. Stone stated that the amount we are reimbursing to them is not nearly the amount that they paid out. Mr. Stone stated that in working with the Auditor's Office, the State Auditor's Office recommended permission from the Board to make this one-time payment to the surety company. The original bid amount was for \$515,000.00 and the final contract amount was \$487,000.00. In order for the finances to work through the Federal Aid System, ODOT already had a purchase order to the county for our inspection work and asked for the county to make this payment and then ODOT will reimburse us. Mr. Stone stated that the amount the county owes is \$5,672.66, which is twenty percent (20%) of the project; the eighty percent (80%) amount of \$22,690.64 will be reimbursed back from ODOT. Mr. Stone explained to the Board that the company kept working and finished the job; it was at the end of the project that they heard from suppliers that they felt they were not going to get paid. Mr. Stone also noted that ODOT has already encumbered the amount that they owe the county, and added that the Dines Road Bridge is the extension of Pekin Road, which is just east of Caves Road.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to authorize payment to Developers Surety and Indemnity Company on the Dines Road Bridge Project (PID 82659) in the amount of \$28,363.30.*

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

**COUNTY PROSECUTOR'S OFFICE – APPLICATION FOR APPOINTMENT OF COUNSEL**

*Assistant Prosecutor Susan Wieland explained that they were seeking to have additional counsel appointed to assist them with the defending of the Coroner's case. Ms. Wieland stated that any future potential Federal issues would result in Tim Reed being appointed by CORSA and they feel that it would be prudent to have him involved at this point.*

*Motion: by Commissioner Samide, seconded by Commissioner Young to approve and execute the Application of Prosecuting Attorney and Board of County Commissioners for Appointment of Counsel, pursuant to O.R.C. 305.14, and further move to file in the Court of Common Pleas, in regards to the case of State ex rel. John Hopkins et al vs. Geauga County Coroner (Case No. 2011-G-3016).*

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<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>

*DEPARTMENT OF WATER RESOURCES – CONTRACT AGREEMENT – JACK GIBSON CONSTRUCTION COMPANY – INFIRMARY CREEK WASTEWATER TREATMENT PLANT IMPROVEMENTS PROJECT*

*Director Doug Bowen explained that these were the contract books for the Infirmary Creek Wastewater Treatment Plant Improvement project with Jack Gibson Construction Company. Mr. Bowen stated that the cost estimate for the project was \$2.5 million and it come in just over \$1.8 million. Mr. Bowen stated that the hospital will be paying sixty-six percent (66%) of the cost. Mr. Bowen explained that Water Resources will be getting a loan through the EPA for \$1.2 million, which is the hospital's portion and pay it off over the course of twenty years. The hospital will pay the county as part of their sewer bill. Mr. Bowen explained that they were working on finishing up a service contract with the hospital for this. Mr. Bowen stated that the internal cost for the county on this project is only \$600,000.00.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute the Contract Agreement with Jack Gibson Construction Company for the Infirmary Creek Wastewater Treatment Plant (WWTP) Improvements Project (P0304) in the amount of \$1,810,000.00.*

<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>

*DEPARTMENT OF WATER RESOURCES – ADVERTISE INTERNALLY – WASTE WATER OPERATOR II (#2313)*

*Mr. Bowen explained that wanted to advertise internally for a position but that it was not to hire anyone. Mr. Bowen stated that in April, Mr. Powers passed his Class II Operator license for the EPA, but that it was temporary until he had two full years of experience. Mr. Bowen stated that Mr. Powers fulfilled his two full years of experience. As part of their union contract they are required to promote a Class II Operator from a Class I Operator.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to grant permission to advertise internally for the position of Waste Water Operator II (#2313) in the McFarland Waste Water Treatment Plant, for a period of ten (10) days beginning October 5, 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>

*ACKNOWLEDGEMENTS*

- a) The 2010 Annual Report from the Geauga County Department on Aging.*
- b) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending September 28, 2011 as required by O.R.C. 955.12.*

*OTHER*

*The Board reviewed upcoming events.*

*MEETINGS*

*Tues., 10/4 Budget Hearings, 1:00 p.m.*

*Wed., 10/5 Elected Officials Day at the Department on Aging*

*Thu, 10/6 The Commissioners will hold regular session.*

*Thu., 10/6 The Commissioners will hold a public hearing at 10:30 a.m. for the proposed*

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*rehiring of retirant George (Tim) Taylor to the position of Executive Director,  
Department of Job and Family Services.*

*Thu., 10/6 Budget Hearings, 1:00 p.m.*

*Thu., 10/6 Some of the Commissioners will attend the Energy Summit, Lake, Ashtabula,  
Geauga Counties at 5:30 p.m. Lakeland Holden University Center*

*Mon., 10/10 **County offices will be closed for general business in honor of Columbus Day.***

*Tues., 10/11 **The Regularly scheduled Commissioners' meeting is cancelled.***

*Tues., 10/11 The Planning Commission meeting at 7:00 p.m. in the Planning Commission  
meeting room, Bldg. #1C, 470 Center Street, Chardon*

*Thu., 10/13 The Commissioners will hold regular session.*

*Thu., 10/13 Budget Hearings, 1:00 p.m.*

*Thu., 10/13 The Commissioners will attend the Geauga County Fair Dinner Annual Meeting  
at 6:30 p.m., Mary Yoder's Amish Kitchen*

*Fri., 10/14 NOACA meeting, 10:00 a.m.*

*Sat., 10/15 Grand Opening Celebration, Orchard Hills Park beginning at 10:00 a.m., 11340  
Caves Rd., Chester*

***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER  
SAMIDE ADJOURNED THE MEETING AT 10:18 A.M.***

*Geauga County Board of Commissioners*

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*Tracy A. Jemison*

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*William S. Young*

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*Mary E. Samide*

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*Katie Schaab, Acting Commissioners' Clerk*