

**Commissioners' Journal**  
**January 28, 2010**

*The Geauga County Board of Commissioners met in session on January 28, 2010 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 10:05 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 January 26, 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>

**APPROVE FINANCIALS**

*Budget Specialist Heidi Delaney explained the financials as including a contract with Valley Foods for the Department on Aging; a payment to United Way for the Department of Job and Family Services and a payment to AT&T for the Department on Aging.*

*Motion: by Commissioner Young, seconded by Commissioner Samide to approve and execute Resolution 10-012 itemizing the financials for the meeting of January 28, 2010.*

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

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

**ENGINEER'S OFFICE – RESOLUTION TO IMPROVE FAIRMOUNT ROAD (CH 16, SECTIONS F & G)**

*Planning Engineer Michael Stone explained that these projects were given to Congressman Steve LaTourette for the beginning of the next six year federal highway authorizations. Some others jobs may go as well as they have plans that can be turned around quickly. Mr. Stone estimates these projects at \$525,000 for Fairmount Road and \$700,000 for Bell Street. Commissioner Jemison reported that the Board had heard from several people on how well the county roads were taken care of during the first couple of weeks in January and the recent snow storms. Commissioner Jemison added that they thought the Engineer's Office did a better job than the state and asked for this to be passed on to the County Engineer.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-013 for the Improvement of Fairmount Road, (CH 16, Sections F & G) in Newbury Township.*

*Board of County Commissioners, Geauga County, Ohio*

*Resolution: 10-013*  
*Date: January 28, 2010*

**RESOLUTION TO IMPROVE SECTIONS F&G OF FAIRMOUNT ROAD  
(CH 16) IN NEWBURY TOWNSHIP**

*WHEREAS, the Board of County Commissioners of Geauga County has determined that the public convenience and welfare require the improvement of Fairmount Road from Sperry Road (C.H. 12) to Auburn Road (C.H. 4) in Newbury Township by grading, paving, draining,*

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*widening, constructing and reconstructing the bridges and culverts as necessary or otherwise improving the same in accordance with Section 5555.06 of the Ohio Revised Code; and*

*WHEREAS, the Board of County Commissioners of Geauga County wishes to pursue the utilization of federal aid funding to help fund a project for the limits of Fairmount Road as described; and*

*WHEREAS, the Geauga County Engineer wishes to administer this project locally in order to ensure compliance with local construction standards and methods considered acceptable by the County;*

*NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Geauga County that public convenience and welfare require the improvement of Fairmount Road from Sperry Road (C.H. 12) to Auburn Road (C.H. 4) in the Township of Newbury, County of Geauga, State of Ohio by grading, paving, draining, widening, constructing and reconstructing the bridges and culverts as necessary along Sections F&G of Fairmount Road.*

*BE IT FURTHER RESOLVED that the Geauga County Engineer may enter into an agreement with the Ohio Department of Transportation to administer this project locally under the LPA policy as adopted by the Ohio Department of Transportation.*

*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 apportioned as follows:*

*The preliminary engineering and right of way costs shall be paid from local roadway improvement funding sources. The construction and inspection costs shall be paid from federal sources in the amount of approximately 80% of the total construction and inspection costs. The remaining construction and inspection costs (approximately 20% of the total) will be paid from local roadway improvement funds.*

*BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of way of Fairmount 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 cause to be published in a newspaper with a general circulation throughout the county, once a week for two consecutive weeks, a notice that a resolution has been adopted providing for said improvement, and that copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement are on file in the office of the board for the inspection of persons interested therein. The notice shall further state the time and place for hearing objections to 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 Newbury Township Board of Trustees and the Geauga County Engineer.*

<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>

**ENGINEER'S OFFICE – RESOLUTION TO IMPROVE BELL STREET (CH 10, SECTIONS D & F)**

*Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-014 for the Improvement of Bell Street, (CH 10, Sections D & F) in Newbury Township.*

*Board of County Commissioners, Geauga County, Ohio*

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Resolution: 10-014  
Date: January 28, 2010

**RESOLUTION TO IMPROVE SECTIONS D & F OF BELL STREET (CH 10)  
IN NEWBURY TOWNSHIP**

*WHEREAS, the Board of County Commissioners of Geauga County has determined that the public convenience and welfare require the improvement of Bell Street from the South Russell Village Corporation line to Munn Road (C.H. 32) and from Auburn Road (C.H. 4) to Ravenna Road (S.R. 44) in Newbury Township by grading, paving, draining, widening, constructing and reconstructing the bridges and culverts as necessary or otherwise improving the same in accordance with Section 5555.06 of the Ohio Revised Code; and*

*WHEREAS, the Board of County Commissioners of Geauga County wishes to pursue the utilization of federal aid funding to help fund a project for the limits of Bell Street as described; and*

*WHEREAS, the Geauga County Engineer wishes to administer this project locally in order to ensure compliance with local construction standards and methods considered acceptable by the County;*

*NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Geauga County that public convenience and welfare require the improvement of Bell Street from the South Russell Village Corporation line to Munn Road (C.H. 32) and from Auburn Road (C.H. 4) to Ravenna Road (S.R. 44) in the Township of Newbury, Geauga County, Ohio by grading, paving, draining, widening, constructing and reconstructing the bridges and culverts as necessary along Section D & F of Bell Street.*

*BE IT FURTHER RESOLVED that the Geauga County Engineer may enter into an agreement with the Ohio Department of Transportation to administer this project locally under the LPA policy as adopted by the Ohio Department of Transportation.*

*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 apportioned as follows:*

*The preliminary engineering and right of way costs shall be paid from local roadway improvement funding sources. The construction and inspection costs shall be paid from federal sources in the amount of approximately 80% of the total construction and inspection costs. The remaining construction and inspection costs (approximately 20% of the total) will be paid from local roadway improvement funds.*

*BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of way of Bell Street, 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 cause to be published in a newspaper with a general circulation throughout the county, once a week for two consecutive weeks, a notice that a resolution has been adopted providing for said improvement, and that copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement are on file in the office of the board for the inspection of persons interested therein. The notice shall further state the time and place for hearing objections to 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 Newbury Township Board of Trustees and the Geauga County Engineer.*

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*Roll Call Vote:*            *Commissioner Young*            *Aye*  
   *Commissioner Jemison*            *Aye*  
   *Commissioner Samide*            *Aye*

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – AGREEMENT FOR HOUSING DEMOLITION/ CLEARANCE – GARY KOVACH, RANDY KOVACH AND ALAN KOVACH**

*Program Coordinator Rhea Benton explained that Rooftop will be doing a demolition as part of the Neighborhood Stabilization Grant and they extended the demolition date so they could get the work done. There is also a lot of junk/trash that has piled up that has to be removed.*

*Motion:*            *by Commissioner Young, seconded by Commissioner Jemison to approve and execute the Agreement for Housing Demolition/Clearance between the Geauga County Board of Commissioners, Rooftop, Incorporated, Gary Kovach, Randy Kovach and Alan Kovach for demolition to be performed at 11303 Laural Drive, Newbury under the Neighborhood Stabilization Program Grant, in the amount of \$4,250.00.*

*Roll Call Vote:*            *Commissioner Young*            *Aye*  
   *Commissioner Jemison*            *Aye*  
   *Commissioner Samide*            *Aye*

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – NOTICE TO PROCEED – ROOFTOP, INCORPORATED**

*Motion:*            *by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Notice to Proceed to Rooftop, Incorporated for work to be performed at 11303 Laural Drive, Newbury, under the Neighborhood Stabilization Grant.*

*Roll Call Vote:*            *Commissioner Young*            *Aye*  
   *Commissioner Jemison*            *Aye*  
   *Commissioner Samide*            *Aye*

**MAINTENANCE DEPARTMENT – SERVICE CONTRACT AGREEMENTS**

*Maintenance Director Glen Vernick stated there are two contracts for backflow device testing and service. For example they put a backflow device on the courthouse water that is used during the Maple Festival to make sure that any contamination does not get back into the courts water system.*

*Motion:*            *by Commissioner Young, seconded by Commissioner Jemison to approve and execute a service Contract Agreement between the Geauga County Board of Commissioners and Diversified Piping and Mechanical, Incorporated to perform yearly testing and service on Geauga County back flow devices for the 2010 Year, in an amount not to exceed \$3,500.00.*

*Roll Call Vote:*            *Commissioner Young*            *Aye*  
   *Commissioner Jemison*            *Aye*  
   *Commissioner Samide*            *Aye*

*Motion:*            *by Commissioner Young, seconded by Commissioner Jemison to approve and execute a service Contract Agreement between the Geauga County Board of Commissioners and Diversified Piping and Mechanical Incorporated to perform yearly testing and service on the Geauga County Safety Center back flow devices for the 2010 Year, in amount not to exceed \$1,000.00.*

*Roll Call Vote:*            *Commissioner Young*            *Aye*  
   *Commissioner Jemison*            *Aye*  
   *Commissioner Samide*            *Aye*

*Motion:*            *by Commissioner Young, seconded by Commissioner Jemison to approve and execute a service Contract Agreement between the Geauga County Commissioners and Diversified Piping and Mechanical Incorporated to perform*

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*annual inspections, testing and maintenance of Geauga County sprinkler systems for the 2010 Year, in amount not to exceed \$3,000.00.*

<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 a service Contract Agreement between the Geauga County Commissioners and Ash's Mayfield Window Cleaning Company to perform yearly window cleaning for the Geauga County buildings for the 2010 Year, in an amount not to exceed \$12,000.00.*

<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 a service Contract Agreement between the Geauga County Commissioners and Ash's Mayfield Window Cleaning Company to perform yearly window cleaning for the Geauga County Safety Center for the 2010 Year, in an amount not to exceed \$1,500.00.*

<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>

**LIQUOR LICENSE – WITHDRAW PUBLIC HEARING REQUEST - MRM LAND COMPANY LLC D.B.A. TANGLEWOOD NATIONAL GOLF CLUB – BAINBRIDGE TOWNSHIP**

*Commissioner Jemison asked if anyone showed up for this hearing. Commissioners' Clerk Claudine Kozenko reported that she waited out front and not one person showed up. Ms. Kozenko was informed that all the parties involved were contacted. Ms. Kozenko added that she was informed that people who were originally objecting to the license were informed that this license request does not cover their objection, this was just a transfer. Commissioner Young added that he knew several residents had different concerns but believes this will be good for the community.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to concur with the Bainbridge Township Trustees in withdrawing the request for a hearing on the liquor license requested by MRM Land Company LLC (d.b.a. Tanglewood National Golf Club) located 8745 Tanglewood Trail, Bainbridge Township (C TRFO 5385686).*

<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 – RESOLUTION ESTABLISHING LOCATION OF MEETING – CHAGRIN FALLS PARK COMMUNITY CENTER**

*Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-015 Establishing the location of the February 4, 2010 regular meeting of the Board of County Commissioners at the Chagrin Falls Park Community Center.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: January 28, 2010*  
*Resolution: 10-015*

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*RESOLUTION ESTABLISHING THE LOCATION OF THE FEBRUARY 4, 2010 REGULAR  
MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
AT THE CHAGRIN FALLS PARK COMMUNITY CENTER*

*WHEREAS, The Geauga County Board of Commissioners would like to tour and attend a presentation of the Chagrin Falls Park Center facilities, 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 of the Thursday, February 4, 2010 meeting of the Geauga County Board of Commissioners to be held at the Chagrin Falls Park Center and will begin at 10:00 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 Young</i>	<i>Aye</i>
	<i>Commissioner Jemison</i>	<i>Aye</i>
	<i>Commissioner Samide</i>	<i>Aye</i>

**OTHER**

*Ms. Mia Moore, First Energy Area Manager wanted to make sure the Board was aware of a recent misquote in the newspaper regarding electric utility rates of a customer whose rate was said to have gone up 400%. Ms. Moore explained that this customer had added a new electric furnace. Commissioner Jemison added that he knows his bill went up 65% with less usage over last year. Commissioner Jemison inquired as to what the actual rate increase was per kilowatt hour or the percentage increase. Ms. Moore replied that individually everyone's is different, there are about eight different rates and variable riders and they are no longer doing the premium discount rates as they cannot have the rate payers continue to subsidize rates.*

*The Board reviewed several upcoming events and tried to coordinate calendars. March 3 was a suggested date for the Geauga Trumbull Solid Waste meeting. Ms. Kozenko did receive confirmation on the February 4<sup>th</sup> meeting at Chagrin Falls Park.*

*Commissioner Jemison briefly discussed the meeting he attended at Mental Health regarding the Youth Center and believes that got a better understanding of where the Board was coming from as far as the budget and encouraged continued dialogue throughout the year and to look for other sources of funding.*

**ACKNOWLEDGEMENTS**

- a) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending December 23, 2009 as required by O.R.C. 955.12.*

**MEETINGS**

- Tue., 2/2 The Commissioners will hold regular session.*
- Thu., 2/4 The Commissioners will hold regular session. (SEE PENDING MOTION ABOVE)*
- Fri., 2/5 Board of Revision meeting at 9:00 a.m. in the Auditor's Conference Room*
- Tue., 2/9 The Commissioners will hold regular session.*
- Tue., 2/9 The Planning Commission meeting at 7:30 p.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street.*
- Thu., 2/11 The Commissioners will hold regular session.*

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*Thu., 2/11 Chagrin River Watershed Partners Board of Trustees Meeting 4:00 p.m.,  
Mayfield Village Civic  
Center*

*Fri., 2/12 NOACA Governing Board meeting*

*Mon., 2/15 The County Offices will be closed in honor of Presidents Day.*

*Tues., 2/16 The Commissioners' regular session is cancelled.*

*Thu., 2/18 The Commissioners will hold regular session.*

**BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER  
SAMIDE ADJOURNED THE MEETING AT 10:48 A.M.**

*Geauga County Board of Commissioners*

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*William S. Young*

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*Tracy A. Jemison*

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*Mary E. Samide*

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*Claudine Kozenko, Commissioners' Clerk*