

Commissioners' Journal
November 16, 2010

The Geauga County Board of Commissioners met in session on November 16, 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 10:01 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 November 9, 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 Administrator Heidi Delaney explained the financials as including appropriation transfers from the Contingency account to return appropriations to the Sheriff's Office for pay-ins made into the General Fund and to correct salary appropriations for the building department; cash transfers out of the General Fund for the second quarter SFY 2011 mandated share for the Department of Job and Family Services and for October earned interest; travel requests for the Department of Job and Family Services; and a payment to Sabre Communications for the 25% down payment on the radio tower construction project in the amount of \$177,209.00.

Motion: by Commissioner Young, seconded by Commissioner Samide to approve and execute Resolution #10-212 itemizing the financials for the meeting of November 16, 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>

ENGINEER'S OFFICE – RESOLUTION REQUESTING REVIEW OF SPEED LIMIT – WILSON MILLS ROAD

County Engineer R.L. Phillips explained that his office has completed a traffic study of Wilson Mills Road from Heath Road westerly to Parker Court to the Chester and Munson Township line. Per the Ohio Manual on Uniform Traffic Control Devices the evaluation of roadways should be completed every five years or after a significant change in road characteristics. The warranted speed limit per the study is 47 mph but the current speed is 35 mph. Mr. Phillips is requesting a speed limit of 45 mph from the Ohio Department of Transportation. This resolution is that request. The original speed limit was 45 mph for the entire zone and in the middle seventies the Engineer's Office convinced ODOT it should be lowered to 35 in the area. At that time it was an 18 foot road that had been resurfaced over with concrete and has had several reconstructions and a new resurfacing two years ago. The road now has a new skid resistant surface and in the curves section of the road it is 30 feet wide. ODOT did not really want to lower it but the Engineer's Office talked them into it mostly because it was narrow and they were having some accidents and problems in the area. They are comfortable that this is a reasonable thing to do as there have not been accidents since the skid resistant surface and the widening of the road. Mr. Phillips explained that this resolution is a recommendation to ODOT who will then agree or disagree. They will review the information provided by the Engineer's Office but if they have reason to doubt it they will go out and check it themselves. Commissioner Jemison stated that ODOT would look at topography, accident reports, driveways, pavement and statistics. The district does the review and then it is passed on to Columbus for verification. Commissioner Samide commented that to get the speed down you need to enforce the law which will get the speed down. Commissioner Jemison commented that he spoke with Sheriff to get his opinion on the speed limit change and he was in favor of this request.

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Motion: by Commissioner Young, seconded by Commissioner Jemison, pursuant to O.R.C. Section 4511.21, approve and execute Resolution #10-214 requesting the Ohio Department of Transportation to review the speed limit of Wilson Mills Road (CH 8) from Parker Drive to the Chester and Munson Township line, after an evaluation of roadways pursuant to the Ohio Manual on Uniform Traffic Control Devices (Section 2B-13).

Board of County Commissioners, Geauga County, Ohio

Date: November 16, 2010

Resolution: 10-214

RESOLUTION NO. 214

WHEREAS, a request has been made to this Board that the Statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is lower than that considered reasonable and safe on Wilson Mills Road (CH 8) from Parker Drive (TR 293) to the Chester and Munson Township Line in Chester Township, and

WHEREAS, this board has caused to be made an engineering and traffic investigation upon the section described above, and

WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the current speed limit of 35 mph is unrealistic.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Geauga County, Ohio that:

Section 1. By the virtue of the provisions of Sec. 4511.21, Revised Code of Ohio the Director of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima facie speed limit of 45 mph on Wilson Mills Road (CH 8) from Parker Drive (TR 293) to the Chester and Munson Township Line in Chester Township.

Section 2. That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of road described in section 1 hereof, standard signs, properly posted and giving notice thereof will be erected.

<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 REQUESTING REVIEW OF SPEED LIMIT – WOODIN ROAD

Mr. Phillips stated that this is similar to Wilson Mills Road in the fact that it is warranted to be 48 mph and the current speed is 35 mph. The difficulty with this one is that the first section is straight and flat off of Ravenna Road. This section of road is 45 mph, then 35 mph, and then back to 45 mph. The road is in good shape and the accidents are down. This entire section was 45 mph at one time and was reduced at a later date to 35 mph. Mr. Phillips added that they checked the speed outside of this section (on the 45 mph section) and people are doing 50 mph. This might be an area to step up the speed limit for several years and change the resolution to 40 mph instead of 45 mph. Commissioner Young commented that he agreed with Mr. Phillips in stepping up the speed limit to 40 mph rather than directly to 45 mph.

Motion: by Commissioner Young, seconded by Commissioner Jemison to, pursuant to O.R.C. Section 4511.21, approve and execute Resolution #10-215 requesting the Ohio Department of Transportation to review the speed limit of Woodin Road (CH 25) from Ravenna Road to 1.40 miles east of Ravenna Road, after an evaluation of roadways pursuant to the Ohio Manual on Uniform Traffic Control Devices (Section 2B-13).

Board of County Commissioners, Geauga County, Ohio

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Date: November 16, 2010
Resolution: 10-215

RESOLUTION NO. 215

WHEREAS, a request has been made to this Board that the Statutory vehicular speed limit established by Sec. 4511.21, Revised Code of Ohio is lower than that considered reasonable and safe on Woodin Road (CH 25) from Ravenna Road (CH 601) to a point 1.40 miles east of Ravenna Road in Chardon and Hambden Townships, and

WHEREAS, this board has caused to be made an engineering and traffic investigation upon the section described above, and

WHEREAS, it is the belief of this Board that such investigation confirms the allegation that the current speed limit of 35 mph is unrealistic.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Geauga County, Ohio that:

Section 1. By the virtue of the provisions of Sec. 4511.21, Revised Code of Ohio the Director of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima facie speed limit of 40 mph on Woodin Road (CH 25) from Ravenna Road (CH 601) to a point 1.40 miles east of Ravenna Road in Chardon and Hambden Townships.

Section 2. That when this Board is advised that the Director of Transportation has determined and declared a reasonable and safe speed limit on the section of road described in section 1 hereof, standard signs, properly posted and giving notice thereof will be erected.

<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 – DRAINAGE EASEMENT – BEVERLY JACKSON/SPEER
Mr. Phillips this was needed to install a pipe for permanent drainage.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute an Easement for Drainage Purposes for Beverly B. Jackson (AKA Beverly B. Speer), part of Parcel #21-086400 for the Auburn Road (Section N) Project in Munson Township, in the amount of \$1.00.

<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>

ENGINEER'S OFFICE – KOKOSING CONSTRUCTION CHANGE ORDER – RESURFACING OF CLAY STREET – HUNTSBURG TOWNSHIP
Mr. Phillips stated this was an OPWC job and this is the final invoice for Kokosing Construction.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Change Order #1 and final decreasing the contract with Kokosing Construction for The Asphalt Resurfacing of Clay Street (CH 37, Sections C&D) in Huntsburg Township, Contract #RS-37CD-10), in the amount of \$2,431.30.

<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>

ENGINEER'S OFFICE – RONYAK PAVING CHANGE ORDER – RESURFACING OF AUBURN ROAD – NEWBURY TOWNSHIP
Mr. Phillips explained this is for a Newbury project on Auburn and Bell Street. Mr. Phillips added that this was a federal aid project.

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Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Change Order #1 and final decreasing the contract amount with Ronyak Paving, Incorporated for the Asphalt Resurfacing of Auburn Road (CH 4, Sections F- H) in Newbury Township, Contract #RS-4FH-10E, in the amount of \$4,339.80.

<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

Commissioner Samide mentioned the stimulus funds received by the Engineer's Office this past year as featured in the NOACA monthly pamphlet: Auburn Road in Munson \$450,000, Washington Street in Bainbridge \$530,000, Wilson Mills Road in Chester \$740,000 and Wilson Mills Road (SR 306 to Heath Road) in Chester \$540,000. During Fiscal year 2010 NOACA added sixteen projects totaling \$30.48 million to the region's long-range Transportation Plan. Commissioner Samide mentioned many of those projects and mentioned the \$650,000 TLCI for the City of Chardon for the bike path that was approved.

DEPARTMENT OF WATER RESOURCES – OPWC DISBURSEMENT REQUEST – MCFARLAND CREEK COLLECTION SYSTEM REHABILITATION PROJECT

Director Doug Bowen explained that this project was from stimulus money. This project was completed already but the paperwork is coming in slowly.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute Appendix E Disbursement Request Form and Certification #5 of the Ohio Public Works Commission (OPWC) grant to release the State grant funds for the McFarland Creek Collection System Rehabilitation Project (OPWC#CG21M)), in the amount of \$104,862.43.

<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 – BSC CONSTRUCTION SERVICES CHANGE ORDER

Program Administrator Joni Stusek explained this is simply a problem with fulfilling a requirement by the architect in terms of supply that he had in the specifications for the project. It was actually the tile and they were asking for a few more weeks to install it.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute Change Order #1 increasing the contract completion date by fourteen (14) calendar days with BSC Construction Services, LLC making the completion date of all work to be November 19, 2010 for Geauga Lyric Theater Guild ADA Restrooms Renovation Project under Grant #B-F-09-1AZ-1.

<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 – TROY INNOVATIVE JOB CERTIFICATION

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute the Office of Housing and Community Partnerships, Ohio Small Cities Community Development Block Grant Program, Job Certification Summary for Troy Innovative, as they have fulfilled the job creation portion of their Revolving Loan Fund loan in the amount of \$85,000.00 and created four additional jobs, three of which qualify for low to moderate income.

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

DEPARTMENT OF EMERGENCY SERVICES – MEMORANDUM OF UNDERSTANDING –
SERVICE OF SHELTERING ANIMALS IN COUNTY EMERGENCY OR DISASTER

Deputy Director –Preparedness Ken Folsom, Hope Brustein, Director of Geauga Humane Society/Rescue Village and Dog Warden Matt Granito were present for this discussion. Mr. Folsom explained this Memorandum of Understanding (MOU) started with Hurricane Katrina when people would not evacuate their homes without taking their pets. This MOU is being created to address, as part of the disaster plan, how to evacuate, shelter and rescue that population who are pet owners per the Pets Transportation and Evacuation Standards Act of 2006 (PETS Act) as was clearly shown that was necessary that when pet owners were given a choice between their own safety or abandoning their household pet, a significant number of people will choose to remain with their pets at the risk of their own lives. The PETS Act requires state and local jurisdictions to have plans in place to deal with the pet-owning population as a matter of public safety. In order to meet those requirements DES must address all issues related to pets in a disaster or an emergency. DES believes this partnership can collaborate to leverage the expertise of the agencies with the experience to plan for and respond to the service of sheltering of animals. This partnership will develop the plans and procedures to comply with the PETS Act. To accomplish the plans to evacuate, shelter and rescue pets and their owners Geauga County must form a team of volunteers to implement and carry out those plans. This partnership will develop the needed plans and procedures to comply. With the plan put in place the county will be able to recover funds expended on the PETS Act. Mr. Folsom has already been searching for grants to pay for training and is seeking federal and private funding. Commissioner Young inquired as to what animals would be considered. Mr. Folsom replied that there is a definition in the federal regulations on what household pets are (snakes are not included). But, what happens if people show up during a disaster (and rescue) with animals that are not listed. In Geauga County there are a lot of cattle and horses and some that are worth a lot of money. Mr. Folsom stated that they must plan for all of them. Mr. Folsom explained that Geauga County's plan will be more comprehensive than what is required in order to address Geauga County issues. If the plans and procedures and exact wording are not in place then the funds will not be recouped during the disaster. Commissioner Young asked Mr. Granito if they would house anything other than dogs. Mr. Granito replied that the original operating procedure is to take over the various places but the main part was the Geauga County Fairgrounds. This will not happen, as far as transport, as he only has three staff and the new PETS Act requires the new location to be within five hundred feet of the human shelters. Mr. Folsom added that this is one step in the planning process to find such a place. The pet owners have to sign that they will take care of, walk and feed their animals- the volunteers will monitor and assist. Mr. Granito stated that the fairgrounds could be used for any captured animals that don't have owners. Mr. Folsom mentioned that one out of five people in Geauga County have dogs or cats. Walter Leagan, from the audience, asked what kind of disaster would come through the county that would have to shelter that many animals. Mr. Folsom replied that realistically there probably would not be any but they must plan for it.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute a Memorandum of Understanding Between the Geauga County Board of Commissioners, the Geauga County Dog Warden's Office, Department of Emergency Services and the Geauga Humane Society/Rescue Village for the purpose of establishing a working relationship for the service of sheltering animals to prepare for and respond to an emergency or disaster in the county. This relationship will lead to the development of the Geauga County Animal Emergency Response Plan Annex, Geauga County Animal Emergency Response Standard Operating Guidelines (SOG), and the formation of an all volunteer Animal Community Emergency Response Team (A-CERT) under the direction and control of the Department of Emergency Services.

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

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TRANSIT DEPARTMENT – CINTAS UNIFORM RENTAL SERVICE AGREEMENT

Director Kristina Reider explained that this is just a renewal of an existing contract. It does not usually cost \$24,000.00 and added that the employees pay taxes on the uniforms. This year they replaced winter coats and vests but they are the property of the Transit Department. When an employee leaves they must turn them in and they are recycled. The current ones were five or six years old.

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute a two year Standard Uniform Rental Service Agreement with Cintas for uniform rental service for the Department of Transit, in an amount not to exceed \$24,000.00.

<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>

TRANSIT DEPARTMENT – EXECUTIVE SESSION

Motion: by Commissioner Young, seconded by Commissioner Jemison to move into executive session for the purpose of discussing the discipline of a public employee.

<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>

The Board returned from session at 11:21 a.m. The following action was taken as a result of this executive session:

Motion: by Commissioner Young, seconded by Commissioner Jemison to acknowledge receipt of a waiver to the right to a disciplinary hearing by Robert Ryan and to further accept the recommendation of the Transit Department Director to suspend Robert Ryan, Full-time Driver, in the Department of Transit, without pay for 40 hours for violation of the Geauga County Transit Best Practices Manual. The time off is to be scheduled by the Director.

<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 – EAGLE SCOUT – STEVEN FYFE

Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution #10-213 Honoring Eagle Scout Steven Fyfe.

Board of County Commissioners, Geauga County, Ohio

Date: November 16, 2010

Resolution: 10-213

**A RESOLUTION HONORING STEVEN FYFE
FOR ACHIEVING EAGLE SCOUT THE HIGHEST AWARD OF ADVANCEMENT
BESTOWED UPON A BOY SCOUT**

WHEREAS, the Boy Scouts is a nationally acclaimed organization known for training young men to build character, citizenship, and leadership; and

WHEREAS, each scout must prove to his adult leaders the basics of outdoor survival including nature study, first aid, life saving and other activities that provide leadership qualities; and

WHEREAS, the Eagle Scout Rank is an accomplishment that only four percent of all those who start Boy Scouting ever attain; and

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WHEREAS, Steven Fyfe is a member of Boy Scout Troop 195, and has excelled in his search for knowledge, leadership, planning and community support; and

WHEREAS, Steven Fyfe provided leadership at meetings and on campouts and has done an excellent job in all aspects of scouting; and

NOW, THEREFORE BE IT RESOLVED, the Geauga County Board of Commissioners salutes Steven Fyfe for service to his community and the Scouts of America;

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

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 November 3, 2010 as required by O.R.C. 955.12.*
- b) The Monthly Financial Report from the County Building Department for the month of October 2010.*

MEETINGS

Wed., 11/17 OPWC District Seven Committee at 9:30 a.m. (Small Government Committee), 10:00 a.m. (Executive Committee) and 10:15 a.m. (Integrating Committee).

Thu., 11/18 The Commissioners will hold regular session.

Tue., 11/23 The Commissioners will hold regular session.

Tue., 11/23 The Commissioners will attend the Portage Geauga Juvenile Detention Center Board meeting at 2:00 p.m. in Chambers.

Thu., 11/25 County offices will be closed for general business for the Thanksgiving Holiday. Twenty-four hour operations will continue to operate as usual.

Fri., 11/26 County offices under the hiring authority of the Board of Commissioners will be closed for general business.

Tue., 11/30 The Commissioners will hold regular session.

Wed., 12/1 GAPP meeting at 10:00 a.m. in Building #8.

Thu., 12/2 The Commissioners will hold regular session.

Sat., 12/4 Fair Board Holiday Party at 6:45 p.m. at the fairgrounds.

Tue., 12/7 The Regularly scheduled Commissioners' meeting is cancelled as the Board will be attending CCAO Winter Conference.

Thu., 12/9 The Commissioners will hold regular session.

Fri., 12/10 NOACA Governing Board meeting at 10:00 a.m. at NOACA Offices

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***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER
SAMIDE ADJOURNED THE MEETING AT 11:36 A.M.***

Geauga County Board of Commissioners

William S. Young

Tracy A. Jemison

Mary E. Samide

Claudine Kozenko, Commissioners' Clerk