

**Commissioners' Journal**  
**June 3, 2010**

*The Geauga County Board of Commissioners met in session on June 3, 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 10:04 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 May 27, 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 appropriation transfers from the Contingency account to return appropriations to the Sheriff's Office for pay-ins made into the General Fund; medical, dental and life insurance payments for June 2010; a purchase order for Whiteside Chevrolet Olds Incorporated for the purchase of a 2011 Chevrolet Colorado for the Department of Water Resources in the amount of \$18,446.50; a purchase order for GovConnection Incorporated for the purchase of a server replacement for the Transit Department in the amount of \$5,612.05; and a travel request for Juvenile/Probate Court.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-115 itemizing the financials for the meeting of June 3, 2010.*

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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> |

**SHERIFF'S OFFICE – CRIMINAL JUSTICE SERVICES LETTER REQUESTING GRANT #2009-RA-E01-2223 MODIFICATIONS**

*Sheriff Dan McClelland explained that they have been working with all the safety forces to make a cooperative purchase on radio equipment which increased the total quantity of radios being purchased allowing for better pricing. This letter asks for permission to change the Sheriff's Office quantity from forty to fifty five radios, which will not increase the total cost of the project. This will be a savings benefit for all the safety forces as well.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and authorize the President of the Board to execute a letter to the Office of Criminal Justice Services requesting modifications to grant #2009-RA-E01-2223, allowing for the purchase of fifty five (55) digital radios (line one, line two and the Total line of Section 4- Equipment) instead of forty (40) allowing more efficient use of the grant funding and will not increase the total cost of the project.*

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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> |

**JOB AND FAMILY SERVICES – AMEND PREVENTION, RETENTION AND CONTINGENCY PLAN – ADDING SUMMER SUBSIDIZED EMPLOYMENT PROGRAM FOR YOUTH**

*Director Tim Taylor explained that in May they were notified by the Department of Job and Family Services of available funding for summer youth employment, which would commence June 1. Mr. Taylor explained that this is TANF funds and program guidelines indicate that they are to be used for wages for youth, and case management or services to find youth employment*

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*but not used for administrative expenses. Youth to be serviced are primarily for ages 14-17 but with certain circumstances or conditions up to age 24.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to amend the Prevention, Retention and Contingency Plan of Geauga County adding a Summer Subsidized Employment Program for Youth for the period of June 1, 2010 through September 30, 2010, as recommended by the Family Services Planning Committee and to be effective June 1, 2010. Eligible families are to have an income at or below 200% of the Federal Poverty Level, youth served to be between the ages of 14 and 24 as stipulated in the state program guidelines and services to be provided through a contract with an approved provider.*

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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 ON AGING – ACCEPT BID FOR REPLACEMENT BUS – WHITWORTH BUS SALES**

*Director Sally Bell explained that the department has offered senior citizens the opportunity to get treatment or a second opinion on medical conditions to any adjacent county (Portage, Lake, Trumbull, Cuyahoga and Ashtabula). The senior and a loved one can be transported to the appointment and bring them back home. Ms. Bell added that they also work with the Veterans by transporting them to the VA. In 2001 the Department on Aging purchased a bus which is now on its last leg. In checking out state bidding they found some buses were ordered by another county who, due to their economic situation, were not able to take delivery. Aging's current vehicle is nine years old. Ms. Bell added that they are saving money because they will not be paying for any more repairs and they are purchasing the bus on sale. The original price on the bus was \$7,000 more.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to accept the bid from Whitworth Bus Sales through Meyers Equipment for a 2010 Ford El Dorado bus for a replacement for the out of county medical transportation as available through state bidding (ODOT #248-10 LTV), in the amount of \$61,985.00.*

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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> |

**TRANSIT DEPARTMENT – EXECUTIVE SESSION**

*Motion: by Commissioner Jemison, seconded by Commissioner Samide to move into executive session for the purpose of discussing discipline of two public employees.*

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

*The Board reconvened at 10:22 am. The following action was taken as a result of this executive session:*

*Motion: by Commissioner Jemison seconded by Commissioner Samide 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 sixteen (16) hours for violation of Geauga County Personnel Policy and Procedure Manual. The time off is to be scheduled by the Director.*

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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> |

*Motion: by Commissioner Jemison seconded by Commissioner Samide to acknowledge receipt of a waiver to the right to a disciplinary hearing by Ray Wernet and to*

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*further accept the recommendation of the Transit Department Director to suspend Ray Wernet, Part-time Driver, in the Department of Transit, without pay for sixteen (16) hours for violation of Geauga County Personnel Policy and Procedure Manual. The time off is to be scheduled by the Director.*

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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> |

**COMMISSIONERS' OFFICE - FLOODING IN CHESTER TOWNSHIP EMERGENCY**

*Present for this discussion included Department of Emergency Services Director Dale Wedge; Deputy Director –Preparedness Ken Folsom; Brian Laney, Deputy Director –Planning; Kimm Leininger and Lori Sebulski of United Way / 2-1-1; Volunteer Disaster Chairperson Richard Whitehead and Associate Director of Emergency Services for the Greater Cleveland Chapter of the American Red Cross Michelene Holland; Munson Township Trustee Irene McMullen and Chester Township Trustee Judy Caputo. Commissioner Samide stated that the Board wishes to declare a state of emergency in Chester Township due to the flooding issues over the weekend. Commissioner Samide added that the Board does not know if they will be able to get federal assistance but the Board would like to make it known there is this emergency and if funding is available to help Senator Tim Grendell in his efforts to get cash for the townships. Commissioner Samide added that Mr. Wedge has done an exemplary job in following procedure for such emergency situations. Mr. Wedge previously informed the Board that there are no federal funds, according to the guidelines, that can go for this emergency situation but there may be state funds that a senator could obtain. Mr. Wedge reported that the federal guidelines state that there must be 25 homes with at least 50% loss but only two homes qualified. According to the guidelines the damage had to be for livable space, not a basement. Commissioner Samide stated that the resolution also includes Russell and Munson Townships. Mr. Wedge explained that most of Munson's damage was road damage to Heath Road, and in Russell Township- Bell Vernon, Dines Road and the Fairmount area (especially Bell Vernon) had damage. Mr. Wedge added that 95% of the damage was in Chester Township. Trustee Caputo reported that the damage level needed to be \$14 million of which they did not even come close to meeting. Mr. Wedge added that he did not know if a resolution was needed but to assure the safety and support is there it is wise to pass a resolution to become effective May 31, 2010. Trustee Caputo explained that they were told they received 4.5" to 5" of rainfall in one hour over sporadic locations. Trustee Caputo explained what she saw as she toured the area and explained some of the residents' situations. They are also still assessing the road damage with the latest figure being about \$200,000 worth of damage thus far.*

*Commissioner Samide informed the audience that the public hearing scheduled for 10:30 today will be put off to continue the discussion of this emergency and will convene at the end of this emergency discussion.*

*Trustee Caputo continued stating that the state has been out since Memorial Day taking care of state roads. Ms. Holland explained their contribution to the event which included a trailer set up in the area to coordinate a plan for volunteers to distribute clean up kits and a booklet called "Repairing your Flooding Home". There were also disaster assessment teams on standby. Mr. Whitehead explained that they visited five different locations to assess the damage, to drop off kits, answer questions and referrals to 2-1-1. They will be at the town hall today to distribute more clean up kits. Mr. Folsom explained that part of the Emergency Plan is to contact Kimm Leininger to get information from residents if and what help is needed. Tri-County CARE was reactivated to respond to the flooding as there was some funding still available. The group organizes volunteers and clean up crews for residents who can't afford it or do not have insurance. This group focuses solely on long-term unmet needs beyond the initial response. Mr. Folsom explained that they are identified by a specific wrist band. The first priority is disabled, elderly and very young children. There was a pre-meeting this morning with state and local volunteer officials and organizations. Ms. Leininger explained that she was instructed to make adjustments to 2-1-1 and to set up a data base of those affected by the flooding to which eight residents thus far have utilized this service. Through Tri-County CARE a work team is coming tonight to clean up some of the homes from flood sludge. All these volunteer groups will be coordinated through United Way to follow Tri-County CARE policies and procedures. Two dumpsters are being delivered tomorrow for residents in need of this service. Ms. Leininger added that teams are being mobilized to come in and help which Ms. Sebulski will be coordinating. The Commissioners commended all those involved for their swift action in taking*

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*care of this situation and added that having a plan in place is a time saver. Trustee Caputo commended them all as well and appreciates the response and added that they have all been an asset.*

*Motion: by Commissioner Young, seconded by Commissioner Jemison to approve and execute Resolution 10-116 Emergency Proclamation for the incident of a flood in Chester, Russell and Munson Townships, to be effective May 31, 2010.*

*Board of County Commissioners, Geauga County, Ohio*

*Resolution: 10-116*

*Date: June 3, 2010*

**EMERGENCY PROCLAMATION**

*Whereas, Geauga County, Ohio, has been or is immediately being threatened by an incident of a flood in Chester, Russell and Munson Townships:*

*Now therefore we, the Geauga County Board of Commissioners, declare that a State of Emergency exists in the county and that we hereby invoke and declare those portions of the Ohio Revised Code which are applicable to the conditions that have caused the issuance of this proclamation to be in full force and effect in the county, for the exercise of all necessary emergency authority for the protection of the lives and property of the people of Geauga County and the restoration of local government with a minimum of interruption.*

*Reference is hereby made to all appropriate laws, statutes, ordinances and resolutions, and particularly to Section 5502 of the Ohio Revised Code.*

*All public offices and employees of Geauga County are hereby directed to exercise the utmost diligence in the discharge of duties required of them for the duration of the emergency and in execution of emergency laws, regulations, and directives - State and local.*

*All citizens are called upon and directed to comply with necessary emergency measures, to cooperate with public officials and emergency management forces in executing emergency operational plans, and to obey and comply with the lawful directions of properly identified officers.*

*All operating forces will direct their communications and requests for assistance directly to the Emergency Operations Center.*

*In witness whereof, we have hereunto set our hands this 3<sup>rd</sup> day of June, 2010 A.D.*

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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> |

*The Board will attend a meeting at the Chester town hall at 2:30 p.m. regarding the flooding which will also be attended by Senator Timothy Grendell.*

**COMMISSIONERS' OFFICE – PUBLIC HEARING #2 – COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)**

*The Commissioners conducted Public Hearing #2 to discuss Geauga County's application to the Ohio Department of Development, Office of Housing and Community Partnerships for funding under the Fiscal Year 2010 Small Cities Community Development Block Grant (CDBG) Formula Program at 10:55 a.m.*

*Commissioner Young briefly left and returned to session at this point.*

*Motion: by Commissioner Jemison seconded by Commissioner Samide to waive the reading of the legal notice.*

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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> |

*Director Anita Stocker stated that \$220,000.00 of the grant can be used for projects and the rest is for administration and six projects or less must be selected. There are fourteen projects this year.*

*Maple Leaf Community – presenter: Keith Weirbach – rental rehabilitation for five different homes to provide replacement energy efficient windows and ADA accessible doors - \$28,600.00 - CDBG Request \$27,600.00*

*Geauga County Agricultural Society – presenter: R.L. Phillips – Parking and Sidewalk Improvements and Parking Facilities enabling access for seniors and disabled visitors at Gate 8 - \$91,000.00 – CDBG Request \$91,000.00*

*Geauga Habitat for Humanity Middlefield – presenter: Christine Bucknell - New Construction of two single family three bedroom homes for LMI households – \$256,000.00 - CDBG Request \$40,000.00*

*Thompson Township – Public rehabilitation to the Fire Department for a new entrance, new drive, curbing, sidewalk and a catch basin to eliminate drainage problems and ice issues at the main truck entrance - \$ 35,775.00 - CDBG Request \$35,775.00*

*DDC Clinic – presenter: Patti Gallagher – Public Service to perform 433 DNA testing for mostly Amish residents for cardiomyopathy and other genetic diseases - \$75,000.00 - CDBG Request \$39,000.00*

*Union Bethel A.M.E. Church, Bainbridge – presenter: Rev. Debra Austin – parking improvements to improve the limited parking that would be an ADA modification to provide benefits for non-religious events held at the church - \$49,700.00 CDBG Request \$49,700.00*

*Chagrin Falls Park – DeAnna Tenney - parking improvement to the Community Center to connect two existing lots and add an additional twenty parking spaces for seniors and ADA clientele - \$41,200.00 – CDBG Request \$41,200.00*

*Vron Place in Burton Township - presenter: Joy Black – rehabilitation of a non-profit assisted living home consisting of three combined projects to waterproof a basement, construct a ramp to meet ADA requirements and an ADA entryway to the building - \$25,000.00 – CDBG Request \$25,000.00*

*Munson Township - presenter: Trustee Irene McMullen – pave the mowed ADA walking trail in Munson Township - \$66,100.00 - CDBG Request \$66,100.00*

*City of Chardon – presenter: Mayor King and Dale Markowitz – demolition of the south-southwest end of Chardon Rubber, which is deteriorating. Dollars will be matched by Clean Ohio Revitalization Funding to eliminate hazardous materials - \$456,000.00 – CDBG Request \$90,000.00*

*Kiwanis Lake Community – presenters: Cindy and John Chambers – Neighborhood Facilities to rehabilitate the Kiwanis Lake Community Center including replacement of eighteen energy efficient replacement windows and screens for the center that provides benefits to LMI clients - \$4,600.00 – CDBG Request \$4,600.00*

*Department on Aging – combination public service/home repair to provide sixty three seniors with grab bars in their homes allowing seniors to remain safely in their homes and preventing falls, to be installed by Department on Aging staff - \$4,000.00 – CDBG Request - \$2,000.00*

*Bainbridge Township – to allow the demolition of four different vacant and blighted homes in Chagrin Falls Park and provide safer and improved neighborhood for the LMI residents - \$30,000.00 – CDBG Request - \$30,000.00*

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*Restful Lake – presenter: Jim Guyette - Parks and Recreation and Street Improvements including two picnic tables, six benches, Yacht play station gym, traffic signs, fountain aerator - \$31,200.00 – CDBG Request \$31,200.00*

*Ms. Stocker thanked all the applicants and added that one of the obligations of this grant is to do an analysis of impediments. Program Coordinator Rhea Benton explained that this is a study that is done every five years and reviews if there are any impediments of fair housing in the county and then developing a plan of action to address it. The Fair Housing Commission assisted her in putting together this study and anyone can visit a meeting. The Commission meets every month through the summer and fall and consists of housing professionals, lenders, realtors and local community members. This is a large document and is available for public view anytime. The last time this document was reviewed was in 2006. Ms. Benton presented part of the plan which is the Action Plan. A large part of the Action Plan is outreach and education about fair housing and fair lending. Another part is monitoring housing advertisements in local publications for illegal advertising language or discrimination. Ms. Stocker added that they are real diligent as HUD has become more proactive in their enforcement and have pursued some communities that have done more lip service than actual activities and have been punished financially. Ms. Benton stated that there is federal money this year for monitoring and enforcement. There is an agency in Akron that received this grant and Geauga County is part of that where they actually send out testers. Ms. Stocker stated that the department is more about prevention than punishment and make sure everyone knows what the law is and the repercussion of not following the law. Where there usually is a problem is when they don't follow the letter of the law regarding ADA and accessibility. The next biggest infraction is family size. The more they educate the better for everyone. Being no further comments from the public Commissioner Samide closed the hearing at 12:16 p.m.*

**OTHER**

*The Board reviewed calendars and events. Commissioners' Clerk mentioned the liquor license hearing for Sirna's Farm Incorporated that is being held at JFS. Commissioner Jemison will attend the hearing.*

*Commissioner Samide mentioned an email she received from the Geauga County Airport Authority requesting the Board to give pre-approval for her to execute a grant for the runway overlay project that is being reviewed now. It needs to be turned around as soon as possible, quicker than normal, as there is so much competition and the funding may be at risk if it is not turned in immediately. Ms. Kozenko will check with legal counsel to make sure this is doable.*

**ACKNOWLEDGEMENTS**

- a) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending May 26, 2010 as required by O.R.C. 955.12.*

**MEETINGS**

- Thu., 6/3      Public Hearing #2 to discuss Geauga County's application to the Ohio Department of Development, Office of Housing and Community Partnerships for funding under the Fiscal Year 2010 Small Cities Community Development Block Grant (CDBG) Formula Program at 10:30 a.m.*
- Tue., 6/8      The Commissioners will hold regular session.*
- Tues., 6/8      A public hearing for the proposed rehiring of Kathy Petrella as a retirant and employment to the position of Assistant Director, to be effective July 1, 2010. This public hearing will be held at 10:30 a.m.*
- Thu., 6/10      **The Regularly scheduled Commissioners' meeting is cancelled.***
- Fri., 6/11      NOACA Governing Board meeting at 10:00 a.m. at NOACA Offices*
- Tue., 6/15      The Commissioners will hold regular session.*

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Thu., 6/17 **The Regularly scheduled Commissioners' meeting is cancelled.**

Fri., 6/18 NOACA TAC meeting at NOACA Offices

**BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER  
SAMIDE ADJOURNED THE MEETING AT 12:25 P.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*