

Commissioners' Journal
October 31, 2017

The Geauga County Board of Commissioners met in session on October 31, 2017 at 9:00 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, Ralph Spidalieri opened the meeting at 9:03 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

MEETING MINUTES

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve and execute the minutes for the meeting of October 24, 2017.

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| <i>Roll Call Vote:</i> | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Claypool</i> | <i>Aye</i> |
| | <i>Commissioner Spidalieri</i> | <i>Aye</i> |

APPROVE FINANCIALS

Budget Director Anne Rasic explained the financials for today as including an Appropriation transfer from the General Fund Contingency to the Building Department for contract services; an Appropriation transfer from the General Fund to the Sheriff's Office to return appropriations for reimbursements received; a Supplemental Appropriation for the Dog Warden for yearend salaries and benefits; Travel requests for the Common Pleas Court and the Department of Job and Family Services; a Contract for the Department of Water Resources with S.E.T., Incorporated in the amount of \$696,487.00 for the Bainbridge Trunk Main Realignment project; and a payment to NEO Electrical Supply for the County Engineer's Office in the amount of \$11,553.39 for lighting for the salt building and mezzanine.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve and execute Resolution #17-136 itemizing the financials for the meeting of October 31, 2017.

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| <i>Roll Call Vote:</i> | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Claypool</i> | <i>Aye</i> |
| | <i>Commissioner Spidalieri</i> | <i>Aye</i> |

COUNTY ENGINEER'S OFFICE – RESOLUTION TO IMPROVE THWING ROAD (CH 27, SECTION C) CHARDON AND MUNSON TOWNSHIPS

Deputy Engineer Shane Hajjar explained that the projects today are the local paving and striping projects for the year. Mr. Hajjar stated that the section of Thwing will be between Auburn Road and Wilson Mills Road and be completed at the same time as the Auburn Road section that intersects with Thwing Road that has already been approved by the Commissioners for convenience and necessity.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve and execute Resolution #17-137 to Improve Thwing Road (CH 27, Section C) in Chardon and Munson Townships.

Board of County Commissioners, Geauga County, Ohio

Date: October 31, 2017

Resolution: #17-137

**RESOLUTION TO IMPROVE THWING ROAD (CH 27), SECTION C
IN CHARDON AND MUNSON TOWNSHIPS**

WHEREAS, the Board of County Commissioners of Geauga County (Board) has determined the public convenience and welfare requires the improvements of Thwing Road (CH 27), Section C, from Auburn Road (CH 4) to Wilson Mills Road (CH 8) in accordance with Section 5555.022 of the Ohio Revised Code.

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NOW, THEREFORE, BE IT RESOLVED by the Board that the public convenience and welfare requires the improvements by constructing and reconstructing culverts, performing drainage improvements, subgrade stabilization, asphalt resurfacing, shoulder and related improvements as necessary.

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 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 special assessments to 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 appointed as follows:

The engineering and right of way costs shall be paid from local roadway improvement funding sources. The construction costs shall be paid from local roadway improvement funds and any federal and/or state grants and/or loans that may be secured for the project.

BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of way, 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 Board Clerk is hereby directed, upon the filing of the plans, specifications, estimates, etc., for the improvement by the County Engineer, to schedule a time at a regular meeting of the Board of Commissioners for the Board to review the copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement.

BE IT FURTHER RESOLVED that the Board Clerk is hereby instructed to transmit a certified copy of this resolution to the Chardon and Munson Township Boards of Trustees and the Geauga County Engineer.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Aye |

COUNTY ENGINEER'S OFFICE – RESOLUTION TO IMPROVE JUG STREET (CH 46, SECTIONS Z-B) TROY TOWNSHIP

Mr. Hajjar stated that Jug Street will be a resurfacing project and the section to be completed is from the Portage County line to State Route 422.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve and execute Resolution #17-138 to Improve Jug Street (CH 46, Sections Z-B) in Troy Township.

Board of County Commissioners, Geauga County, Ohio

Date: October 31, 2017

Resolution: #17-138

RESOLUTION TO IMPROVE JUG STREET (CH 46), SECTIONS Z-B IN TROY TOWNSHIP

WHEREAS, the Board of County Commissioners of Geauga County (Board) has determined the public convenience and welfare requires the improvements of Jug Street (CH 46), Sections Z-B, from the Geauga/Portage County Line to Main Market Road (US 422) in accordance with Section 5555.022 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED by the Board that the public convenience and welfare requires the improvements by constructing and reconstructing culverts, performing drainage improvements, subgrade stabilization, asphalt resurfacing, shoulder and related improvements as necessary.

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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 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 special assessments to 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 appointed as follows:

The engineering and right of way costs shall be paid from local roadway improvement funding sources. The construction costs shall be paid from local roadway improvement funds and any federal and/or state grants and/or loans that may be secured for the project.

BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of way, 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 Board Clerk is hereby directed, upon the filing of the plans, specifications, estimates, etc., for the improvement by the County Engineer, to schedule a time at a regular meeting of the Board of Commissioners for the Board to review the copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement.

BE IT FURTHER RESOLVED that the Board Clerk is hereby instructed to transmit a certified copy of this resolution to the Troy Township Board of Trustees and the Geauga County Engineer.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Aye |

COUNTY ENGINEER'S OFFICE – RESOLUTION TO IMPROVE WASHINGTON STREET (CH 606, SECTIONS F-J) AUBURN TOWNSHIP

Mr. Hajjar stated that Washington Street from Bainbridge Road to State Route 44 will have drainage improvements completed and include a major paving project.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve and execute Resolution #17-139 to Improve Washington Street (CH 606, Sections F-J) in Auburn Township.

Board of County Commissioners, Geauga County, Ohio

Date: October 31, 2017

Resolution: #17-139

**RESOLUTION TO IMPROVE WASHINGTON STREET (CH 606), SECTIONS F-J
IN AUBURN TOWNSHIP**

WHEREAS, the Board of County Commissioners of Geauga County (Board) has determined the public convenience and welfare requires the improvements of Washington Street (CH 606), Sections F-J, from Bainbridge Road (CH 11) to Ravenna Road (SR 44) in accordance with Section 5555.022 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED by the Board that the public convenience and welfare requires the improvements by constructing and reconstructing culverts, performing drainage improvements, subgrade stabilization, asphalt resurfacing, shoulder and related improvements as necessary.

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 required for the improvement and to transmit copies of the same to this Board at the time such

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plans are completed.

BE IT FURTHER RESOLVED that special assessments to 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 appointed as follows:

The engineering and right of way costs shall be paid from local roadway improvement funding sources. The construction costs shall be paid from local roadway improvement funds and any federal and/or state grants and/or loans that may be secured for the project.

BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of way, 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 Board Clerk is hereby directed, upon the filing of the plans, specifications, estimates, etc., for the improvement by the County Engineer, to schedule a time at a regular meeting of the Board of Commissioners for the Board to review the copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement.

BE IT FURTHER RESOLVED that the Board Clerk is hereby instructed to transmit a certified copy of this resolution to the Auburn Townships Board of Trustees and the Geauga County Engineer.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Aye |

COUNTY ENGINEER'S OFFICE – RESOLUTION TO IMPROVE VARIOUS SECTIONS OF COUNTY ROADS – APPLYING PAVEMENT MARKINGS, YEAR 2018

Mr. Hajjar stated that this resolution is for the annual re-striping of the county roads for the year, and includes approximately 1/3 of the roads each year.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve and execute Resolution #17-140 to Improve Various Sections of County Roads by Applying Pavement Markings, Year 2018.

Board of County Commissioners, Geauga County, Ohio

Date: October 31, 2017

Resolution: #17-140

**RESOLUTION TO IMPROVE VARIOUS SECTIONS OF COUNTY ROADS
BY APPLYING PAVEMENT MARKINGS, YEAR 2018**

WHEREAS, the Board of County Commissioners of Geauga County (Board) has determined that the public convenience and welfare require safety improvements on various county roads in accordance with Section 5555.22 of the Ohio Revised Code; and

WHEREAS, this Board acknowledges that pavement markings must be maintained on county highways in Geauga County for safety reasons.

NOW, THEREFORE, BE IT RESOLVED by the Board that the public convenience and welfare require an improvement to various highways by applying pavement markings to county highways within the County as determined necessary by the Geauga County Engineer.

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.

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BE IT FURTHER RESOLVED that special assessments to 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 appointed as follows:

The engineering and right of way costs shall be paid from local roadway improvement funding sources. The construction costs shall be paid from local roadway improvement funds and any federal and/or state grants and/or loans that may be secured for the project.

BE IT FURTHER RESOLVED that if preliminary designs show that the project cannot be built within the current right of ways of the county highways, 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 Board Clerk is hereby directed, upon the filing of the plans, specifications, estimates, etc., for the improvement by the County Engineer, to schedule a time at a regular meeting of the Board of Commissioners for the Board to review the copies of the surveys, plans, profiles, cross sections, estimates and specifications for the improvement.

BE IT FURTHER RESOLVED that the Board Clerk is hereby instructed to transmit a certified copy of this resolution to the Geauga County Engineer.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Aye |

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – CHANGE ORDER #3 – JADCO CONSTRUCTION SERVICES, INCORPORATED – INCREASE CONTRACT AND EXTEND DATE OF COMPLETION – PLEASANT HILL COUNTY HOME REHABILITATION PROJECT

Assistant Program Administrator Kelly Conrad explained that as with any older building, it was discovered when the floor was pulled up that it was wood and not tile underneath, so plywood needed to be put down before the new flooring could be installed. Ms. Conrad noted that they are still under budget and are asking to increase the contract and extend the date of completion.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve and authorize the President of the Board to execute Change Order #3 with JADCO Construction Services, Incorporated for the Pleasant Hill County Home Rehabilitation Project under Grant #B-F-16-1AZ-1, increasing the Contract \$1,400.00 for additional work caused by floor conditions and extending the date of completion by sixty calendar days through November 27, 2017.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Aye |

TRANSIT – ACCEPT RESIGNATION – WILLIAM MCCAFFERY – PART-TIME DRIVER
Director Mike Kasper asked the Board to accept Mr. McCaffery's resignation.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to accept the resignation of William McCaffery (Part-time Driver) to be effective October 27, 2017.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Aye |

Commissioner Lennon stated that the Commissioners had received a compliment last week regarding the Transit Department.

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DEPARTMENT OF WATER RESOURCES – GRANT VARIANCE COUNTY 208 PLAN – BROWN BARN, LLC

Director Gerard Morgan asked the Board to approve a variance for the 208 plan for Brown Barn, LLC. Mr. Morgan stated that the 208 plan requires that each building in each separate lot has their own septic /sewage treatment plant. Mr. Morgan explained that there is ability to do a variance that includes a deed restriction or agreement that requires the sewer connections be disconnected. Mr. Morgan stated that in most cases a variance has been granted because someone wants to add a garage to their property, the concern is always that someone does a treatment system, ties two buildings on one lot and does a lot split later, then the County ends up having to take ownership under the public utilities law. Mr. Morgan stated that currently there is one lot and they would like to subdivide that into three parcels and have each building on each parcel tie into a system on a third parcel. Mr. Morgan stated that they would be required to operate under an agreement as Brown Barn, LLC that would then operate the treatment plant. Once the Deed of Covenants is recorded then the variance will be granted. Attorney Todd Peterson stated that Mike and Eric from Maple City will own one parcel; he will own the middle parcel and together they will own the third small parcel for the sewer plant. Mr. Peterson stated that the agreement states that they all have to be part of the Brown Barn LLC and if at any time they do not remain, the sewer connection has to be disconnected. There was a brief discussion about the improvements that are being made to the corner by Alpine Valley. Commissioner Claypool inquired about an escrow account needing to be established in case something happens to the Brown Barn, LLC. Mr. Peterson expressed that he is committed to the community and more fiscally responsible and that combined there is an investment of about \$2 million dollars.

Mr. Morgan stated that if this size of a treatment plant needed to be cleaned out, it would only be about a half a day's work to complete. There was a brief discussion about these types of systems and the number of them that Water Resources manages that pump less than 15,000 gallons a day and why the variances are granted based on the situation so that we don't end up with a lot of small systems.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to grant a variance to the County 208 Plan of one building, one lot, one septic/sewage system rule for Brown Barn, LLC (Parcel #21-060900) located at 10700 Mayfield Road, Munson Township as subject to the recording of the Declaration of Covenants and Easements.

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| <i>Roll Call Vote:</i> | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Claypool</i> | <i>Aye</i> |
| | <i>Commissioner Spidalieri</i> | <i>Aye</i> |

COMMISSIONERS' OFFICE – EXECUTIVE SESSION

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to move into Executive Session for the purpose of discussing the employment of a public employee.

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| <i>Roll Call Vote:</i> | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Claypool</i> | <i>Aye</i> |
| | <i>Commissioner Spidalieri</i> | <i>Aye</i> |

The Board moved into Executive Session at 9:19 a.m. with Mr. Lair and Director of Administrative Services Linda Burhenne and the individuals being considered for employment. The Board returned at 10:42 a.m. with no action taken.

The Board moved to Recess at 10:42 a.m. due to a work session scheduled at 10:30 a.m. with Richard L. Bowen and Associates.

The Board Reconvened at 11:47 a.m.

Motion: by Commissioner Lennon, seconded by Commissioner Spidalieri to move into Executive Session for the purpose of discussing the employment of a public employee.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | * |
| | Commissioner Spidalieri | Aye |

**Commissioner Claypool did not vote on this motion.*

The Board moved into Executive Session with Mr. Lair and Ms. Burhenne at 11:48 a.m. The Board returned at 12:38 p.m. with no action taken.

Commissioner Spidalieri left during the Executive Session.

The Board moved to Recess at 12:38 p.m.

The Board Reconvened at 1:26 p.m.

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to move into Executive Session for the purpose of discussing the employment of a public employee.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Absent |

The Board moved into Executive Session with Mr. Lair, Ms. Burhenne and Ms. Rasic at 1:26 p.m. The Board returned at 2:53 p.m. and as a result took the following action:

Motion: by Commissioner Lennon, seconded by Commissioner Claypool to approve hiring Adrian Gorton to the position of Budget and Finance Manager (#1320), Grade 17E, Step 6 at the hourly rate of \$33.40 per hour to be effective October 31, 2017 with a one year probationary period.

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| Roll Call Vote: | Commissioner Lennon | Aye |
| | Commissioner Claypool | Aye |
| | Commissioner Spidalieri | Absent |

ACKNOWLEDGEMENTS

- a) Geauga County Board of Developmental Disabilities Board Minutes from September 20, 2017.*
- b) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the weeks ending October 11, 2017 and October 18, 2017 as required by O.R.C. 955.12.*

OTHER

The Board reviewed upcoming events.

MEETINGS

Tue., 10/31 Work Session with Richard L. Bowen & Associates for Feasibility Study at 10:30 a.m.

Wed., 11/01 NOC COG – OMJ Center, Ashtabula County at 1:30 p.m. (All Commissioners)

Thu., 11/02 Soil & Water Conservation District 73Rd Annual Dinner / Election to be held at the Fairgrounds School Building, 6:00 p.m.

Fri., 11/03 NOACA Finance and Audit Committee, 8:30 a.m. Cleveland

Tue., 11/07 The Commissioners' will hold regular session at 9:00 a.m.

Wed., 11/08 Geauga County Township Association Dinner meeting, 6:30 p.m. Kent State Geauga Campus

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*Fri., 11/10 **County offices will be closed for general business in observance of Veteran's Day. Twenty-four hour operations will continue to operate as usual.***

Tue., 11/14 Planning Commission meeting at 7:30 a.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street, Chardon

Tue., 11/14 The Commissioners' will hold regular session at 9:00 a.m.

Tue., 11/14 Work Session with Richard L. Bowen & Associates for Feasibility Study at 10:30 a.m.

Fri., 11/17 NOACA, Transportation at 9 am, Bicycle and Pedestrian at 10:30 am and Safety and Operations at 1:00 pm, Cleveland

Commissioners Clerk Christine Blair asked the Board about their availability to schedule a Joint Board meeting for the Portage Geauga Juvenile Detention Center in order to make a Board of Trustees appointment prior to their next meeting on November 14, 2017.

There was a brief discussion about the upcoming NOACA meetings and the possible need for an alternate to attend.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD

Motion: by Commissioner Lennon to adjourn the meeting at 2:58 p.m.

Geauga County Board of Commissioners

Ralph Spidalieri

Walter M. Claypool

Timothy C. Lennon

Christine Blair, Commissioners' Clerk

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