

**Commissioners' Journal**  
**November 17, 2015**

*The Geauga County Board of Commissioners met in session on November 17, 2015 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 Vice President of the Board, Ralph Spidalieri opened the meeting at 9:00 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

*\*Commissioner Claypool was absent from today's meeting.*

**FINANCIALS**

*County Administrator David Lair reported on financials from November 13, 2015, Resolution #15-162, including an Appropriation transfer for the Sheriff's Office for Medicare payment; and a payment to Roetzel and Andress for legal services related to the appointment of counsel in the amount of \$30,321.37, as approved by the County Administrator pursuant to the motion approved December 30, 2014 to authorize the County Administrator to execute, in the case of a lack of quorum of Commissioners and / or if session is cancelled on a regular financial day or on a day when financials need to be approved, the required approvals for county financials on behalf of the Board during the Year 2015, as authorized by O.R.C. 305.30.*

**APPROVE MINUTES**

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the minutes for the meeting of October 29, 2015.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent*</i>

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the minutes for the meeting of November 3, 2015.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the minutes for the meeting of November 10, 2015.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

**APPROVE FINANCIALS**

*Budget and Finance Manager Heidi Delaney explained the financials for today as including a Revenue Certification for the Building Improvement fund; an Appropriation transfer from the Juvenile Court FLIP program to the Probate Court Community Outreach/Education program; an Appropriation transfer from the Contingency account for the purchase of a vehicle for the Building Department; a Supplemental appropriation for the Clerk of Courts Computerization fund for the purchase of redaction software; a Cash transfer into the General Fund for repayment of the payroll advance for the Pre-Sentence Investigation fund; Travel requests for the Department of Job and Family Services and the Department of Water Resources; a payment to Kent Marks Home Improvement for the Thompson Township Community Center parking lot project for the Office of Community and Economic Development in the amount of \$37,050.00; and a payment to Hammercheck Communications for an electronic media public service announcement for the Probate Court in the amount of \$14,500.00.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-163 itemizing the financials for the meeting of November 17, 2015.*

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Roll Call Vote:	Commissioner Rear	Aye
	Commissioner Spidalieri	Aye
	Commissioner Claypool	Absent

COMMISSIONERS' OFFICE – CORSA INSURANCE PROGRAM RENEWAL APPLICATION

Director of Administrative Services Linda Burhenne and Insurance partner Gary Wirtz explained that before the Board today was the renewal application for 2016 that will be submitted and followed up next April with information and for payment. It was noted that there are 63 counties within the pool and each year they go out to bid on certain sections for the best rates. Ms. Burhenne explained that this year includes an increase in additional coverage for cyber security. Mr. Wirtz stated that there is a million dollars' worth of coverage provided currently in the program, and we can apply for an excess of \$4 million for a total of \$5 million, but it will be broken down and the Board can choose to take it or not.

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the Vice President of the Board to execute the county CORSA Insurance Program renewal application for the period May 1, 2016 through April 30, 2017, upon the recommendation of the Director of Administrative Services and Gary Wirtz, Pease-Kerr-Canfield Insurance Partners.

Roll Call Vote:	Commissioner Rear	Aye
	Commissioner Spidalieri	Aye
	Commissioner Claypool	Absent

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – SATISFACTION OF MORTGAGE – BRIAN A AND LAURA G ROSS – REVOLVING LOAN INFRASTRUCTURE PROGRAM

Program Administrator Joni Stusek explained that this is another infrastructure loan client that borrowed funds to install a septic system and paid off that mortgage.

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute a Satisfaction of Mortgage for Brian A. and Laura G. Ross under the Revolving Loan Infrastructure Program for the installation of a septic system located at 8771 Madison Road, Montville, as the mortgage has been satisfied.

Roll Call Vote:	Commissioner Rear	Aye
	Commissioner Spidalieri	Aye
	Commissioner Claypool	Absent

COUNTY HOME – RESCIND MOTION TO HIRE – SHANNON HUMBERSON

It was noted that Ms. Humberson chose to take a different position elsewhere that was full-time.

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to rescind the motion from November 3, 2015 that read: approve hiring Shannon Humberson to the position of Part-time Attendant (#1504-1) to be effective November 10, 2015 at a rate of \$10.47 per hour. After the successful completion of a 1,000 hour probationary period the rate will increase to \$11.02 per hour.

Roll Call Vote:	Commissioner Rear	Aye
	Commissioner Spidalieri	Aye
	Commissioner Claypool	Absent

DEPARTMENT OF WATER RESOURCES – RESOLUTION AUTHORIZING DIRECTOR TO EXECUTE ANY AND ALL INSTRUMENTS AND INDEMNIFY THE DEPARTMENT PERTAINING TO THE BOND POSTED TO THE OHIO DEPARTMENT OF HEALTH, BEH PRIVATE WATER SYSTEMS FOR APPLICATION FOR A PRIVATE WATER SYSTEMS INSTALLERS LICENSE TO COVER ACTIVITIES OF THE DEPARTMENT'S WATER TREATMENTS AND DISTRIBUTION OPERATIONS

Director Gerard Morgan explained that this resolution gives authorization for the Director to execute any paperwork that is necessary in regards to the license with the State Board of Health that is required to operate private water systems, noting Stock Equipment, Post 2 and a school that is operated by the County.

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*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-164 Authorizing the Director of the Department of Water Resources to execute any and all instruments and indemnify the Department of Water Resources pertaining to the bond posted to the Ohio Department of Health, BEH Private Water Systems for the application for a Private Water Systems Installers License to cover activities of the Department's Water Treatments and Distribution Operations.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: November 17, 2015*

*Resolution: #15-164*

**RESOLUTION**

*WHEREAS, be it hereby resolved that Gerard Morgan, Director of the Department of Water Resources, is hereby authorized to sign any and all instruments and indemnify for Geauga County Department of Water Resources in order to obtain a bond being posted to the Ohio Department of Health, BEH Private Water Systems, and that he is also authorized to use funds to pay the bond premium.*

*IN WITNESS THEREOF, in Geauga County, Ohio, the Geauga County Board of Commissioners, has caused this instrument to be executed this November 17, 2015.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

**DEPARTMENT OF WATER RESOURCES – RESOLUTION AUTHORIZING RALPH SPIDALIERI, VICE PRESIDENT TO APPLY FOR, ACCEPT AND ENTER INTO A COOPERATIVE AGREEMENT WITH OHIO WATER DEVELOPMENT AUTHORITY FOR PLANNING, DESIGN, AND / OR CONSTRUCTION OF RUSSELL PARK WASTEWATER TREATMENT PLANT UPGRADES – EXECUTE GENERAL CERTIFICATE – COOPERATIVE AGREEMENT**

*Mr. Morgan explained that the resolution, general certificate and cooperative agreement are relating to obtaining funding for the Russell Park wastewater treatment plant upgrades to add the filter building, flow EQ and additional work to be done at the plant.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-165 Authorizing Ralph Spidalieri, Vice President of the Geauga County Board of Commissioners to Apply for, Accept, and Enter into a Cooperative Agreement between the Board of Commissioners and the Ohio Water Development Authority for Planning, Design and / or Construction of Russell Park Wastewater Treatment Plant Upgrades; and further execute the Ohio Water Development Authority General Certificate.*

*Board of County Commissioners, Geauga County, Ohio*

*Resolution: #15-165*

*Date: November 17, 2015*

**A RESOLUTION AUTHORIZING RALPH SPIDALIERI, VICE PRESIDENT OF THE GEAUGA COUNTY BOARD OF COUNTY COMMISSIONERS TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS AND THE OHIO WATER DEVELOPMENT AUTHORITY FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF RUSSELL PARK WASTEWATER TREATMENT PLANT UPGRADES:**

*Whereas, the Board of Commissioners of Geauga County (hereinafter referred to as the "LGA") seek to upgrade its existing wastewater facilities; and*

*Whereas, the LGA desires to obtain a loan from the Ohio Water Development Authority (hereinafter referred to as the "OWDA") to finance costs of the planning of such facilities on the terms set forth in the Cooperative Agreement (defined below); and*

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*WHEREAS, the OWDA has indicated its willingness to make a loan for that purpose and on those terms; now therefore,*

*BE IT RESOLVED by the Board of Commissioners of Geauga County, Ohio:*

*SECTION 1. That the LGA hereby approves the construction of the aforesaid Russell Park WWTP Upgrades in cooperation with the OWDA under the provisions, terms and conditions set forth in the "Cooperative Agreement for Construction, Maintenance and Operation of State Water Project or Wastewater Project" as set forth in Exhibit A (the "Cooperative Agreement") and hereby authorizes the Chief Executive Officer of the LGA to execute the Cooperative Agreement with the OWDA substantially in the form set forth in Exhibit A.*

*SECTION 2. That it is found and determined that all formal actions of this Board concerning and relating to the passage of this resolution were passed in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.*

*SECTION 3. That is resolution shall take effect and be in force from and after the earliest period allowed by law.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the Vice President of the Board to execute the Cooperative Agreement for Construction, Maintenance and Operation of State Water Project or Wastewater Project with the Ohio Water Development Authority in regards to the Russell Park Wastewater Treatment Plant Upgrades in the amount of \$1,650,000.00.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

**COMMISSIONERS' OFFICE – RESOLUTION CELEBRATING ISTEM GEAUGA EARLY COLLEGE HIGH SCHOOL**

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-166 Celebrating the ISTEM Geauga Early College High School.*

*Board of County Commissioners, Geauga County, Ohio*

*Resolution: 15-166*

*Date: November 17, 2015*

***A RESOLUTION CELEBRATING THE ISTEM GEAUGA EARLY COLLEGE HIGH SCHOOL***

*WHEREAS, ISTEM (Science, Technology, Engineering and Math) Geauga Early College High School is a small, intellectual public school option located on the Auburn Career Center Campus in Concord, Ohio and was made possible through a \$5.9 million Straight A grant, making the program tuition free to any incoming freshmen and sophomore students in both Lake and Geauga Counties; and*

*WHEREAS, ISTEM Geauga Early College High School provides students with the skills needed to make them career and college ready after graduation, through an academically rigorous curriculum with hands on experiences that allow students to develop problem solving abilities that will assist them in reaching their fullest potential; and*

*WHEREAS, ISTEM Geauga Early College High School works closely with the community and businesses, both industrial and manufacturing, on what challenges they are*

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*facing and allow the students to work on developing solutions as a way of training the students on the issues being faced today and in the future; and*

*WHEREAS, ISTEM Geauga Early College High School is celebrating the wonderful opportunity that has been given to local students in the surrounding communities, and invites the public to view and explore the options that are being made available to the next generation of work force; and*

*NOW, THEREFORE, BE IT RESOLVED, that the Geauga County Board of Commissioners do hereby honor and celebrate the ISTEM Geauga Early College High School on their official grand opening and ribbon cutting.*

*BE IT FURTHER RESOLVED, that this Resolution becomes part of the permanent record of the Board of Commissioners of Geauga County, Ohio.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

**LIQUOR LICENSE – RESTFUL LAKE ASSOCIATION, INCORPORATED – NEWBURY TOWNSHIP**

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to concur with Newbury Township Trustees in not requesting a hearing on the liquor license requested by Restful Lake Association, Incorporated located at 14716 Edgewater Drive, Newbury (C NEW 7311792-0005).*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

**DEPARTMENT ON AGING – SUBGRANT AGREEMENT – TITLE XX BASE – JOB AND FAMILY SERVICES – 184 BUS PASS VOUCHERS FOR SENIORS**

*Director Jessica Boalt explained that this is a subgrant agreement with the Department of Job and Family Services, for Title XX funding for vouchers for low income seniors that fall 175%. Ms. Boalt stated that they are for medical and grocery appointments. Ms. Boalt stated that the seniors that are qualified can utilize the vouchers and then submit that information to Job and Family for reimbursement.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Subgrant Agreement under authority of Title XX Base – FFY16, Social Services Block Grant, CFDA 93.667, between the Geauga County Department of Job and Family Services and the Geauga County Department on Aging to provide 184 bus pass vouchers to eligible seniors in Geauga County for the period of October 1, 2015 through September 30, 2016.*

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>Absent</i>

**DEPARTMENT ON AGING – AGREEMENT – HEAP OUTREACH FUNDS – WESTERN RESERVE AREA AGENCY ON AGING**

*Ms. Boalt stated that this is a grant through Western Reserve Area Agency for HEAP (Home Energy Assistance Program) assistance that allows those individuals that are at or below the Federal poverty level. Ms. Boalt stated that this provides funding to cover the administrative costs of administering that assistance of applying for the program.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Agreement for HEAP Outreach Funds between the Geauga County Board of Commissioners, Geauga County Department on Aging and the Western Reserve Area Agency on Aging for SFY 2016 HEAP Outreach funds for the period September 1, 2015 through August 31, 2016 in the amount of \$3,695.72.*

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Roll Call Vote:	Commissioner Rear	Aye
	Commissioner Spidalieri	Aye
	Commissioner Claypool	Absent

COMMISSIONERS' OFFICE – EXECUTIVE SESSION

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to move into Executive Session for the purpose of discussing the discipline of a public employee in the Department on Aging.

Roll Call Vote:	Commissioner Rear	Aye
	Commissioner Spidalieri	Aye
	Commissioner Claypool	Absent

*It was noted that Mr. Lair, Ms. Boalt, Ms. Burhenne and Frank Antenucci would be joining the Board in executive session. The Board returned at 9:25 a.m. and as a result the following action was taken:*

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to accept the disciplinary report and recommendation of the hearing officer, Frank Antenucci, and to suspend without pay Kathy Delaney, Assistant Site Coordinator in the Department for three (3) days for violation of the Geauga County Policy and Procedure Manual and to make a formal referral to the Employee Assistance Program (EAP) for training and assistance.

*It also requests the Board execute the order of Removal, Reduction, Suspension, Involuntary Disciplinary Separation form per O.R.C. 124.34 for the three days.*

Roll Call Vote:	Commissioner Rear	Aye
	Commissioner Spidalieri	Aye
	Commissioner Claypool	Absent

OTHER

*The Board reviewed upcoming events.*

MEETINGS

*Tue., 11/24 The Commissioners will hold regular session at 9:00 a.m.*

*Thu., 11/26 County offices will be closed for general business in observance of Thanksgiving Day. Twenty-four hour operations will continue to operate as usual.*

*The Regularly scheduled Commissioners' meeting is cancelled.*

*Fri., 11/27 County offices under the hiring authority of the Board of Commissioners will be closed for general business. Twenty-four hour operations will continue to operate as usual.*

*Tue., 12/1 The Commissioners will hold regular session at 9:00 a.m.*

*Fri. 12/4 Some of the Commissioners will attend the Community Improvement Corporation (CIC) Annual Luncheon, 12:00 p.m. Welshfield Inn*

*12/6 – 12/8 Some of the Commissioners will attend the CCAO Winter Conference, Columbus, Ohio*

*Tue., 12/8 The Regularly scheduled Commissioners' meeting is cancelled.*

*Tue., 12/8 Planning Commission meeting at 7:00 p.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street, Chardon*

*Thu., 12/10 Portage Geauga Juvenile Detention Center meeting, 9:00 a.m. Portage County*

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*Fri., 12/11 NOACA Board of Directors, 9:00 a.m. Cleveland*

*Tue., 12/15 The Commissioners will hold regular session at 9:00 a.m.*

***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD***

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to adjourn the meeting at 9:28 a.m.*

*Geauga County Board of Commissioners*

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*Walter M. Claypool*

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*Ralph Spidalieri*

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*Blake A. Rear*

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*Christine Blair, Commissioners' Clerk*

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