

Commissioners' Journal
July 14, 2015

The Geauga County Board of Commissioners met in session on July 14, 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 President of the Board, Walter M. Claypool opened the meeting at 9:00 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

APPROVE MINUTES

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the minutes for the meeting of June 30, 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>Aye</i>

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the minutes for the meeting of July 7, 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>Abstain*</i>

**Commissioner Claypool was absent from this meeting.*

APPROVE FINANCIALS

Budget and Finance Manager Heidi Delaney explained the financials for today as including a Supplemental Appropriation for the County Sewer Improvements fund in anticipation of the McFarland membrane project; a Cash transfer out of the General Fund for a portion of 2015 funding for the CASA program; a Travel request for the Engineer's Office; the 3rd Quarter 2015 payment to the OSU Extension Office in the amount of \$68,566.25; Payments to Courtview Justice Solutions for the E-Filing project funded by the Ohio Supreme Court Technology grant for the Common Pleas Court totaling \$56,352.00; and Payments to EnviroCom Construction for pay request #11 for Contracts A and B for the Department of Water Resources Thompson Township Sewer project totaling \$114,030.88.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-097 itemizing the financials for the meeting of July 14, 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>Aye</i>

AIRPORT AUTHORITY – FINAL APPLICATION – FAA AIP GRANT – REHABILITATE TERMINAL APRON, PHASE 2 OF 2

Business Manager Patty Fulop explained per information received from Senator Sherrod Brown that the grant that has been applied for was being approved. Ms. Fulop noted that when bids were received it was decided to go with asphalt on the main portion of the apron, and based on asphalt prices, this application is for less than what was originally requested. Ms. Fulop noted that the separate State Grant application will be for concrete instead of asphalt in front of the hangars in hopes of eliminating some heaving problems.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to acknowledge and approve the final application for the FAA AIP Grant (#3-39-0054-1815) Rehabilitate Terminal Apron, Phase 2 of 2) in the amount of \$277,400.00 (\$249,660.00 Federal Portion, \$27,740.00 local County match).

Commissioners' Journal
July 14, 2015

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

Ms. Fulop explained to the Board that there is rumor of additional funding being granted to ODOT for grants and inquired what position the Board would be in for grant matching if additional funds might be available. Ms. Fulop gave a brief overview of what they would be applying for and the cost of that project.

OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – ARCHITECT’S CERTIFICATION COMPLIANCE WITH MINIMUM STANDARDS – ACCESSIBILITY BY PHYSICALLY DISABLED – STEPHEN CICIRETTO, A.I.A. ARCHITECTS – THOMPSON TOWNSHIP COMMUNITY CENTER REHABILITATION, PHASE I AND PHASE II

Program Administrator Joni Stusek asked the Board to approve the Architect’s Certification for the changes that are being made to the Thompson Township Community Center are in compliance with the Architectural Barriers Act of 1968.

Motion: *by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the Architect’s Certification Compliance with Minimum Standards for Accessibility by the Physically Disabled forms for Stephen Ciciretto, A.I.A. Architect for the Thompson Township Community Center Rehabilitation, Phase I and Phase II ensuring ADA compliance with the Architectural Barriers Act of 1968.*

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

DEPARTMENT OF EMERGENCY SERVICES – APPLICATION FOR APPOINTMENT TO STATE EMERGENCY RESPONSE COMMISSION (SERC) FOR APPOINTMENT / REAPPOINTMENT TO THE LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)

Director Dale Wedge explained that the applications before the Board will be submitted to the State for appointment / re-appointment to the Local Emergency Planning Committee.

Motion: *by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute Application for Appointment for the following individuals to the State Emergency Response Commission (SERC) for appointment/reappointment to the Geauga County Local Emergency Planning Committee (LEPC) for the period August 15, 2015 through August 14, 2017.*

<i>Ken Folsom, Geauga County DES</i>	<i>Fire</i>
<i>John Wargelin, Chester Fire Department</i>	<i>Fire</i>
<i>Richard Smigelski, Burton Police Department</i>	<i>Law</i>
<i>Dan McClelland, Geauga County Sheriff</i>	<i>Elected Official</i>
<i>Roger M. Peterson, Geauga County DES</i>	<i>Emergency Management</i>
<i>Dale B. Wedge, Geauga County DES</i>	<i>Emergency Management</i>
<i>Don Zimmerman, UH Geauga Medical Center</i>	<i>Hospital</i>
<i>Tara Vargovich, Cleveland Clinic</i>	<i>Hospital</i>
<i>Mark D. Menary, Bainbridge Fire Department</i>	<i>First Aid</i>
<i>Robert Magree, American Red Cross</i>	<i>First Aid</i>
<i>David Sage, Geauga County Health District</i>	<i>Health</i>
<i>Tamera Spencer, Geauga County Health District</i>	<i>Health</i>
<i>Gregory M. Kovalchick, Geauga Trumbull SWMD</i>	<i>Environmental</i>
<i>Michael M. Kasper, Geauga County Transit</i>	<i>Transportation</i>
<i>Casey McNicholas, KKR Incorporated</i>	<i>Transportation</i>
<i>Linda Burhenne, PIO / Geauga County</i>	
<i>Director Administrative Services</i>	<i>Media</i>
<i>Stephen T. Decatur, DO IT</i>	<i>Community Group</i>
<i>Kit R. Luoma, Citizen – Retired</i>	<i>Community Group</i>
<i>Ron Williams, Saint-Gobain Crystals</i>	<i>Industry</i>
<i>Mike Bell, ETNA Products, Incorporated</i>	<i>Industry</i>
<i>Jessica Boalt, Geauga County Aging</i>	<i>Community Group</i>

Commissioners' Journal
July 14, 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>Aye</i>

COUNTY ENGINEER'S OFFICE – UNIT PRICE CONTRACT – AERO-MARK, INCORPORATED – APPLICATION OF POLYESTER PAVEMENT MARKINGS

Deputy Engineer Nick Gorris asked the Board to execute the Contract with Aero-Mark for the annual application of pavement markings to various roads, adding that the bid had already been awarded.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Unit Price Contract with Aero-Mark, Incorporated for the Application of Polyester Pavement Markings, Geauga County, Year 2015 in the amount of \$215,215.00.

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

JOB AND FAMILY SERVICES – FAMILY FIRST MUTUAL FUNDING AGREEMENT

Executive Director Craig Swenson and Family First Council Member Nancy Seelbach asked the Board to execute the Agreement and continue to support the Family First Council, expressing that he felt the Board understood the importance of the commitment to the families in this county.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Geauga County Family First Council Mutual Funding Agreement between the Geauga County Board of Commissioners, the Geauga County Job and Family Services, the Geauga County Board of Developmental Disabilities, and the Geauga County Board of Mental Health and Recovery Services for funding of the Geauga County Family First Council for the period July 1, 2015 through December 31, 2015. This agreement commits the Board of County Commissioners to provide a support payment of \$20,434.00 from the General Fund.

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

JOB AND FAMILY SERVICES – RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN MILL LIMITATION AND REQUESTING CERTIFICATION OF THE COUNTY AUDITOR OF THE DOLLAR AMOUNT GENERATED

Mr. Swenson asked the Board to execute the first resolution for an additional .5 mill tax levy on the ballot in November and request the dollar amount that would be generated from the Auditor's Office. Mr. Swenson stated that this would be in addition to the current .7 mill levy that was last on the ballot in 2010. Mr. Swenson explained that this is not an easy thing to do, but that the balance in the PSCA Fund over the last three years has seen a loss of just short of \$2.1 million dollars due to continued costs largely out of their control, which include increased out of home placements. Mr. Swenson spoke about the fluctuation in the placement numbers and the costs per month. Mr. Swenson expressed that while he doesn't want to ask the voters to pay additional taxes, but this is the only way to be proactive regarding the costs that are coming, adding that if the PSCA fund balance becomes zero, that they will be coming to the Board asking to pay the costs out of the General Fund. Mr. Swenson noted the Chardon School shooting and the fallout from that event, along with the rise in the Heroin epidemic as a few of the reasons for the increases that they are seeing. Commissioner Claypool inquired about the impact to the General Fund if this levy fails. Mr. Swenson explained that the cost will come in a different way, and could result in staff layoffs, and a request for additional funding from the General Fund. Commissioner Rear expressed that the costs are not discretionary, they must be paid, and if the numbers continue to rise, the costs will also continue to rise. Mr. Swenson expressed that they have gone to the State and asked for an increase in funding to the Fund and it was denied. Issues are becoming more complex with the children, and now involve a lot more agencies for care than what has been previously provided. Discussion took place regarding the key driver being an increase in placements and if a court order is issued they must follow that order, adding that if they have been given enough time for an assessment to be done, then the cost at the

Commissioners' Journal
July 14, 2015

lowest end for a foster home placement will be around \$25.00 per day. If an assessment cannot be completed the highest end for cost will be placement in a facility that could be around \$450.00 a day. It was referenced that the overall costs for placement are averaging around \$100,000.00 a month, so that might be the impact on the General Fund per month if additional levy funding is not received. Mr. Swenson stressed that the most important things is that the child is safe and in a stable environment.

Mr. Claypool inquired if there could be a procedural recommendation for changes to the Court, to which Mr. Swenson expressed that both Mr. Taylor and himself have tried with no response, and given the multiple years of data, can't expect change. Mr. Swenson noted that they have been trying to use alternative response with the social workers, working proactively to help families deal with issues that might have previously resulted in children being taken away from their parents, to be ahead of and keep cases out of the court, using preventative services through contracts with Catholic Charities and Help Me Grow.

Representative of the Probate/Juvenile Court, Kimberly Laurie questioned Mr. Swenson on whether he is suggesting what the Judge has been doing is unnecessary. Discussion took place between Mr. Swenson and Ms. Laurie regarding assessment and placement of children through the Court system and the costs related to those placements.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-098 Declaring it Necessary to Levy an Additional Tax in Excess of the Ten Mill Limitation and Requesting Certification of the County Auditor of the Dollar Amount Generated, as Authorized by O.R.C. 5705.03, .07, .19, .191, .24, .25 and .26.

Board of County Commissioners, Geauga County, Ohio

Date: July 14, 2015

Resolution: #15-098

RESOLUTION NO. 15-098

**A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL
TAX IN EXCESS OF THE TEN MILL LIMITATION AND
REQUESTING CERTIFICATION OF THE COUNTY AUDITOR
OF THE DOLLAR AMOUNT GENERATED, AS AUTHORIZED BY
O.R.C. §§5705.03, .07, .19, .191, .24, .25 and .26**

The Board of County Commissioners of the County of Geauga, State of Ohio, met in regular session on the 14th day of July, 2015, commencing at 9 o'clock a.m. at the Chambers of the Geauga County Board of Commissioners, 470 Center Street, Building 4, Chardon, Ohio, with the following members present:

Walter M. Claypool Ralph Spidalieri Blake A. Rear

The Clerk advised the Board of County Commissioners that the notice requirements of R.C. 121.22 and the implementing rules adopted by the Board thereto were complied with for the meeting.

Commissioner Rear moved for the adoption of the following resolution:

WHEREAS, the Board of County Commissioners has determined that it is necessary to levy an additional tax outside the ten-mill limitation for the necessary requirements of the Geauga County Job and Family Services, Geauga County, Ohio.

Commissioners' Journal
July 14, 2015

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of the County of Geauga, State of Ohio, hereby certifies to the Geauga County Auditor this resolution requesting that the County Auditor certify to the Board of County Commissioners the total current tax valuation of Geauga County and the dollar amount of revenue that would be generated by an additional levy of five tenths (0.5) mills.

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Geauga County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy an additional tax in excess of the ten mill limitation for the benefit of the Geauga County Job and Family Services for the purpose of providing the Geauga County Job and Family Services with sufficient funds for providing preventative services to abused, neglected and abandoned children, for the care and placement of children in foster and adoptive homes by the Geauga County Job and Family Services and for any operating or capital improvement expenditure necessary for the support of children services and the care and placement of children, at a rate not exceeding five tenths (0.5) mills for each One Dollar (\$1.00) of valuation, which amounts to five cents (\$0.05) for each One Hundred Dollars (\$100.00) of valuation, for a period of five (5) years.

BE IT FURTHER RESOLVED that said levy shall be for a period of five (5) years and this levy is an additional levy of five tenths (0.5) mills to be placed upon the tax list of the tax year 2015 if a majority of the electors voting thereon vote in favor thereof at the general election on November 3, 2015.

Commissioner Spidalieri seconded the motion.

Upon roll call on the adoption of the resolution, the vote was as follows:

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

SHERIFF'S OFFICE – VOCA AND SVAA GRANT AWARD AND ACCEPTANCE FORM – REIMBURSEMENT FOR TRAINING EXPENSES

Sheriff Dan McClelland and Chief Deputy Scott Hildenbrand explained that the VOCA/SVAA grant award was for reimbursement for training for Robin Taylor and Tracy Jordan, relating to Victims of Crime investigations. Sheriff McClelland noted that the grant was for \$2,000.00, \$1,600.00 from the Attorney General with \$400.00 match portion from the law enforcement trust fund.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the VOCA and SVAA Grant Award and Acceptance Form (Grant #2015-VOCA-14590188) for reimbursement for training expenses in the amount of \$2,000.00 (\$1,600.00 Attorney General's Office, \$400.00 Federal Law Enforcement Trust).

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

Commissioners' Journal
July 14, 2015

SHERIFF'S OFFICE – AGREEMENT – ORANGE VILLAGE – BOARDING OF PRISONERS
Sheriff McClelland explained that this is another agreement for the Boarding of Prisoners with Orange Village as it relates to the closing of the Bedford Jail.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Agreement for Boarding of Prisoners By and Between the Geauga County Board of Commissioners and Orange Village.

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

COMMISSIONERS' OFFICE – UPDATE TO HOLIDAYS POLICY

Director of Administrative Services Linda Burhenne stated that the departments with twenty-four operations requested a change to allow the Director the discretion to choose the day the Holiday is observed in relation to overtime.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve the update to the Geauga County Personnel Policy and Procedure Manual, Holidays policy (Section 6.19) that will allow Directors of Departments with twenty-four (24) hour operations to determine on which day the holiday shall be observed.

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

COMMISSIONERS' OFFICE – RESOLUTION AUTHORIZING GEAUGA COUNTY TREASURER TO ACT ON THE COUNTY'S BEHALF WITH REGARD TO MUTUAL OF OMAHA POLICY

Assistant Prosecutor Laura LaChapelle explained that this resolution recognizes that the Treasurer is the beneficiary on the policy. Ms. LaChapelle apologized that this was not known when the settlement was first brought before the Board.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-099 Authorizing the Geauga County Treasurer to Act on the County's behalf with regard to Mutual of Omaha Policy No. UR3137009.

Board of County Commissioners, Geauga County, Ohio

Resolution: 15-099

Date: July 14, 2015

RESOLUTION AUTHORIZING THE GEAUGA COUNTY TREASURER TO ACT ON THE COUNTY'S BEHALF WITH REGARD TO MUTUAL OF OMAHA POLICY NO. UR3137009

WHEREAS, the Geauga County Treasurer is currently listed as the beneficiary of Mutual of Omaha Life Insurance Policy No. UR3137009 issued on behalf of the insured, Wanda K. Myers (hereinafter "Policy"); and

WHEREAS, Wanda K. Myers and the Geauga County Treasurer desire to change the Owner of the Policy from Wanda K. Myers to the Geauga County Treasurer and are submitting a Change of Ownership Form along with a copy of this Resolution to Mutual of Omaha to achieve that objective; and

WHEREAS, the Geauga County Board of Commissioners desire to authorize the Geauga County Treasurer to act on the County's behalf with regard to all matters set forth herein as well as any other matters that may arise with regard to said Policy

NOW THEREFORE, BE IT RESOLVED that the Geauga County Board of Commissioners hereby authorize the Geauga County Treasurer to act on the County's behalf with regard to any and all matters set forth herein as well as any other matters that may arise with regard to the Policy referenced herein.

Commissioners' Journal
July 14, 2015

BE IT FURTHER RESOLVED THAT this Resolution shall become a 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>Aye</i>

LIQUOR LICENSE – TAVERN CONCEPTS LLC D.B.A. CHESTERLAND TAVERN – CHESTER TOWNSHIP

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to concur with Chester Township Trustees in not requesting a hearing on the liquor license requested by Tavern Concepts LLC d.b.a. Chesterland Tavern 1st Floor, Basement, Patio and walk in cooler located at 8190 Mayfield Road, Chesterland (C TRFO 8815820-0010).

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

ACKNOWLEDGEMENTS

- a) The Monthly Financial Report from the County Building Department for the month of June, 2015.*
- b) A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the prisoner transport for the month ending June, 2015 as required by O.R.C. 325.07.*
- c) A letter received July 9, 2015 from the Probate/Juvenile Court regarding the request for FY2016 Appropriations.*

OTHER

The Board reviewed upcoming events.

MEETINGS

- Tue., 7/14 Portage Geauga Juvenile Detention Center, Board meeting, 1:30 p.m. in Geauga County*
- Tue., 7/14 Planning Commission meeting at 7:00 p.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street, Chardon*
- Mon., 7/20 Board of Revision, 9:00 a.m. Auditor's Office*
- Mon., 7/20 Family First Council, 2:00 p.m. at Job and Family Services*
- Tue., 7/21 The Commissioners will hold regular session at 9:00 a.m.*
- Thu., 7/23 The Commissioners will hold regular session at 6:30 pm.*
- Tue., 7/28 The Commissioners will hold regular session at 9:00 a.m.*

Commissioners' Journal
July 14, 2015

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to adjourn the meeting at 9:58 a.m.

Geauga County Board of Commissioners

Walter M. Claypool

Ralph Spidalieri

Blake A. Rear

Christine Blair, Commissioners' Clerk

Commissioners' Journal
July 14, 2015

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