

Commissioners' Journal
October 13, 2016

The Geauga County Board of Commissioners met in session on October 13, 2016 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.

MEETING MINUTES

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the minutes for the meeting of September 20, 2016.

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

**Commissioner Spidalieri was absent from this meeting.*

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the minutes for the meeting of September 27, 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>Aye</i>

APPROVE FINANCIALS

Budget and Finance Administrator II Anne Rasic explained the financials for today as including Cash Transfer from the Emergency Management Fund to the Building Improvement fund for facility improvements; Travel encumbrances for Auditor's Office and Job and Family Services; A purchase Order for \$22, 188.50 to Junction Auto for the Purchase of a 2016 Ram Promaster for Maintenance, and a contract for \$25,150.00 with Geauga Mechanical for Department of Emergency Services Central Plant control Replacement; Voucher payments of \$20,000.00 to Geauga County Agricultural Society for 2016 Funding, Payments of \$20,021.70 to Vista Solutions for Common Pleas Court for Annual Maintenance and Support, \$353,566.47 to Ronyak Paving for Engineering for Road Resurfacing, and \$141,488.00 to Whitworth Bus Sales for Transit Capital Fund; Revenue Certifications for Mental Health to better reflect 2016, and Community Development Block Grant Fund.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #16-140 itemizing the financials for the meeting of October 13, 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>Aye</i>

COMMISSIONERS' OFFICE- COUNTY ADMINISTRATOR'S REPORT

Deborah Ashburn, Acting Commissioners' Clerk read the following statement:

The Commissioners' Office will report on the items approved October 6, 2016 by the County Administrator, authorized by Resolution #16-097 under the direction and supervision of the County Commissioners that was approved July 12, 2016 pursuant to O.R.C. 305.30.

Mr. Lair stated that under the authority granted to him by the Board he approved the service contract agreement with Absolute Septic Pumping LLC to perform grease removal and maintenance of the Safety Center grease trap septic tank for 3 years (2016, 2017, 2018) in an amount not the exceed \$3,000.00.

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**PROSECUTOR'S OFFICE – APPLICATION OF PROSECUTING ATTORNEY –
APPOINTMENT OF LEGAL COUNSEL**

The Prosecutor's Office is requesting the Board approve and authorize the President of the Board to execute the Application of Prosecuting Attorney and Geauga County Board of Commissioners for Appointment of Legal Counsel.

Prosecutor Jim Flaiz noted that the previous request of appointing legal counsel was tabled last week to ensure more discussion with Attorney Tim Reid. Mr. Flaiz asked if there was a result to the discussion.

Commissioner Claypool stated that the recommendation from the attorney was to move forward with the hearing process. Commissioner Spidalieri interjected that he had an opportunity to talk with Mr. Reid which resulted in different options for the Commissioners. Mr. Spidalieri stated that he would rather be fiscally sound with tax dollars and rescind the motion of dismissal of the two parties and get back on track and take a fiscally responsible position. Commissioner Rear stated that the removal of Mental Health Board members would be a tremendous cost to tax payers if outside counsel was hired and he is not in favor of doing that. Mr. Claypool stated that the cost would come out of the Mental Health Board budget and there is an obligation of the Commissioners' Office to do their duty with the respect to the law that they are required to uphold.

Prosecutor Jim Flaiz rescinded his request as a result of the new motion proposed by the Board of Commissioners.

Motion: by Commissioner Spidalieri, seconded by Commissioner Rear to rescind the action to remove Mr. Cisan and Ms. Randazzo from their positions on the Geauga County Mental Health and Recovery Services Board.

<i>Roll Call Vote:</i>	<i>Commissioner Rear</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Claypool</i>	<i>No</i>

**DEPARTMENT ON AGING – ADAM VAN BOXEL – IN HOME SERVICES SUPERVISOR –
PAID ADMINISTRATIVE LEAVE**

Director Jessica Boalt requested a paid administrative leave for In Home Services Supervisor Adam Van Boxel. Ms. Boalt informed the Board that an audit was taken, and as a result a disciplinary hearing is necessary.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve the placement of Adam Van Boxel, In Home Services Supervisor on paid administrative leave effective October 6, 2016 until further notice.

<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>

**COMMUNITY AND ECONOMIC DEVELOPMENT – NOTICE OF AWARD TO PETERSEN
CONSTRUCTION AND CONTRACTING, INCORPORATED – ADA ENTRYWAY PROJECT –
GEAUGA COUNTY AIRPORT**

Assistant Program Administrator Kelly Conrad asked the Board for a notice of award for Petersen Construction and Contracting, Incorporated for the Geauga County Airport project.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to award the RFP (Request for Proposal) to Petersen Construction and Contracting, Incorporated for the Geauga County Airport ADA Entryway project under Grant #B-F-15-1AZ-1 in the amount of \$32,052.57 as they represented the lowest and best proposal, and further approve and authorize the President of the Board to execute the Notice of Award.

<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>

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COMMUNITY AND ECONOMIC DEVELOPMENT – HIRE JESSICA LANE – OFFICE COORDINATOR – (#1405)

Ms. Conrad asked for the Board's permission to hire Jessica Lane to the position of Office Coordinator.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve hiring Jessica Lane to the position of Office Coordinator (#1405) at the rate of \$13.57 per hour with a one year probationary period, which offer of employment is contingent upon the successful completion of the required pre-employment conditions, and will then be effective October 17, 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>Aye</i>

COUNTY HOME – RESIGNATION OF RUTH STEVENS – PART-TIME ATTENDANT

Director Karen DeCola asked the Board to accept the resignation of Ruth Stevens.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to accept the resignation of Ruth Stevens, Part-time Attendant to be effective October 27, 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>Aye</i>

COUNTY HOME – INCREASE POSTING OF PART-TIME ATTENDANT (#1504-1)

Ms. DeCola asked that the current posting for part-time attendant be increased.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to increase the current posting for Part-time Attendant (#1504-1) from one to three positions. These positions will remain posted until filled.

<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>

BOARD OF DEVELOPMENTAL DISABILITIES – CONTRACT MAINTENANCE FORM #1 – DECREASING CONTRACT WITH BUILDING TECHNICIANS CORPORATION – ROOF REPLACEMENT – BESSIE BENNER METZENBAUM CENTER – ADULT WORKSHOP AND ADMINISTRATION BUILDING

Manager of Business Operations Stephen Tucker explained this is the final change order for the 2014 Adult Workshop and Administration Building. Mr. Tucker stated that the project was wrapping up and was informed of a \$50,000.00 contingency. Mr. Tucker added that the original building had previous additions put on over time and the HVAC unit had been collecting water in many areas which caused several leaks and was awaiting repairs. Mr. Tucker explained that all repairs have been made and with the Board's approval they are now ready to finalize the project.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Contract Maintenance Form #1, decreasing the Contract with Building Technicians Corporation for the Roof Replacement project at Bessie Benner Metzenbaum Center, 2014 Adult Workshop and Administration Building in the amount of \$16,720.00.

<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>

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MAINTENANCE DEPARTMENT – AMEND MOTION – CORRECTING PROBATIONARY PERIOD – HANNAH GORTON

Director of Maintenance Glen Vernick asked that the probationary period for Hannah Gorton be changed from a one year to a 180 day probationary period, due to the fact that she has been a county employee for over a year.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to amend the motion from August 9, 2016 correcting the probationary period to read: approve the promotion of Hanna Gorton to the position of Full-time Office Coordinator #1914 to be effective August 15, 2016 at the rate of \$13.57 per hour with a 180 day probationary period.

<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>

MAINTENANCE DEPARTMENT – HIRE PATRICK VLACH AND DONALD WILK – MAINTENANCE WORKERS #1904

Mr. Vernick stated that the hiring of the following two Maintenance Workers will bring the department to a full staff.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve hiring Patrick E. Vlach to the position of Maintenance Worker (#1904) at the rate of \$13.57 per hour with a one year probationary period, which offer of employment is contingent upon the successful completion of the required pre-employment conditions, and will then be effective October 24, 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>Aye</i>

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve hiring Donald J. Wilk to the position of Maintenance Worker (#1904) at the rate of \$13.57 per hour with a one year probationary period, which offer of employment is contingent upon the successful completion of the required pre-employment conditions, and will then be effective October 24, 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>Aye</i>

TRANSIT DEPARTMENT – OHIO MOTOR FUEL TAX REFUND CLAIM

Mr. Lair stated that the quarterly refund motor fuel tax is ready to be filed.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the Ohio Motor Fuel Tax Refund Claim for Transit Buses for the period July 1, 2016 through September 30, 2016 in the amount of \$3,267.00.

<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>

DEPARTMENT OF WATER RESOURCES – CONTRACT AGREEMENT WITH PROCESS CONTROL SERVICES – ON-SITE PLC/HMI/SCADA – MCFARLAND WASTE WATER TREATMENT PLANT (WWTP)

Director of Water Resources Gerald Morgan asked for permission for the service contract of PCS for programming services at the McFarland plant be honored.

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Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve, initial and execute service Contract Agreement with PCS; Process Control Services to perform twenty –five days of on-site PLC/HMI/SCADA programming services for the McFarland Waste Water Treatment Plant (WWTP) for the period September 1, 2016 through August 31, 2017 in an amount not to exceed \$29,080.00 (\$7,270.00 Quarterly).

<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>

DEPARTMENT OF WATER RESOURCES – CONSTRUCTION PLANS – TOM’S FOOLERY DISTILLERY – SANITARY SEWER ONLY

Mr. Morgan asked that the construction plans for extension of a sewer line to Tom’s Foolery Distillery located off of Rapids Road in Troy be approved. Mr. Morgan explained that the distillery’s sanitary sewer service is 300-400 feet short of where the easement is located and needs to be extended. Mr. Morgan mentioned that the portion to be extended is in the 422 right-of-way and the county will then own it.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to accept and approve the Construction Plans for Tom’s Foolery Distillery for Sanitary Sewer construction only. The sanitary sewer will be installed to serve Tom’s Foolery Distillery by the developer under the inspection of Water Resources personnel. The sanitary sewer located along State Route 422 will be turned over to the County for ownership, operation and maintenance when the project is completed and the appropriate easements are granted.

<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 – MEMORANDUM OF UNDERSTANDING – GEAUGA SOIL AND WATER CONSERVATION DISTRICT – GEAUGA PLANNING COMMISSION – REGARDING THE OHIO LOCAL AGRICULTURAL EASEMENT PURCHASE PROGRAM (LAEPP) – FARMLAND PRESERVATION APPLICATION

Mr. Lair stated that the memorandum of understanding is between the Planning Commission, Soil and Water and the Board of Commissioners. Mr. Lair explained that the application allows the Commissioners to locally sponsor owned farm land preservation projects. Mr. Spidalieri thanked Director/Engineer Carmella Shale for taking the time and energy in doing the work for this particular project.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Memorandum of Understanding between the Geauga Soil and Water Conservation District, the Geauga County Planning Commission and the Geauga County Board of Commissioners Regarding the Ohio Local Agricultural Easement Purchase Program (LAEPP).

<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 authorize the President of the Board to execute the Ohio Department of Agriculture – Office of Farmland Preservation Application for Local Sponsor Certification.

<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>

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COMMISSIONERS' OFFICE – 2016-2017 NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) DUES

Mr. Claypool suggested that the dues be paid in order to maintain the ability to vote in the future.

Motion: by Commissioner Claypool, seconded by Commissioner Rear to approve and authorize payment to NOACA for 2016-2017 dues.

<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 – EXECUTIVE SESSION – DISCIPLINE OF A PUBLIC EMPLOYEE – JOB AND FAMILY SERVICES

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to move into Executive Session for the purpose of discussing the discipline of a public employee at the Department of Job and Family Services.

<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>

The Board went into Executive Session at 10:30 a.m. with Mr. Lair and Director Craig Swenson and returned at 10:41 a.m. and as a result the following action was taken.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to accept the disciplinary recommendation of the Director of Job and Family Services to suspend Michele Brentar, Eligibility Specialist II, for eight hours (1 working day) without pay for violation of Section 3 of the Geauga County Job and Family Services Personnel Policy and Procedure Manual for unsatisfactory job performance; non-completion of assigned duties and neglect of duty. And further approve and authorize the Board to execute the Order of Removal, Reduction, Suspension, Involuntary Disciplinary Separation form per O.R.C 124.34 for eight hours (1 working day).

<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) A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending December 23, 2015 as required by O.R.C. 955.12.*

OTHER

The Board reviewed upcoming events.

MEETINGS

Fri., 10/14 NOACA External Affairs 8:30 a.m., Policy 10:00 a.m., Planning and Programming 11:30 a.m.

Mon., 10/17 Family First Council, 1:30 p.m. Mental Health Offices

Tue., 10/18 The Commissioners will hold regular session at 9:00 a.m.

Thu., 10/20 Budget Hearing, 1:30 p.m.

Tue., 10/25 The Commissioners will hold regular session at 9:00 a.m.

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BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD

Motion: *by Commissioner Rear, seconded by Commissioner Spidalieri to adjourn the meeting at 10:43 a.m.*

Geauga County Board of Commissioners

Walter M. Claypool

Ralph Spidalieri

Blake A. Rear

~~*Deborah Ashburn, Acting Commissioners' Clerk*~~
Christine Blair, Commissioners' Clerk

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