

**Commissioners' Journal**  
**March 24, 2015**

*The Geauga County Board of Commissioners met in session on March 24, 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 9:03 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

*Outreach and Legislative Services Liaison, Perry Alexandrides from the Ohio Secretary of State's office introduced himself and offered contact information to them in case there was anything he could assist them with.*

**APPROVE MINUTES**

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

<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.*

**APPROVE FINANCIALS**

*Budget and Finance Manager Heidi Delaney explained the financials for today as including a Revenue De-Certification for the Board of Developmental Disabilities Residential Services Fund; an Appropriation transfer from Juvenile Court to move appropriations for appointed counsel fees to be paid by the Commissioners' Office and from the Contingency fund to return appropriations to the Sheriff's Office for web check expenses reimbursed and deposited into the General Fund; a Cash transfer out of the General Fund for the local match portion of reimbursement #5 for the FAA Grant #3-39-0054-1714; a purchase order for Kucera International Incorporated for aerial mapping for the Chardon Township – Henning Drive sewer project in the amount of \$18,900.00; Travel requests for the Office of Community and Economic Development, the Department of Job and Family Services, the Juvenile Court and the Recorder's Office; a payment to Itersource Corporation for the annual internet security contract for the ADP department in the amount of \$16,406.25; and payments to EnviroCom Construction for pay request #8 for Contracts A and B for the Department of Water Resources Thompson Township sewer project totaling \$185,342.62.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #15-033 itemizing the financials for the meeting of March 24, 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>

**DEPARTMENT ON AGING – APPROVE HIRING KRISTEN BIBBY – HOME DELIVERED MEALS AND VOLUNTEER COORDINATOR (#1010)**

*Director Jessica Boalt explained that Ms. Bibby has experience working at Kindred as a Director and Volunteer Coordinator, over seven years with seniors, and has a background in policy writing.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve hiring Kristen Bibby to the position of Home Delivered Meals and Volunteer Coordinator (#1010) to be effective April 6, 2015 at a rate of \$16.94 per hour. After the successful completion of a 180 day probationary period the rate will increase to \$17.83 per hour.*

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

**DEPARTMENT ON AGING – EXTEND PROBATIONARY PERIOD – BECKY O'REILLY – SITE COORDINATOR**

*Ms. Boalt stated that she would like to extend the probationary period for Becky O'Reilly.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve with consent of the employee, per Section 2.6 Probationary Period of the Geauga County Personnel Policy and Procedure Manual, to extend the probationary period of Becky O'Reilly, Site Coordinator an additional sixty (60) days, ending May 20, 2015.*

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

**BUILDING DEPARTMENT – AGREEMENTS – ARCHITECTURAL REVIEWS OF COMMERCIAL AND INDUSTRIAL STRUCTURES – JAMES R. DUBER, RICHARD J. SMITH AND L. NEAL HOFFMAN**

*Director Mike Mihalisin explained that these were annual agreements with Architects to do commercial plan reviews, noting that there was an increase in the hourly rate after many years at the same rate. Mr. Mihalisin stated that they have three agreements to cover vacations without holding up any plans.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Agreement with James R. Duber, Architect to perform architectural reviews for commercial and industrial structures for the period March 31, 2015 through March 31, 2016 at a rate of \$80.00 per hour.*

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

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Agreement with Richard J. Smith, Architect to perform architectural reviews for commercial and industrial structures for the period March 31, 2015 through March 31, 2016 at a rate of \$80.00 per hour.*

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

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Agreement with L. Neal Hoffman, Architect to perform architectural reviews for commercial and industrial structures for the period March 31, 2015 through March 31, 2016 at a rate of \$80.00 per hour.*

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

**OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT – OHIO COMMUNITY REINVESTMENT AREA PROGRAM PETITION – CREATE CRA ZONE IN PARKMAN TOWNSHIP**

*Director Anita Stocker presented a map showing the area that will be created with the CRA Zone in Parkman Township, adding that this is final step in the process. Ms. Stocker stated that the package will be sent to the State for approval and a number assigned. Ms. Stocker stated that then applications can begin to be accepted for review, with discussion about one business that is potentially interested. It was noted that this could be a great area to do this in, as a way to build up the area along State Route 422.*

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*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the Ohio Development Services Agency, Ohio Community Reinvestment Area Program Petition for Area Certification to create a CRA zone in Parkman Township.

<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 – ACKNOWLEDGE HIRE APPOINTMENTS**

*Human Resources Officer Donna Brown-Barrow briefly explained the qualifications of the new hire appointments, expressing that they were excited to have them and that all the positions were replacements.*

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to acknowledge the following new hire appointments by the Director of Job and Family Services as they have complied with the Board of Commissioners recruitment and hiring procedures:

<i>Kara Harrison, Eligibility Specialist II (replacement)</i>	<i>effective February 17, 2015</i>
<i>Cassondra Swaffield, Social Services Worker II (replacement)</i>	<i>effective February 17, 2015</i>
<i>Teri Couch, Eligibility Specialist II (replacement)</i>	<i>effective February 17, 2015</i>

<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 – ACKNOWLEDGE CHANGES TO O.R.C. 311.42 (B) FOR EXPANDED USE OF CONCEALED HANDGUN LICENSE FEES**

*Chief Deputy Scott Hildenbrand explained that there was a change in the O.R.C. regarding concealed carry license fees which allows for additional use of those funds that must be acknowledged by the Commissioners. There was a brief discussion on the fund continuing to grow with limited use, and that the change allows them to use the funds for training, range training and qualifications, with a possibility that they may be able to use it to purchase firearms.*

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to acknowledge changes to O.R.C. 311.42(B), effective March 23, 2015 in regards to the Sheriff's Office Concealed Handgun License Issuance Fund that allows for expanded use of concealed handgun licenses fees to defray costs associated with firearm safety education programs, firearm training or qualification programs.

<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 – SUBGRANT AWARD AGREEMENT – JAG LE GRANT – MDT REPLACEMENTS**

*Chief Deputy Hildenbrand explained that this is the final step for this grant to be used for MDT replacements in the cars. Chief Deputy Hildenbrand noted that the upgrades for the automatic license plate readers could not be done because they were not compatible.*

*Motion:* by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the Ohio Criminal Justice Services Subgrant Award Agreement (JAG-LE #2014-JG-LLE-5108) for MDT Replacement in the amount of \$7,535.20 (\$6,781.68 from the Office of Criminal Justice Services, \$753.52 local match from the Sheriff's Law Enforcement Trust). This grant is for the period February 1, 2015 through August 31, 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>

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**SOIL AND WATER CONSERVATION DISTRICT AND COUNTY ENGINEER – 2014 OHIO EPA NPDES PHASE 2, SMALL MS4 GENERAL PERMIT REPORT**

*Director / Engineer Carmella Shale from the Soil and Water Conservation District explained the Annual Report that must be submitted to the Ohio EPA by April 1<sup>st</sup>, which is a requirement for all of the minimum control measures that must be accomplished because the County, Chester, Bainbridge and Russell are MS4 communities. Ms. Shale stated that there are six minimum control measures that must be completed and reported on, as to what we did to accomplish those measures. Ms. Shale explained that control measures 1 and 2 are education pieces with public involvement, that includes education programs for adult, school, and scouting; control measure 3 is elicit discharge, detection, and elimination of any discharges going into roadside ditches or storm sewers in the county; control measures 4 and 5 are the construction components, that include all construction activities and inspections, along with post construction that includes catch basins. There was discussion about the basins in the phase 2 area built since 2003 that must be monitored ever year, all basins in the county are done every 3 years to make sure they are in working order, not clogged, or if any repairs need to be made. Ms. Shale explained that control measure 6 is good housekeeping of facilities, that include road garages for Townships and the County, to make sure spills are taken care of properly, safety training, and a best practice manual for road workers as a quick guide which will be completed soon. There was discussion about the control of the EPA, to which it was noted that Ms. Shale stated that they want compliance, explaining to residents that if they comply with what they need to do, the EPA will not bother them and they will eliminate issues. Ms. Shale explained that there is a lot of construction taking place, and she would like to continue to do what they are doing to continue to keep the State agencies happy. There was a brief discussion about any involvement with septic systems, to which the only measure is number 3 for the elicit discharge, and those are reviewed with a list sent to the Health Department for further investigation. Commissioner Claypool brought up a salt study that is being conducted that may instill new rules regarding the application of salt to the roads. Deputy Engineer Andy Haupt explained that the trucks are calibrated for metering of the amount of salt that is used on the roads, to which Ms. Shale added that the amount of use had dropped this year over the previous year in the county. There was a brief discussion on salt use, and the way they are measuring, which is probably not including the salt that is used by softener systems that also go through septic systems.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to review and acknowledge the Geauga County 2014 Ohio EPA NPDES Phase 2, Small MS4 General Permit Annual Report.*

<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 – AMEND MOTION TO CORRECT PAY RATE – MICHAEL K. KOSCHKI – PART-TIME DRIVER (#2210-1)**

*County Administrator David Lair explained that this is a minor salary adjustment to the rate of pay for Mr. Koschki, noting that when he was hired in July that rate was set at \$12.60 and should have been \$12.64 and will result in an adjustment to correct this change.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to amend the motion from July 29, 2014 correcting the rate of pay and to read: approve hiring Michael K. Koschki to the position of Part-time Driver (#2210-1) to be effective August 3, 2014 at a rate of \$12.64 per hour. After the successful completion of a 1,000 hour probationary period the rate will increase to \$13.30 per hour.*

<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 – ADOPT UPDATED FAMILY MEDICAL LEAVE ACT (FMLA) DESIGNATION NOTICE / EMPLOYER RESPONSE FORM**

*Mr. Lair explained that this is a minor language change to make it consistent.*

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*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and adopt the updated Family Medical Leave Act (FMLA) Designation Notice / Employer Response to Employee Form in the Geauga County Personnel Policy and Procedure Manual to be effective March 24, 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>

**COMMISSIONERS' OFFICE - GEAUGA GROWTH PARTNERSHIP**

*Commissioner Spidalieri expressed concern that he had been contacted by a resident regarding a list of businesses that they feel the County contributes funding to and asked if the County is paying a membership to the Geauga Growth Partnership, that it could be a double contribution. Commissioner Rear stated that those businesses are members and pay membership dues that work to provide training, that they offer a youth internship program and try to bring business to the area. It was noted that the dues are based on the business or organizations' gross sales. Mr. Spidalieri stated that he felt the partnership does a great job, that they offer great training programs, but that it was presented to him as a double funding that he feels they need to look into. Mr. Claypool added that he had spoken with Mr. Jemison and that he has seen some of the results, agreeing that we want to promote business in the county, but expressed concern that a county political organization is adding bias to the system, noting a recent zoning issue in Bainbridge, along with several Amish businesses being sought to be pushed to become members. Mr. Spidalieri added that this is an organization supported by business with no government, now with organizations that are supported by county funding. Mr. Rear expressed additional information about the zoning issue in Bainbridge that involves CedarFair and the type of zoning allowed for their parcel of land.*

*Local resident Ven Paletto inquired if the Geauga Growth Partnership was a non-profit agency, to which it was noted that they are indeed a 501C3.*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to discuss the 2015 membership in the Geauga Growth Partnership and the dues in the amount of \$2,500.00.*

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

**COMMISSIONERS' OFFICE – PLANNING COMMISSION**

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to appoint Cathy Cotman to the Planning Commission to fill the vacant position of Margaret Muehling for a three year term ending December 31, 2017.*

<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 Commissioners' Office is requesting the Board appoint a member to the Planning Commission to fill the vacant position of Tracy Engle for a three year term ending December 31, 2017.*

*No motion was ever made on this item, it was noted that additional applications were to be received from several Amish community members interested in serving on the Commission. Mr. Rear inquired as to the reason by Mr. Engle was not being re-appointed to which it was discussed that the Board personally did not know Mr. Engle and at this time no member was being appointed. Mr. Claypool added that he would like to see more diversity and a representative from the Amish Community, and that over the years he has seen the same things being approved and would like to see a fresh set of eyes look at what is being approved. Mr. Rear added that replacing people just to do it can often be a dangerous road to travel when you don't know the person you are trying to replace, to which Mr. Spidalieri agreed that it is a valid point, but unfortunately term lengths and limits are often the hard part, because they often don't give other individuals the chance to serve if they are continually re-appointing the same individual. Mr. Claypool added that you can see what has been happening on that Board over the years and the outcomes and interaction he does not like and would like to see individuals to*

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*pay attention and ask hard questions and make better decisions, adding that it was his mindset and opinion. Mr. Rear disagreed with the statement of wanting better outcomes being subjective, that it was his opinion, not necessarily better outcomes for the county. Mr. Claypool responded by saying that when he looks at Chester zoning that he wants to see outcomes different than what he has been seeing, adding that he disagrees with the rubber stamping he has been seeing at meetings, that when you have a robust conversation you often have different thought processes. Local resident Dal Lanese inquired about how long Mr. Engle served on the Board and if they are paid positions, to which the Board did state he has served but it was not known how long and that this is a volunteer position. Local resident Walter Leagan added that the only thing that is constant is change. Mr. Spidalieri added the idea of having a combination meeting with the Planning Commission meeting on the same night as a way to have additional people to attend the meeting might be a good idea. Mr. Rear stated that at the end of the day the goal is to make the county better.*

**EVENING MEETING – THURSDAY, MARCH 26, 2015**

*Mr. Claypool noted that the Board was having their evening meeting Thursday in the Building #8 meeting room to have a discussion on the current and upcoming septic system laws that will include a presentation by Health Commissioner Bob Weisdack. There was a brief discussion about the two bills being presented by Senator John Eklund and a companion bill by Sarah LaTourette and John Patterson, noting that there is a difference of opinion on what is considered a 'failure' and the requirement for replacement, with concern over the percentage of failures and requiring everyone to go to the State system.*

**COMMISSIONERS' OFFICE – EXECUTIVE SESSION**

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to move into Executive Session for the purpose of discussing the compensation of public employees.*

<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 returned from Executive Session at 11:38 a.m. and as a result the following actions were taken:*

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve a general single step increase for eligible non-bargaining unit employees under the hiring authority of the Board of Geauga County Commissioners, with the exception of the Department of Job and Family Services, effective with 2015 payroll number seven (7).*

*This increase does not currently apply to unclassified employees with under six months of service.*

*This increase does not apply to employees serving a probationary period, until the satisfactory completion of their 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>

*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve a merit increase for Linda Burhenne to Grade 15, Step 4 on the Geauga County Executive Pay Table, effective with payroll number seven (7).*

<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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*Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve a merit increase for Anita Stocker to Grade 15, Step 9 on the Geauga County Executive Pay Table, effective with payroll number seven (7).*

<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 March 11, 2015 as required by O.R.C. 955.12.*
- b) A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the inmate meals for the month ending February, 2015.*

**OTHER**

*The Board reviewed upcoming events.*

**MEETINGS**

*Thu., 3/26 The Commissioners' will hold regular session at 6:30 p.m.*

*Mon., 3/30 Board of Revision, 9:00 a.m. Auditor's Office*

*Tue., 3/31 The Commissioners' will hold regular session at 9:00 a.m.*

*Tue., 3/31 State Auditor's Pre-Engagement Meeting regarding the 2014 Audit*

*Wed., 4/1 Child Abuse Prevention month Kick-Off, 11:30 a.m. at JFS*

*Tue., 4/7 The Commissioners' will hold regular session at 9:00 a.m.*

*Wed., 4/8 Geauga County Township Association Dinner meeting, 6:30 p.m. Ledgemont School Cafeteria*

*Fri., 4/10 NOACA, External Affairs 8:30 a.m., Policy 10:00 a.m., and Planning & Programming 11:30 a.m.*

*Tue., 4/14 The Commissioners' will hold regular session at 9:00 a.m that includes a presentation by Destination Geauga (Gauga Tourism)*

*Tue., 4/14 Planning Commission meeting at 7:00 p.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street, Chardon*

*Wed., 4/15 County Budget Summit, 8:30 a.m. Building #8 meeting room*

*Mr. Lair noted that the Pre-Engagement meeting is held annually with the Auditor of State and the Auditor's office to review the audit. The meeting will be held following the Commissioners' meeting and per the section of ORC is it not a violation of the sunshine law.*

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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 11:41 a.m.*

*Geauga County Board of Commissioners*

\_\_\_\_\_  
*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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