

Commissioners' Journal
October 7, 2014

The Geauga County Board of Commissioners met in session on October 7, 2014 at 10:00 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 10:02 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

**Commissioner Samide was absent from today's meeting.*

FINANCIALS – SEPTEMBER 25, 2014

The Commissioners' Office reported on financials from September 25, 2014, Resolution #14-152, as a Revenue Certification for the Transit Department for CORSA insurance reimbursement for bus damage; Appropriation transfers for the Juvenile Court for salary increases and the Transit Department for additional appropriations for fuel purchases; a Supplemental appropriation for the Pretrial Release Supervision fund for unspent grant funds for SFY 2014; Cash transfers out of the General Fund for portions of 2014 funding for the Sheriff's 800 Communications and 911 Program operating funds; a Contract with Tyco Integrated Security LLC for the purchase and installation of video recording system at the Safety Center for the maintenance department in the amount of \$29,860.00; Travel requests for the Common Pleas Court, Job and Family Services, and the Probate Juvenile Court; payment #2 to EnviroCom Construction, Incorporated for the Thompson Sewer Project Contract "B" project for Community Development in the amount of \$130,826.14; a payment to Infinity Paving Company for the Geauga County Fairgrounds Sidewalk and Parking Facilities Improvement Project for Community Development in the amount of \$62,540.00; a payment to Geauga Mechanical Company for the purchase of a ten ton split unit for the data center in the amount of \$24,500.00; and a payment to Spillman Technologies for the 911 CAD annual maintenance contract in the amount of \$95,939.00, as approved by the County Administrator pursuant to the motion approved January 16, 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 2014, as authorized by O.R.C. 305.30.

FINANCIALS – SEPTEMBER 30, 2014

The Commissioners' Office reported on financials from September 30, 2014, Resolution #14-153, as a Supplemental appropriation for Water Resources for the implementation of the technical wage scale, union wage increases and increased Overtime and materials and advertising costs; an appropriation transfer to return appropriations to the Sheriff's Office for web check and other expenses reimbursed and deposited into the General Fund; a Cash transfer out of the General Fund for 2nd and 3rd quarter portion of payroll funding for the Office of Community and Economic Development; a Purchase order for Lebanon Ford for the State Bid purchase of a 2014 Ford SUV for the Department of Emergency Services in the amount of \$23,966.80; Travel requests for the Common Pleas Court, the Department of Job and Family Services, and the Recorder's Office; Pay request #12 to Gottschalk Building Company for the Bessie Benner Metzenbaum Center Residential Remodel/Downsizing project in the amount of \$87,731.00; a payment to Ravenwood Mental Health Center for the 4th quarter 2014 Youth Center funding in the amount of \$104,105.01; a payment to the Portage Geauga Juvenile Detention Center for the 4th quarter 2014 in the amount of \$113,170.00; and a payment to GPD Associates for engineering services for the Troy Oaks Wastewater Treatment Plant conversion for the Department of Water Resources in the amount of \$25,561.45, as approved by the County Administrator pursuant to the motion approved January 16, 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 2014, as authorized by O.R.C. 305.30.

FINANCIALS – OCTOBER 2, 2014

The Commissioners' Office reported on financials from October 2, 2014, Resolution #14-154, as a Revenue Certification for the Building Standards Assessment fund; and a Supplemental

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appropriation for the Sheriff's Office Fair Rotary fund in order to post payroll, as approved by the County Administrator pursuant to the motion approved January 16, 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 2014, as authorized by O.R.C. 305.30.

APPROVE MINUTES

Motion: by Commissioner Spidalieri, seconded by Commissioner Rear to approve and execute the minutes for the meeting of September 9, 2014.

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

Motion: by Commissioner Spidalieri, seconded by Commissioner Rear to approve and execute the minutes for the meeting of September 11, 2014.

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

Motion: by Commissioner Spidalieri, seconded by Commissioner Rear to approve and execute the minutes for the meeting of September 16, 2014.

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

APPROVE FINANCIALS

Budget Officer Katie Schaab explained the financials for today as including a Supplemental Appropriation for Job and Family Services for placement costs; an Appropriation transfer to Maintenance for an upgrade to the UPS system in the Safety Center; a Cash transfer out of the General Fund to fund liability insurance for 2014; a Contract for the Geauga Airport Authority for the FAA Project #3-39-054-017-2014 to install obstruction light on existing stack and conduct aeronautical survey in the amount of \$90,500.00; Travel requests for the Common Pleas Court, Community Development and Public Defender; a payment to Lakeland Management Systems for the Engineer's new office building in the amount of \$40,000.00; a payment to Byers Chevrolet for the state bid purchase of (4) 2014 Impalas for the Sheriff's Office in the amount of \$87,642.40; and a payment to Trapeze Software for the software maintenance contract for the Transit Department in the amount of \$22,597.00.

Motion: by Commissioner Spidalieri, seconded by Commissioner Rear to approve and execute Resolution #14-155 itemizing the financials for the meeting of October 7, 2014.

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

COUNTY AUDITOR AND COUNTY TREASURER – MONTHLY STATEMENT COUNTY FINANCES – JULY 2014 AND AUGUST 2014

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to accept, execute and file the monthly Statement of County Finances filed by the County Auditor for the month of July, 2014 pursuant to O.R.C. 319.15.

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

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to accept, execute and file the monthly Statement of County Finances filed by the County Auditor for the month of August, 2014 pursuant to O.R.C. 319.15.

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Roll Call Vote: *Commissioner Samide* *Absent*
 Commissioner Rear *Aye*
 Commissioner Spidalieri *Aye*

Motion: *by Commissioner Rear, seconded by Commissioner Spidalieri to accept, execute and file the monthly Statement of County Finances filed by the County Treasurer for the month of July, 2014 pursuant to O.R.C. 319.15.*

Roll Call Vote: *Commissioner Samide* *Absent*
 Commissioner Rear *Aye*
 Commissioner Spidalieri *Aye*

Motion: *by Commissioner Rear, seconded by Commissioner Spidalieri to accept, execute and file the monthly Statement of County Finances filed by the County Treasurer for the month of August, 2014 pursuant to O.R.C. 319.15.*

Roll Call Vote: *Commissioner Samide* *Absent*
 Commissioner Rear *Aye*
 Commissioner Spidalieri *Aye*

DEPARTMENT ON AGING – ADVERTISE BIDS – ELDERLY NUTRITION PROGRAM – GEAUGA RESIDENT AGE 60 AND OVER

Director Jessica Boalt explained that the contract for Home Delivered and Congregate Meals expires in December and they would like to go to bid.

Motion: *by Commissioner Rear, seconded by Commissioner Spidalieri to grant permission to advertise for bids for the Elderly Nutrition Program for Geauga County Residents Age 60 and over, to be held Wednesday, October 29, 2014 at 2:00 p.m. Notice of this bid opening will be advertised on October 9, 2014 and on the county website.*

Roll Call Vote: *Commissioner Samide* *Absent*
 Commissioner Rear *Aye*
 Commissioner Spidalieri *Aye*

AIRPORT AUTHORITY – ACKNOWLEDGE AND APPROVE REIMBURSEMENT REQUEST #1 – FAA PROJECT 3-39-0054-017-2014

Business Manager Patty Fulop explained that they would like the Board to acknowledge that they have electronically submitted reimbursement #1 for Engineering services in the amount of \$12,500.00, noting that \$11,250.00 is the FAA portion with \$1,250.00 as the local match.

Motion: *by Commissioner Rear, seconded by Commissioner Spidalieri to acknowledge and approve Reimbursement Request #1 for FAA Project #3-39-0054-017-2014 in the amount of \$12,500.00 (\$11,250.00 FAA portion and \$1,250.00 local match).*

Roll Call Vote: *Commissioner Samide* *Absent*
 Commissioner Rear *Aye*
 Commissioner Spidalieri *Aye*

Commissioner Rear asked about the ongoing issue regarding light poles and electrical wires at the airport, to which Ms. Fulop stated that the Prosecutor is researching paperwork on when poles were replaced in order to know what is the airport's responsibility. There was some discussion about trees that also will need to be removed that currently are taller than the poles in place. Ms. Fulop stated that the Airport Board is looking to work with several families and replacing trees that will have to be removed and that they will lose a majority of the trees on their property.

DEPARTMENT OF EMERGENCY SERVICES – APPLICATION FOR APPOINTMENT – MICHAEL KASPER - STATE EMERGENCY RESPONSE COMMISSION (SERC)

Deputy Director of Planning Tara Vargovich stated that they would like permission to submit Michael Kasper's name and application for appointment to the State Emergency Response Commission to serve on the Local Emergency Planning Committee.

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Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the application for appointment for Michael Kasper to the State Emergency Response Commission (SERC) for appointment to the Geauga County Local Emergency Planning Committee (LEPC) for the period ending August 14, 2015.

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

COUNTY ENGINEER'S OFFICE – CHANGE ORDER #1 – FINAL – DECREASE CONTRACT – RONYAK PAVING, INCORPORATED – WIDEN AND RESURFACE WOODIN ROAD

Administrator Frank Antenucci stated that this change order is for Ronyak Paving, Incorporated for the resurfacing of Woodin Road and that it came in under by just over \$10,000.00.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Change Order #1 and Final, decreasing the Contract with Ronyak Paving, Incorporated for the Widening and Asphalt Resurfacing of Woodin Road (CH 25) in Chardon and Hambden Townships in the amount of \$10,083.73.

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

COUNTY ENGINEER'S OFFICE – CHANGE ORDER #1 FINAL – INCREASE CONTRACT – BURTON SCOT CONTRACTORS, LLC – IMPROVEMENTS AT CULVERTS ON RAVENNA ROAD

Mr. Antenucci stated that the change order for Burton Scot Contractors, LLC for the improvements to the Culverts on Ravenna Road is for overages just over \$3,000.00.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Change Order #1 and Final, increasing the Contract with Burton Scot Contractors, LLC for the Improvements at Culverts (#601-0.20 and #601-2.28) on Ravenna Road in Chardon Township in the amount of \$3,240.00.

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

MAINTENANCE DEPARTMENT – CHANGE ORDER #1 – INCREASE CONTRACT – BURTON CARPET SHOPPE – INSTALL CARPET AT JOB AND FAMILY SERVICES

Director Glen Vernick explained that this change order was due to a charge for \$1,000.00 for the work being performed overnight. Mr. Vernick stated that the project was completed early and the contractor did a very good job. Commissioner Spidalieri inquired about where the cost of the project compared with the \$1,000.00 difference in the contract amount in relation to the other quotes received, to which Mr. Vernick stated that the lowest vendor had called and stated that they were going out of business and the next one was much higher.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Change Order #1, increasing the Contract with Burton Carpet Shoppe, Incorporated for Carpet Installation at Job and Family Services in the amount of \$1,000.00.

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

SHERIFF'S OFFICE – OHIO OFFICE OF CRIMINAL JUSTICE SERVICES QUARTERLY SUBGRANT REPORT – #2013-JG-LLE-5108

Sheriff Dan McClelland stated that they were asking the Board to execute the quarterly subgrant report for the second grant that has been used to acquire MDT's (Mobile Data Terminals) as we work to replace those units with new technology. Sheriff McClelland noted that the local match for this grant is paid from the Law Enforcement Trust fund.

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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 Office of Criminal Justice Services Quarterly Subgrant Report (#2013-JG-LLE-5108) for the period ending August 31, 2014 in the amount of \$6,281.20.

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

TRANSIT DEPARTMENT – OHIO MOTOR FUEL TAX REFUND CLAIM

County Administrator David Lair explained that this is the quarterly Ohio Motor Fuel Tax Refund Claim for the period July 1st through September 30th, 2014.

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, 2014 through September 30, 2014 in the amount of \$2,706.21.

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

WATER RESOURCES – FINAL PLAT – SANITARY SEWER AND WATERLINE EASEMENT – FOREST RIDGE LANDING SUBDIVISION

Assistant Sanitary Engineer Gerald Morgan explained that this is for Forest Ridge Landing, which is a five lot subdivision off of Lookout Drive in the Canyon Lakes Development. Mr. Morgan noted that this plat approves those five lots, but also the sanitary sewer as there is no waterline because they will tie directly into the existing waterline. Mr. Spidalieri asked Mr. Morgan to show the Board on the plat map where they will be located. Mr. Morgan stated that originally this was named Overlook Landing and was changed due to there already being an Overlook Drive in Lake Lucerne in Bainbridge and to avoid confusion. There was a brief discussion on there being no effect on capacity as this was all included in the original agreement for Canyon Lakes.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Final Plat of Sanitary Sewer and Waterline Easements for the Forest Ridge Landing Subdivision in the Canyon Lakes Development in Bainbridge Township.

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

WATER RESOURCES – FINAL PLAT – SANITARY SEWER AND WATERLINE EASEMENT – GATES LANDING SUBDIVISION

Mr. Morgan stated that this is for Gates Landing, which is a larger subdivision and construction has been completed, so this plat divides the sub lots, noting that both water and sewer are in the ground and have been approved by the department.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute the Final Plat of Sanitary Sewer and Waterline Easements for the Gates Landing Subdivision in Canyon Lakes Development in Bainbridge Township.

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

WATER RESOURCES – RECLASSIFY ROBERT TROPF – TEMPORARY PART-TIME SEASONAL (#0101)

Mr. Morgan stated that Mr. Trof has been working as a Full-time Summer Help and is able to continue working while going to school. Mr. Morgan stated that he has been a great help at the McFarland plant and they would like to reclassify him to the Temporary Part-time Summer Help.

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Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to reclassify Robert Tropf from Full-time Summer Help (#0101) to Temporary Part-time Seasonal Help (#0101) at a rate of \$8.25 per hour to be effective October 1, 2014 through December 31, 2014 for up to thirteen weeks (maximum 360 hours).

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

COMMISSIONERS' OFFICE – UPDATED APPLICATION TO PERMIT USE OF COUNTY CREDIT CARDS - TRANSIT

It was noted that the forms needed to be updated due to personnel changes in the department.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the updated Application for Authorization to Permit the Use of County Credit Cards form (Personnel Policy 7.11 form - ORC 301.27) for the Transit Department for the Geauga Credit Union Visa and Staples card for Mike Kasper, Jack Jackson and Kate Weybrecht.

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

COMMISSIONERS' OFFICE –UPDATE ACCOUNTING FORMS AUTHORIZATION FORM – TRANSIT

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the updated Accounting Forms Authorization Form for the Transit Department.

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

COMMISSIONERS' OFFICE –UPDATE ACCOUNTING FORMS AUTHORIZATION FORM – ARCHIVES AND RECORDS CENTER

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the updated Accounting Forms Authorization Form for the Archives and Records Center.

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

COMMISSIONERS' OFFICE – UPDATE ACCOUNTING FORMS AUTHORIZATION FORM – COMMISSIONERS' OFFICE

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the updated Accounting Forms Authorization Form for the Commissioners' Office.

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

COMMISSIONERS' OFFICE – UPDATE PAYROLL AUTHORIZATION FORM – COMMISSIONERS' OFFICE

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the updated Payroll Authorization Form for the Commissioners' Office.

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

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COMMISSIONERS' OFFICE – RESOLUTION – AFFORDABLE CARE ACT (ACA)
PROCEDURE AND POLICY FOR GEAUGA COUNTY

Human Resources Specialist Kathy Hostutler explained that as a requirement of the Affordable Care Act that was passed March 23, 2010, we are required to adhere to the policy of employees that average thirty or more hours per week during a measurement period must be offered healthcare. Ms. Hostutler stated that this becomes effective January 1, 2015 and in good faith this resolution is intended to show that the County will be adhering to this policy and establishing the look back measurement period, stability period and administrative period that are required.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute Resolution #14-156 Affordable Care Act (ACA) Procedure and Policy for Geauga County.

Board of County Commissioners, Geauga County, Ohio

Resolution: #14-156

Date: October 7, 2014

AFFORDABLE CARE ACT (ACA) PROCEDURE AND POLICY

WHEREAS, the Affordable Care Act (ACA) was established in 2010 and includes several employer mandates related to health insurance coverage and employee eligibility; and

WHEREAS, one of those mandates becomes effective on January 1, 2015 and requires an employer to provide insurance to full-time employees or pay a penalty; and

WHEREAS, employers must establish a "Look Back" period as a time to measure average hours per week of its employees in order to determine an employee's full-time or part-time status under the ACA; and

WHEREAS, Geauga County's definition of a full-time employee is one who works thirty-five (35) or more hours per week and the ACA definition of a full-time employee is one who works an average of thirty (30) or more hours per week during the Look Back Period; and

WHEREAS, many part-time employees work in Geauga County's various offices and the addition of a large number of previously ineligible part-time employees to the health care roll would impact Geauga County's health insurance costs.

NOW, THEREFORE, BE IT RESOLVED that Geauga County establishes the following Look-Back Measurement Period, Look-Back Administrative Period and Standard Stability Period with regard to all current ongoing employees in 2014:

- a. The County establishes a seven (7) month Look-Back Measurement Period for current ongoing employees. The period will be from March 30, 2014 through October 25, 2014.*
- b. The Look-Back Measurement Period will be the period during which the hours of existing employees are evaluated due to the new rules which become effective January 1, 2015.*
- c. The Look-Back Administrative Period allows for determining who is, and who is not, eligible for the Health Plan, and will run from October 26, 2014 through December 31, 2014.*
- d. The County also establishes a twelve (12) month Standard Stability Period for current ongoing employees. The Standard Stability period for current ongoing employees will start on January 1, 2015 and end on December 31, 2015.*

BE IT FURTHER RESOLVED that Geauga County establishes the following Standard Measurement Period, Standard Administrative Period and Standard Stability Period with regard to all current ongoing employees in 2015:

- a. The Standard Measurement Period will be from the beginning of Payroll period #23 in 2014 through the end of Payroll period #21 in 2015.*
- b. The Standard Administrative Period will run from the day following the last day in the 21st payroll period through December 31, 2015.*

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- c. *The Standard Stability Period will be from January 1, 2016 until December 31, 2016.*

BE IT FURTHER RESOLVED that Geauga County also establishes Standard Periods to be applied and continue annually thereafter. The County establishes the following Standard Measurement Period, Standard Administrative Period and the Standard Stability Period:

- a. *The Standard Measurement Period will be from the end of the 23rd Payroll period in each year through the end of the 21st Payroll period in the following calendar year.*
- b. *The Standard Administrative Period will run from the day following the last day in the 21st payroll period through December 31.*
- c. *The Standard Stability Period is from January 1st through December 31st every year.*

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

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

COMMISSIONERS' OFFICE – MANAGEMENT CONSULTANT AGREEMENT – CLEMANS NELSON AND ASSOCIATES, INCORPORATED – MAINTENANCE DEPARTMENT

Mr. Lair stated that this is to do the management review for the Maintenance Department. It was noted that this is the third department under the Commissioners' hiring authority and that Clemens Nelson waived administrative costs.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve and execute a Management Consultant Agreement with Clemans, Nelson and Associates, Incorporated to provide management and/or fiscal consulting services in labor, employment, and other areas as requested for a departmental analysis study of the Maintenance Department for the period of one year in an amount not to exceed \$7,000.00.

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

COMMISSIONERS' OFFICE – ACKNOWLEDGE RESOLUTION FROM MONTVILLE TOWNSHIP PETITIONING THE BOARD TO VACATE THE EASEMENT UPON A PORTION OF WOODHILL ROAD – RESOLUTION OF CONVENIENCE AND NECESSITY FOR THE VACATION OF A PORTION OF WOODHILL DRIVE TO SET A PUBLIC HEARING

Deputy Engineer Andy Haupt explained that the Township requested the vacation of the extension from the temporary cul de sac of Woodhill Drive, which is a highway easement over the sub lots. Mr. Haupt stated that the vacation of the easement is for approximately 177 feet from the temporary cul de sac that will become the permanent cul de sac and the abutting property owners that include the owners of sub lot #18 and #19 along with the large parcel at the end all to have access to the cul de sac, noting that this is currently the approach they intend to take. Mr. Haupt stated that they had traced the survey, prepared the vacation of the easements for #18 and #19 and are working on the Engineer's report for the hearing. Mr. Spidalieri asked to help them understand, that when this is vacated the sixty feet width of the current Woodhill Drive extension from the cul de sac will be split how? Mr. Haupt stated that it reverts back to sub lot #18 and #19 because it is a highway easement over private property. Mr. Spidalieri stated that the issue at the table today is regarding a lot that is somewhat landlocked, known as the Byler Property, inquiring where the current access to this property is from, to which it was noted that it has access from Clay Street but abuts to sub lot #18 and #19 off Woodhill Drive. Mr. Haupt stated that currently the Byler property has access off the extension of Woodhill due to the highway easement, but when that is vacated there will be no transfer of land from the Commissioners to the sub lots because sub lot #18 and #19 own to the centerline of the right of way. The sub lots maintain access to the cul de sac and the Byler property maintains access but not public access. Mr. Spidalieri asked why if this was planned to done, why the Board would want to vacate this and rather just have Montville provide access to the lot of what was originally to be established? There was some discussion about the appearance of future

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development, and why Montville Township would want to vacate this and what the advantage of doing such and the easement and right of way to the Byler property be in place to have access without putting a long driveway for access in place. Mr. Spidalieri asked where the Board stood with the Township and having them put something in place. Mr. Haupt stated that the direction of the request by the Township is to vacate, the flip side of that is to improve it but it would have to be built to current subdivision standards which are extensive as well. Commissioners' Clerk Christine Blair stated that what is before the Board today is to acknowledge receipt of the petition by Montville Township and a resolution of convenience and necessity that sets a Public Hearing for discussion. Ms. Blair noted that there is a time period before the sixty day requirement of a decision. Mr. Spidalieri and Mr. Rear stated that they needed more information. Mr. Haupt stated that the long object currently seen on the approximate 177 feet easement is a path. Mr. Haupt stated that there is no transfer of property with the vacation, it is just the extinguishment of the highway easement over the private property of sub lot #18 and #19, which access is maintained by the property owners privately noting that in the ORC there is a statement regarding access for utilities and maintenance of those utilities. Mark Dolezal from MD Realty that represents the property owner and the buyer for the property and argued that vacation of the easement is a devaluation of the property. Mr. Dolezal stated that he felt it was put in for future development and that the buyer wishes to develop that adjacent parcel and went to Montville Township to inquire about the assurance of access, at which point it was then stated that they needed to vacate it. Mr. Rear inquired if the buyer's intent is to divide and put in homes, to which Mr. Dolezal clarified that the buyer plans to put in one home stating that the access from Clay Street is not feasible access due to wetlands and swamp area. Mr. Spidalieri inquired if Planning Director Dave Dietrich had been involved in the original plat of the property, to which Mr. Dietrich responded that it was for potential future development, adding that it is unique because sub lots go to the edge of the road right of way and in sub lot #18 and #19 they hold title to the centerline, so what is being considered would be to vacate the right of way easement. There will be no change in the acreage. Mr. Spidalieri stated that he was concerned that the access off Clay Street to the Byler property would be through a swamp and costly to reach the property, with the best access off Woodhill Drive, asking where does a buyer stand for down the road rights and the consideration of abandoning this right of way makes him uncomfortable. There was discussion about the property owners currently owning the property to the centerline and that it could pose problems down the road. It was noted that there is no decision to be made today, that there will be more information presented at the hearing.

Prospective buyer of the property Keith Keikal stated that he had spoken with Montville Township zoning and they also require 80 feet of frontage on the cul de sac, adding he understood that the street was to be continued and have another cul de sac put in to have access to the property because Clay Street is not a viable access to the property. Mr. Spidalieri inquired if a viewing was required and when the public hearing was scheduled for, to which it was indicated that there is no requirement of a viewing and that the public hearing is tentatively set (to be set in place with approval) for Tuesday, October 28th at 10:30 a.m. Mr. Rear inquired about the size of the Byler property to which it was noted that it is 38.77 acres. Mr. Dolezal asked Mr. Dietrich that if this is vacated the sub lot owners would own to the centerline, to which Mr. Dietrich stated that they already do own to the centerline. Mr. Dolezal then stated that if the easement is vacated then Mr. Byler would not have access to the property, which Mr. Dietrich stated that technically the Byler property is not landlocked, that it has access off Clay Street. There was discussion about frontage for property, in subdivisions and lots on cul de sacs. Mr. Keikal asked a question about the current property owners owning the cul de sac and if the road continued the cul de sac would be removed then the property owners would own either side of what used to be the cul de sac. Mr. Haupt stated that the original plat shows the cul de sac as temporary and will revert to adjacent property owners when extended and if the vacation happens the cul de sac would become permanent. Mr. Spidalieri stated that an immediate concern of his is regarding the valuation of the large parcel. Mr. Rear expressed that he would like to hear from the Montville Township Trustees on their reasons for the vacation. There was discussion with the property owner, Mr. Byler purchasing the property from Sheriff's sale over a year ago and that when he went to purchase that there were signs off Clay Street and off Woodhill Drive depicting that it had access from both sides. Ms. Blair added that in order to hold the Public Hearing they would need to move forward with the resolution.

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to acknowledge receipt of Resolution No. 2014-916 from the Montville Township Board of Trustees dated September 16, 2014 Petitioning the Geauga County Board of County Commissioners to Vacate the Easement upon a portion of Woodhill Drive

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pursuant to O.R.C. 5553.045 and further request the Board approve and execute Resolution #14-157 of Convenience and Necessity for the Vacation of a Portion of Woodhill Drive (TR 731) in Montville Township and set a Public Hearing to be held on Tuesday, October 28, 2014 at 10:30 a.m. Notice of the Public Hearing will be advertised on October 9, 2014 and October 16, 2014 and on the county website.

Board of County Commissioners, Geauga County, Ohio

Date: October 7, 2014

Resolution: #14-157

**RESOLUTION OF CONVENIENCE AND NECESSITY FOR THE VACATION
OF A PORTION OF WOODHILL DRIVE (TR731)
IN MONTVILLE TOWNSHIP, GEAUGA COUNTY, OHIO**

WHEREAS, Woodhill Drive, from Rock Creek Road (State Route 166) to its terminus, was dedicated December 22, 1978 by Plat known as the Woodhill Subdivision No. 2, recorded in Volume 12, Pages 94, 95 & 96 of the Geauga County Record of Plats; and

WHEREAS, the Geauga County Board of Commissioners ("Commissioners") is of the opinion that the public convenience and welfare requires the vacation of the unimproved portion of Woodhill Drive, TR731, from the limits of the temporary cul-de-sac located approximately 1422 feet south along the centerline of Woodhill Drive from the Montville-Thompson Township Line, to its terminus located at a distance of 177.42 feet south along the centerline of said Woodhill Drive from the limits of the temporary cul-de-sac in accordance with Chapter 5553 of the Ohio Revised Code; and

WHEREAS, the Commissioners received a resolution from the Montville Board of Township Trustees on or about September 19, 2014, petitioning the Commissioners to initiate the vacation of a portion of Woodhill Drive (TR 731) in Montville Township, Geauga County, Ohio, pursuant to Section 5553.045 of the Ohio Revised Code; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners that public convenience and welfare require the vacation of the unimproved portion of Woodhill Drive TR731 from the limits of the temporary cul-de-sac located approximately 1422 feet south along the centerline of Woodhill Drive from the Montville-Thompson Township Line, to its terminus located at a distance of 177.42 feet south along the centerline of said Woodhill Drive from the limits of the temporary cul-de-sac in accordance with Section 5553.045 of the Ohio Revised Code.

BE IT FURTHER RESOLVED that the Commissioners shall hold a public hearing on the proposed vacation on the 28th day of October, 2014 at 10:30 a.m.

BE IT FURTHER RESOLVED that the Clerk of the Commissioners is hereby instructed to give notice of the time and place of the aforementioned hearing by publication once a week for two consecutive weeks in a newspaper of general circulation in Geauga County.

BE IT FURTHER RESOLVED that the Clerk of the Commissioners is hereby instructed to send written notice of said public hearing by regular mail to all abutting property owners at least twenty (20) days in advance of said hearing

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

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

OTHER

The Board reviewed upcoming events.

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ACKNOWLEDGEMENTS

- a) *The Geauga County Department on Aging Annual Report for 2013-2014.*
- b) *Gauga County Board of Developmental Disabilities Board Minutes for August 20, 2014.*
- c) *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the week ending September 10, 2014, September 17, 2014 and September 24, 2014 as required by O.R.C. 955.12.*
- d) *A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the inmate meals for the month ending August, 2014.*
- e) *A monthly report filed by the Geauga County Sheriff's Office of an account of expenses for the prisoner transport for the month ending August, 2014 as required by O.R.C. 325.07.*

MEETINGS

- Thu., 10/9 *The Commissioners will hold regular session*
- Thu., 10/9 *Gauga County Fair Board Annual Meeting, 6:30 p.m. Mary Yoder's Amish Kitchen, Middlefield*
- Fri., 10/10 *NOACA Board of Directors, 10:00 a.m., Cleveland*
- Mon., 10/13 **County offices will be closed for general business due to Columbus Day. Twenty-four hour operations will continue to operate as usual.**
- Tue., 10/14 **The Regularly scheduled Commissioners' meeting is cancelled.**
- Tue., 10/14 *Planning Commission meeting at 7:00 p.m. in the Planning Commission meeting room, Bldg. #1C, 470 Center Street, Chardon*
- Thu., 10/16 *The Commissioners will hold Budget Hearings beginning at 1:00 p.m.*
- Mon., 10/20 *Family First Council, 2:00 p.m. at Mental Health*
- Tue., 10/21 *The Commissioners will hold regular session*
- Tue., 10/21 *The Commissioners will hold Budget Hearings beginning at 1:00 p.m.*
- Tue., 10/21 *ADP Board, 2:00 p.m. Auditor's Office*
- Ms. Blair stated that she had notified the Auditor that the Board had Budget Hearings and there was a possibility of no one from the Commissioners' Office being in attendance.*
- Thu., 10/23 *The Commissioners will hold Budget Hearings*
- Thu., 10/23 *The Commissioners will hold regular session at 6:30 p.m. with a presentation on NatureScopes*
- Tue., 10/28 *The Commissioners will hold regular session*

Mr. Rear noted that he had a conflict with the time of the October 23, 2014 meeting and stated that if the time was changed to the a.m. he could attend, expressing that he didn't want to cancel another meeting.

COMMISSIONERS' OFFICE – CHANGE OCTOBER 23, 2014 MEETING TIME

Motion: by Commissioner Rear, seconded by Commissioner Spidalieri to approve the change of meeting time from 6:30 p.m. to 10:00 a.m. for the Thursday, October 23, 2014 meeting.

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

OTHER - NOACA

Local resident Walter Claypool asked the Board about the upcoming NOACA Board meeting on Friday, and that they look at the agenda, noting that item #6 is for a discussion about Geauga County's options for leaving NOACA. Mr. Claypool expressed that he felt no one on the Board or in the room had asked to leave NOACA or the options for leaving NOACA. Mr. Claypool stated that he questions these actions and asked what their intentions are. Mr. Rear stepped out of the room to find his paperwork on the agenda item in question. Mr. Rear returned and presented a copy of the item #6 on the agenda to Mr. Spidalieri. There was discussion about Mr. Claypool mentioning the item to Mr. Rear at an event over the weekend and Ms. Blair finding the information off the NOACA website after making a phone call for a copy of the agenda since no copy had been received in the office. Mr. Rear stated that the County Engineer is his alternate for NOACA due to his knowledge in regards to the County Roads. Mr. Spidalieri expressed concern about Ms. Samide being aware of this item and not sharing this information before she went out of town. Mr. Claypool stated that in addition to our roads they have included language that relates to Air and Water Quality. Mr. Rear questioned what, when and why has this been brought to this point, but noted that the agenda states that this is just for discussion. Mr. Spidalieri expressed concern that they could move to make a motion and this is a danger to the County, especially since we did not request this. Mr. Spidalieri stated that the County participates and pay dues to be part of the organization, and currently the President is one of our Board members, that he felt that this is ridiculous. The Board requested Mr. Lair notify the Prosecutor's Office, contact Executive Director Grace Galucci for more information and to contact Ms. Samide to find out what she knew to be able to have an update for the Thursday, October 9th meeting.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER REAR ADJOURNED THE MEETING AT 11:18 A.M.

Following the Board meeting being adjourned, local resident Mr. Segedy raised his voice to speak and discussion took place with Mr. Spidalieri and Director Jessica Boalt regarding Mr. Segedy and his hours of legal service with the contracted vendor of Schraff and King.

Geauga County Board of Commissioners

Ralph Spidalieri

Blake A. Rear

Mary E. Samide

Christine Blair, Commissioners' Clerk

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