

Commissioners' Journal
March 1, 2022

The Geauga County Board of Commissioners met in session on March 1, 2022 at 9:30 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, James W. Dvorak opened the meeting at 9:39 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.

Lord God,

As the world learns more about the tragic situation in Ukraine, we are thankful to have the opportunity to pray for the people of Ukraine.

Thank you for listening and hearing our prayers

We are comforted knowing we can approach the throne of God with boldness and confidence.

News reports where men and women are interviewed share how they feel the prayers for Ukraine.

We thank you for all these things, Lord

Amen

MEETING MINUTES

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the minutes for the meeting of February 1, 2022.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the minutes for the meeting of February 8, 2022.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COMMON PLEAS COURT / COURT IT – EXECUTIVE SESSION

The following item was on the agenda, and the Commissioners chose to move into executive session:

The Common Pleas Court, Court IT department will discuss their Supplemental Request to add an additional employee.

Motion: by Commissioner Lennon, seconded by Commissioner Spidalieri to move into Executive Session to discuss the employment and compensation of public employees.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

The Board moved into Executive Session at 9:41 a.m. with County Administrator Gerard Morgan, Judge David Ondrey, and Court IT employees Tom Huff and Velta Moisio. The Board returned at 10:05 a.m. and noted that action would be taken as part of the financials.

PROSECUTOR'S OFFICE – EXECUTIVE SESSION

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to move into executive session to discuss the compensation of public employees.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

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The Board moved into Executive Session at 10:06 a.m. with Mr. Morgan and Prosecutor Jim Flaiz. The Board returned at 10:44 a.m. and noted that the Prosecutor's request for a Supplemental will be removed from today's financials.

APPROVE FINANCIALS

Budget and Finance Manager Adrian Gorton explained the financials for today as including Supplemental Appropriations for partial General Fund carryover distribution for items that were not included in the permanent appropriations including funds that will be transferred for the additional Court Technology employee; a Cash transfer from the General Fund to the Sheriff's 9-1-1 fund for a portion of their 2022 funding; an Encumbrance from the Commissioner's Office to NV5 to cover change order #2 which includes services related to move management to the new office building; a Travel request for the Probate/Juvenile Court, a Then and Now for the Sheriff's Office to University Hospitals Geauga for inmate medical expenses not previously encumbered; a payment for the Commissioners to Ohio State University for the County's 1st quarter 2022 program support payment in the amount of \$65,102.75, a payment for the Juvenile/Probate Court to various vendors some of which are being paid by the Auditor under protest due to the service dates being prior to the encumbrance date in the amount of \$13,795.43, and a Revenue Certification for the Common Pleas Court in their Court Technology fund for additional revenues to be received in 2022.

Commissioner Lennon inquired about the payments for the Court and if they were new, to which Mr. Gorton stated that to his knowledge, all the old bills have been paid, these will be new ones going forward.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-021 itemizing the financials for the meeting of March 1, 2022.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COUNTY ENGINEER'S OFFICE – UNIT PRICE CONTRACT – GRADE LINE, INCORPORATED – REPLACEMENT OF WILSON MILLS ROAD BRIDGE

Deputy Engineer Nick Gorris asked the Board to execute the Unit Price Contract with Grade Line, Incorporated for the replacement of the Wilson Mills Road bridge, in Chester Township, as the project was previously awarded.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Unit Price Contract with Grade Line, Incorporated for the Replacement of the Wilson Mills Road Bridge (Structure #0008-04.690) in Chester Township in the amount of \$443,464.00.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COUNTY ENGINEER'S OFFICE – UNIT PRICE CONTRACT – RONYAK PAVING, INCORPORATED – RESURFACING OF AQUILLA ROAD AND BUTTERNUT ROAD

Mr. Gorris asked the Board to execute the Unit Price Contract with Ronyak Paving for the asphalt resurfacing of Aquilla Road and Butternut Road in Burton and Newbury Townships, as this project was previously awarded.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Unit Price Contract with Ronyak Paving, Incorporated for the Asphalt Resurfacing of Aquilla Road (CH-0005, Sections A-B) and Butternut Road (CH-0021, Sections F-H) in Burton and Newbury Townships in the amount of \$1,034,645.00.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

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COUNTY ENGINEER'S OFFICE – APPROVE ALLOCATION OF MUNICIPAL ROAD FUNDS – RESURFACING OF WASHINGTON STREET – SOUTH RUSSELL VILLAGE

Mr. Gorris asked the Board to approve the allocation of Municipal Road Funds for the asphalt resurfacing of Washington Street, in South Russell Village, explaining that this is the portion from Chagrin Falls to the County line.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve the allocation of Municipal Road Funds in the amount of \$121,000.00 for the Asphalt Resurfacing of Washington Street sponsored by South Russell Village. This project is scheduled for construction in 2022.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COUNTY ENGINEER'S OFFICE – CERTIFY TO AUDITOR USE OF MUNICIPAL ROAD FUNDS FOR RESURFACING OF WASHINGTON STREET IN SOUTH RUSSELL VILLAGE

Mr. Gorris asked the Board to certify to the Auditor the use of those funds for the resurfacing of Washington Street in South Russell Village.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to certify to the County Auditor the use of \$121,000.00 from the Municipal Road Fund for the Asphalt Resurfacing of Washington Street in South Russell Village, pursuant to O.R.C. 4504.04.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COUNTY ENGINEER'S OFFICE – RESOLUTION TO ORDER ASPHALT RESURFACING OF WASHINGTON STREET (CH 0606, SECTION B) IN BAINBRIDGE TOWNSHIP – EXECUTE COVER SHEET – SET BID OPENING

Deputy Engineer Shane Hajjar asked the Board to approve the resolution to order for the Asphalt Resurfacing of Washington Street, execute the cover sheet of the specifications and set the bid opening for March 30, 2022.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-022 to Order the Asphalt Resurfacing of Washington Street (CH 0606, Section B) in Bainbridge Township.

This resolution also requests the Board approve and execute the Cover sheet for the specifications for the same.

Further, this resolution sets a Bid Opening on Wednesday, March 30, 2022 at 2:00 p.m. Notice of this Bid Opening will be advertised on March 3, 2022, March 10, 2022 and on the County website.

Board of County Commissioners, Geauga County, Ohio

Date: March 1, 2022
Resolution: #22-022

RESOLUTION TO ORDER
THE ASPHALT RESURFACING OF WASHINGTON STREET
CH 0606, SECTIONS A-B
IN BAINBRIDGE TOWNSHIP

WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 21-155 that the public convenience and welfare requires the improvement of Washington Street (CH-0606), Sections A-B, from the South Russell Village Corporation Line to Chillicothe Road (SR 306) in accordance with Section 5555.022 of the Ohio Revised Code; and

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WHEREAS, no lands are needed to be taken relative to the improvements; and

WHEREAS, the Geauga County Board of Commissioners after holding a public hearing and hearing no objections for the improvements is satisfied that the public convenience and welfare require that said improvement be made; and

WHEREAS, plans and specifications for this project have been reviewed and approved by the Ohio Department of Transportation; and

WHEREAS, federal aid funding has been secured for this project and the cost of such improvement will not be excessive in view of the public utility thereof.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners in accordance with Section 5555.13 of the Ohio Revised Code hereby orders that such improvement proceed.

BE IT FURTHER RESOLVED that the Board of County Commissioners hereby adopts the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from federal aid and local funding sources in accordance with Section 5555.43 of the Ohio Revised Code. The bids shall be let upon a unit price basis. Bids shall be received until 1:45 P.M. and opened at 2:00 P.M. on Wednesday, March 30, 2022 at which time bids shall be read aloud.

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

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COUNTY ENGINEER'S OFFICE – RELEASE BID / PERFORMANCE BONDS – MULTIPLE PROJECTS – ALL SPECIFICATIONS HAVE BEEN MET

Mr. Gorris asked the Board to approve the release of bid / performance bonds for multiple projects as the projects are complete from 2021.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to release the Bid / Performance Bonds for the following projects, as all specifications have been completed:

*Grade Line, Incorporated for the Replacement of the Thompson Road Bridge
(Structure #0007-01.100)*

*Grade Line, Incorporated for the Replacement of the Taylor Wells Road Bridge
(Structure #0113-00.390)*

*Aero-Mark, Company for the Application of Polyester Pavement Markings to Various Roads,
Year 2021*

*Ronyak Paving, Incorporated for the Asphalt Resurfacing of Auburn Rd (CH 4, Sections F-H) and
Bell Street (CH 10, Section E)*

*Ronyak Paving, Incorporated for the Shoulder Widening and Asphalt Resurfacing of Nauvoo
Road (CH 41, Section A)*

Ronyak Paving, Incorporated for the Asphalt Resurfacing of Russell Road (CH 20, Section A)

Ronyak Paving, Incorporated for the Asphalt Resurfacing of Auburn Road (CH 4, Sections I-J)

*Ronyak Paving, Incorporated for the Asphalt Resurfacing of Butternut Road (CH 21,
Sections D-E)*

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

**DEPARTMENT ON AGING – WELLSKY HUMAN AND SOCIAL SERVICES CORPORATION
ORDER FORM AMENDMENT – ADDITIONAL LICENSES**

Internal Operations Manager Karen Stone asked the Board to approve the amendment for WellSky for an additional six licenses to the original agreement for the client database. All

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terms and conditions of the original agreement are the same.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Wellsky Human and Social Services Corporation Order Form Amendment for the addition of six (6) additional licenses at an annual fee of \$700.00 per license (\$4,200.00) plus a one-time set up fee \$350.00 each for the additional six (\$2,100.00 total) for a total amount of \$6,300.00. All remaining terms and conditions set forth in the original order form from June 29, 2021, shall remain in full force and effect.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

TRANSIT – LOCALLY FUNDED SERVICES AGREEMENT AND BUSINESS ASSOCIATE AGREEMENT CONTRACT ADDENDUM – TRANSPORTATION SERVICES

Director JoAnna Santilli asked the Board to execute the agreement with the Board of Developmental Disabilities for transportation services through the end of this year.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Locally Funded Services Agreement and Business Associate Agreement Contract Addendum between Geauga County Transit, Geauga County Board of Commissioners and the Geauga County Board of Developmental Disabilities for transportation services for the period January 1, 2022 through December 31, 2022.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

TRANSIT – AWARD CONTRACT TO MOHAWK RESOURCES, LTD – BUS WASH – EXECUTE MOHAWK QUOTE (BID) AND SOURCEWELL CONTRACT

Ms. Santilli asked the Board to award and execute the contract with Mohawk for the bus wash that had been pushed back due to no parts, this was bid through Sourcewell.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to award the Contract to Mohawk Resources, LTD for a (Bus Wash) a Westmatic Compact 2 Brush Drive Through with Final Rinse Arch, as they were the lowest and most responsive competitive bid through Sourcewell (Joint Purchasing Program) and further authorize the President of the Board to execute the Mohawk Quote (Bid) and Sourcewell Contract in the amount of \$149,342.33.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

TRANSIT – EXECUTE AGREEMENT – MERRYFIELD ELECTRIC, INCORPORATED – POWER AND CONTROL WIRING FOR BUS WASH

Ms. Santilli asked the Board to execute the contract with Merryfield Electric for the power and control wiring installs on the new bus wash. Mr. Dvorak asked if this was bid, to which it was noted that it was not, that three quotes were received and they were the lowest as no one else wanted to take on the project.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Agreement with Merryfield Electric, Incorporated to provide power and control wiring for the bus wash project in the amount of \$18,772.01.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

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BOARD OF DEVELOPMENTAL DISABILITIES – ADVERTISE FOR BIDS – GEAUGA DD PLAYGROUND REPLACEMENT

Business Manager Dave Carlson asked the Board to advertise for Bids for the playground replacement, as this will be done as a design build project.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to grant permission to advertise for Bids for the Geauga DD Playground Replacement to be held on Wednesday, April 6, 2022 at 2:30 p.m. Notice of this Bid Opening will be advertised on March 10, 2022, March 17, 2022 and on the County website.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

BOARD OF DEVELOPMENTAL DISABILITIES – RESOLUTION RECOGNIZING MARCH 2022 AS DEVELOPMENTAL DISABILITIES AWARENESS MONTH

Superintendent Don Rice asked the Board to approve a resolution recognizing March as DD awareness month.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-023 Recognizing March 2022 as Developmental Disabilities Awareness Month.

Board of County Commissioners, Geauga County, Ohio

Date: March 1, 2022

Resolution: #22-023

**RESOLUTION RECOGNIZING MARCH 2022 AS
DEVELOPMENTAL DISABILITIES AWARENESS MONTH**

WHEREAS, The Geauga County Board of Developmental Disabilities mission and purpose is to provide vital support, services and resources to more than 900 individuals with developmental disabilities and their families. Also known as The Metzenbaum Center, it is Geauga County's epicenter for individuals with developmental disabilities, and;

WHEREAS, Individuals with developmental disabilities, their families, friends, neighbors and co-workers encourage everyone to focus on the abilities of all people and to provide opportunities to function as independently and productively as possible in our community; and

WHEREAS, continued public awareness and understanding are effective and informative ways to help address the challenges faced by people with developmental disabilities in being fully included in society; and

WHEREAS, Disabilities do not prevent individuals from being fully included in school, in the workplace, at home, as members of their families and communities, and;

NOW, THEREFORE BE IT RESOLVED, That the Board of Commissioners recognizes the need to promote and protect the human rights of all persons with disabilities and hereby proclaims March 2022 as Developmental Disabilities Awareness month, and;

BE IT FURTHER RESOLVED, That the Geauga County Board of Commissioners desires all residents to support individuals with developmental disabilities as they live, learn and earn in our community. We want to build a caring County where individuals of all ages are integrated, accepted and achieving their full potential in community life, education, and employment. We encourage all citizens to recognize that our communities are stronger when everyone works together towards equality, opportunity, and inclusion.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

The Board presented the resolution and took pictures with a few clients that were in attendance today.

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AUDITOR'S OFFICE – ADDRESS QUESTIONS

Auditor Chuck Walder stated that he heard there was questions on the invoices that were paid by the order from the Writ of Mandamus. Mr. Walder expressed that he was not happy that the review by the Commissioners was removed, but there were five vendors included in the writ, and removed oversight of any judicial expenditures. Today on the financials you will see that items are being paid under protest, that ORC 319.16, and under protest the Auditor's liability is surrendered and reverts to Auditor of State. Mr. Lennon expressed that the old invoices never made it to this office, Mr. Walder stated that the ruling of the Supreme Court, stated that the law changed and the bills were being permitted under the change.

Prosecutor Jim Flaiz directed the Auditor to pay the bills, the Commissioners have the appropriation power, but they need to fund the departments under statutory duties. Mr. Dvorak expressed that it's a new change. Mr. Walder stated that this now affects everyone in the state, many Judges weighed in and the pressure point was applied, it's disappointing and now the tax payers are dealing with two standards now, check and balances and now the Judicial has a lower standard, than the current check and balance. Mr. Walder will continue to fight for what is right.

Mr. Gorton inquired about the items being stated to the Auditor of State, to which Mr. Walder stated that anything paid under protest is reported to the Auditor of State, submitting party and then it is posted on the Auditor's site so they can do a real time investigation, so they are posted on the public transparency page. Mr. Walder started this page so that oversight by the public is important.

Mr. Flaiz stated that bills will go through session, but will be noted as under protest. Mr. Walder stated that there was live and in session, live meant that oversight was not the authority of the Commissioners, Solid Waste is considered a live transaction, not a session transaction, the Court is funded by the Board, through the General Fund and other means, and now you no longer have veto power, so they will be paid, with no ability to stop payment. Mr. Walder stated that everyone should have a check and balance and be accountable since it's not our money, it's the people's money. Mr. Walder explained that change in the ORC 319.16, the burden shifts to the State Auditor, and expressed concern over that, and his worry, is that this process has less oversight. There will be no result on any item being sent until the Audit results next year. Standard Accounting practice legitimizes the purchase, or the Judge can say I want to do what I want. Mr. Walder explained the process done by the departments who spend something before an encumbrance is made, a Then and Now, this is no longer true for this one branch of government. Mr. Walder expressed concern over the process.

Resident Skip Claypool asked for clarification that a change in ORC 319.16, to which Mr. Walder explained that the lawsuit was filed, the law changed and then it was applied to the lawsuit. Mr. Walder added that they overruled an IRS rule for mileage that was overturned.

BOARD OF DEVELOPMENTAL DISABILITIES – EXECUTIVE SESSION

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

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

The Board moved into Executive Session at 11:17 a.m. with Mr. Morgan, Superintendent Don Rice, Business Manager Dave Carlson and Board member David Lair. The Board returned at 12:15 p.m. and as a result, no action was taken.

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COMMISSIONERS' OFFICE

Mr. Morgan explained that the Commissioners had received a letter from the Attorney representing the Board of Elections regarding a request for the new building. Mr. Flaiz asked for the item to be on the agenda so there can be discussion on where we are with them.

The following item was on the agenda:

The Commissioners' Office is requesting the Board acknowledge receipt of a letter from McTigue, Columbo and Clinger, LLC, the Attorney representing the Board of Elections and discuss the request in regards to the space at the new Geauga County Office Building.

Prosecutor Jim Flaiz addressed the Board about the request for a supplemental of about \$135,000.00 that would allow them to install a different sprinkler system or provide for outside storage. Mr. Flaiz expressed that he had a feeling on where the Board was leaning, however, had the Board of Elections come to the Board two years ago about changes and not caused the Board to have already spent \$671,094.00 on changes to the Building there may be different feelings. Mr. Flaiz asked for a formal vote or feedback, to which Mr. Lennon expressed his opposition to the Attorney, and then agreed thinking this will be better for communication, and the only things coming back now are wants, we have exhausted way more and we can't keep throwing money at this. Mr. Flaiz discussed the storage and their space, and recommends that if the Board does reject it and he sent a letter to the Secretary of State, to explain everything that has been done, and invite him out to see the space and that this will be where they will be January 1st, and see if he can help intercede. The new space is so much better for voters, and for them with the space and the drop boxes, curb side voting, and is far superior to the current space they have now.

Mr. Lennon moved to reject the request.

Motion: by Commissioner Lennon, seconded by Commissioner Spidalieri to acknowledge the letter and reject the request for a Supplemental Appropriation for either a foam suppression system or for construction or lease of off-site storage.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COMMISSIONERS' OFFICE – RESOLUTION APPROVING PARTICIPATION IN REGION 13 GOVERNANCE STRUCTURE UNDER ONE OHIO MEMORANDUM OF UNDERSTANDING – EXECUTE EXHIBIT A

Mr. Morgan explained that this in regards to the One Ohio committee and participation in the Region 13 governance structure with the opiate settlement. A portion of funding comes direct to the county, and then a portion comes to a region and then they determine how to spend the money. This was agreed to in the memorandum, our region is Lake, Ashtabula, Portage and Geauga. Each county will have 3 representatives, and then someone from each Region be a member of the State.

Mr. Lennon inquired how Mr. Dvorak was nominated, to which Mr. Dvorak explained that you have a direct connection to substance abuse. Mr. Flaiz noted that Ashtabula Commissioner has taken the lead and informally reached out to several members from each County. The Region has to set up the structure, 3 from each county, 1 incorporated, 1 unincorporated and 1 Commissioner. Clerk, Christine Blair noted that the resolutions from Ashtabula County showed that their Board had appointed persons to the One Ohio Board. Ms. Blair stated that I kept asking for answers from CCAO and they kept pointing us to the Clerk at Ashtabula. Mr. Lennon expressed his concern over whether Geauga will get our fair representation. Commissioner Spidalieri inquired if the committee is designed to choose where the funding will go, and you have different views on that, rehab, prosecution, law enforcement, and it can be a dangerous slope, with soft groups that make bad decisions. Mr. Spidalieri noted that opiate taskforce, drug dealers didn't want to be in Geauga County because we put the hammer down on them. Mr. Spidalieri expressed that we really need to focus on where the money goes, it will be short lived and gone. Mr. Flaiz stated that we have seen the value in the enforcement side, but originally the State was going to get it all and decide, the major portion will come to Geauga to decide on how it's used, but this Regional Board will have some local control.

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Mr. Morgan stated that it was brought to our attention and the Counties were forming this region, and Mr. Dvorak sent the information to Mr. Flaiz and he expressed that Mr. Dvorak needed get it before the Board and get people appointed. There was brief discussion about possible people that could be appointed. Mr. Spidalieri expressed that the Board needs to agree on a direction for the funds as a Board to the Region.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-024 Approving Participation in Region 13 Governance Structure Under the OneOhio Memorandum of Understanding, and further execute Exhibit A.

Board of County Commissioners, Geauga County, Ohio

Resolution: #22-024
Date: March 1, 2022

RESOLUTION APPROVING PARTICIPATION IN REGION 13 GOVERNANCE STRUCTURE UNDER THE ONEOHIO MEMORANDUM OF UNDERSTANDING

WHEREAS, the Geauga County Board of Commissioners is a Local Government that has adopted and approved the OneOhio Memorandum of Understanding (“The Memorandum”), which establishes a mechanism to disburse settlement proceeds from opioid litigation into Ohio’s communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation; and

WHEREAS, this jurisdiction is a participant in Region 13 as established by the Memorandum; and

WHEREAS, pursuant to The Memorandum each Region shall create their own governance structure so it ensures all Local Governments have input and equitable representation regarding regional decisions including representation on the statewide Foundation Board and selection of projects to be funded from the region’s regional Share; and

WHEREAS, Regions have the responsibility to make submissions regarding the allocation of funds to projects that will equitably serve the needs of the entire Region; and

WHEREAS, it is found that the regional governance structure as attached hereto as Exhibit A, ensures all Local Governments in this Region have input and equitable representation regarding regional decisions under The Memorandum; and

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of Geauga County, Ohio, that:

Section 1. Subject to and effective upon the concurrence of all Local Governments (counties, incorporated and unincorporated areas) in Region 13, this legislative body hereby approves and enters into the regional governance agreement attached hereto as Exhibit A.

Section 2. It is found and determined that all formal actions of this legislative body relating to the adoption of this Resolution were adopted in an open meeting, and that all deliberations that resulted in such formal action by the Geauga County Board of Commissioners, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

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EXHIBIT A:

AGREEMENT

REGION 13 GOVERNANCE STRUCTURE UNDER THE ONEOHIO

MEMORANDUM OF UNDERSTANDING

This Agreement sets forth the terms and understanding between the participating counties of Region 13 OneOhio Memorandum of Understanding ("The Memorandum") which include Ashtabula, Lake, Geauga and Portage counties.

Ashtabula, Lake, Geauga and Portage counties are local governments that are participants of Region 13 as established by the OneOhio Memorandum of Understanding ("The Memorandum").

Each participant of Region 13 has adopted and approved the OneOhio Memorandum of Understanding ("The Memorandum"), which establishes a mechanism to disburse settlement proceeds from opioid litigation into Ohio's communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation.

Regions have the responsibility to make submissions regarding the allocation of funds to projects that will equitably serve the needs of the entire Region.

The Region 13 OneOhio Governance Board has agreed to the following governance structure: the board will consist of 12 members, 3 appointments from each Region 13 county, which will form the Region 13 OneOhio Governance Board, to include: 4 County Commissioners; 4 members representing the incorporated areas as nominated by their respective organizations/members; 4 members representing the unincorporated areas as nominated by their respective organizations/members.

The regional governance structure of Region 13 ensures all Local Governments in this Region have input and equitable representation regarding regional decisions under The Memorandum and such structure was discussed and agreed to by Ashtabula, Lake, Geauga and Portage counties at a meeting held on February 10, 2022.

The Ashtabula, Lake, Geauga and Portage counties enter into this Agreement which outlines Region 13's OneOhio Governance Board structure.

IN WITNESS WHEREOF, this Agreement is effective upon execution by all parties of Region 13:

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-025 Appointing Commissioner James W. Dvorak, Initial Region 13 Representative Member to the OneOhio Governance Board.

Board of County Commissioners, Geauga County, Ohio

Resolution: #22-025
Date: March 1, 2022

RESOLUTION APPOINTING COMMISSIONER JAMES W. DVORAK, INITIAL REGION 13 REPRESENTATIVE MEMBER TO THE ONEOHIO GOVERNANCE BOARD

Commissioners' Journal
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WHEREAS, the Geauga County Board of Commissioners is a Local Government that has adopted and approved the OneOhio Memorandum of Understanding (“The Memorandum”), which establishes a mechanism to disburse settlement proceeds from opioid litigation into Ohio’s communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation; and

WHEREAS, the jurisdictions of Ashtabula, Geauga, Lake and Portage counties are participants in Region 13 as established by The Memorandum; and

WHEREAS, on February 10, 2022, Region 13 participants agreed to the following governance structure: the board will consist of 12 members, 3 appointments from each Region 13 county, which will form the Region 13 OneOhio Governance Board, to include: 4 County Commissioners; 4 members representing the incorporated areas as nominated by their respective organizations/members; 4 members representing the unincorporated areas as nominated by their respective organizations/members, which allows input and equitable representation regarding regional decisions under The Memorandum; and

WHEREAS, the Geauga County Board of Commissioners hereby appoint Commissioner, James W. Dvorak to the Region 13 OneOhio Governance Board to represent the Geauga County Board of Commissioners; and

WHEREAS, terms of the members will be determined by the Region 13 OneOhio Governance Board; and

WHEREAS, James W. Dvorak is hereby appointed to serve on the Region 13 OneOhio Governance Board; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Geauga County, Ohio that the Board hereby accepts and appoints Commissioner, James W. Dvorak to the Region 13 One Ohio Governance Board, as outlined above.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

COMMISSIONERS’ OFFICE – APPOINTMENTS TO PLANNING COMMISSION

Mr. Dvorak explained that they had requested to accept applications by the end of February and that they had received 9 applications and they needed to appoint to fill the vacant seats. Mr. Dvorak then nominated Dan Miller and Nicholas Gorris, which still leaves one seat that is open.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to appoint Dan Miller to the Planning Commission for a three-year term, March 1, 2022 through December 31, 2024.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

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Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to appoint Nicholas Gorris to the Planning Commission for a three-year term, March 1, 2022 through December 31, 2024.

<i>Roll Call Vote:</i>	<i>Commissioner Spidalieri</i>	<i>Aye</i>
	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>

OTHER

The Board reviewed upcoming events.

MEETINGS

Tue., 3/8 Planning Commission, 7:30 a.m. 470 Center Street, Building 8 meeting room

Tue., 3/8 The Commissioners will hold regular session at 9:30 a.m.

Fri., 3/11 NOACA Legislative Meet and Greet 8:00 a.m., Board of Directors Meeting 9:00 a.m., Cleveland

Mon., 3/14 Board of Revision, 9:00 a.m. Auditor's Office

Tue., 3/15 Investment Advisory Committee, 8:45 a.m., Chambers

Tue., 3/15 The Commissioners will hold regular session at 9:30 a.m.

Fri., 3/18 NOACA Subcommittee meetings, beginning at 9:00 a.m., Cleveland

Mon., 3/21 Family First Council, 1:30p.m. Mental Health Offices

Tue., 3/22 The Commissioners will hold regular session at 9:30 a.m.

Mon., 3/28 Board of Revision, 9:00 a.m., Auditor's Office

Tue., 3/29 The Commissioners will hold regular session at 9:30 a.m.

BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to adjourn the meeting at 12:50 p.m.

Geauga County Board of Commissioners

James W. Dvorak

Timothy C. Lennon

Ralph Spidalieri

Christine Blair, Commissioners' Clerk

Commissioners' Journal
March 1, 2022

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