

**Commissioners' Journal**  
**March 15, 2022**

*The Geauga County Board of Commissioners met in session on March 15, 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 9:41 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

*Commissioner Dvorak read the following prayer:*

*An Irish Prayer*

*May God give you...*

*For every storm a rainbow*

*For every tear a smile*

*For every care a promise*

*And a Blessing in each trial*

*For every problem life sends,*

*A faithful friend to share,*

*For every sigh, a sweet song and an answer for each prayer*

*Amen*

**COMMISSIONERS OFFICE - COUNTY ADMINISTRATOR'S REPORT**

*County Administrator Gerard Morgan reported on the items approved by the County Administrator on March 10, 2021 for the Dog Warden approved hiring Lacey Portman to the position of Part-time Shelter Attendant (#1607-1) to be effective March 21, 2022 at the rate of \$12.29 per hour with a one-year probationary period. This offer of employment is contingent upon the successful completion of the required pre-employment conditions; and for Maintenance Approved hiring Joan Staley to the position of Part-time General Communications Clerk /Switchboard Operator (#1912) to be effective April 4, 2022 at the rate of \$11.82 per hour (Grade 3, Step 3) with a one-year probationary period. This offer of employment is contingent upon the successful completion of the required pre-employment conditions; as authorized by Resolution #22-004 under the direction and supervision of the County Commissioners that was approved January 4, 2022 pursuant to O.R.C. 305.30.*

**APPROVE FINANCIALS**

*Budget and Finance Manager Adrian Gorton explained the financials for today as including an Appropriation transfer, Supplemental and Cash transfer in the County Home fund to close it out and return the left over money to the General Fund; a Supplemental Appropriation in the Commissioners Capital Reserve Fund in the Contract Services account for upcoming change orders and encumbrances; Then and Now from ADP to Pamela McMahan for employment advertising expenses that are being reimbursed but were not previously encumbered and from the Commissioners to SHI International Corp for an MS Office license purchased in 2020 with COVID money that was never invoiced until now. PO in the Coronavirus Relief Fund was cancelled at the end of 2020 and there is no more money in the fund; a Travel request for the Clerk of Courts; a payment for the Commissioners to Portage / Geauga Joint Juvenile Detention Center for our second quarter 2022 operational commitment in the amount of \$76,828.74; payments 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 \$4,335.04; a payment for the Sheriff's Office to Meritech for five new copiers, four for the jail and one for the records office in the amount of \$19,120.00; and a Revenue Certification for Mental Health for additional revenue to be received in 2022.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-028 itemizing the financials for the meeting of March 15, 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>

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COUNTY ENGINEER'S OFFICE – AWARD BID TO CHAGRIN VALLEY PAVING,  
INCORPORATED – ASPHALT RESURFACING OF CHAGRIN ROAD – BAINBRIDGE  
TOWNSHIP

*Deputy Engineer Shane Hajjar asked the Board to award the bid to Chagrin Valley Paving for the resurfacing of Chagrin Road in Bainbridge Township as they were the lowest and best bid.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to award the Bid to Chagrin Valley Paving, Incorporated for the Asphalt Resurfacing of Chagrin Road (CH-0009, Section A) in Bainbridge Township in the amount of \$374,025.80 as they represented the lowest and best bid. The Bid Bond submitted shall be held to serve as the Performance Bond for this project.*

<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 – AWARD BID TO CHAGRIN VALLEY PAVING,  
INCORPORATED – ASPHALT RESURFACING OF JUG STREET – BURTON AND TROY  
TOWNSHIPS

*Mr. Hajjar asked the Board to award the bid to Chagrin Valley Paving for the resurfacing of Jug Street in Burton and Troy Townships as they represented the lowest and best bid.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to award the Bid to Chagrin Valley Paving, Incorporated for the Asphalt Resurfacing of Jug Street (CH-0046, Sections F-G) in Burton and Troy Townships in the amount of \$637,759.90 as they represented the lowest and best bid. The Bid Bond submitted shall be held to serve as the Performance Bond for this project.*

<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 APPLICATION OF  
PAVEMENT MARKINGS TO VARIOUS ROADS IN GEAUGA COUNTY, YEAR 2022 –  
EXECUTE COVER PAGE – SET BID OPENING

*Mr. Hajjar asked the Board to execute the resolution to order the application for pavement markings for various roads during this year, 2022, to execute the cover sheet and set the bid opening on April 6, 2022.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-029 to Order the Application of Pavement Markings to Various Roads in Geauga County, Year 2022.*

*This resolution also requests the Board approve and execute the Bid Specification Cover page for the same.*

*Further, this resolution sets a Bid Opening on Wednesday, April 6, 2022 at 2:00 p.m. Notice of this Bid Opening will be advertised on March 17, 2022 and on the County website.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: March 15, 2022*

*Resolution: #22-029*

**RESOLUTION TO ORDER  
THE APPLICATION OF PAVEMENT MARKINGS TO VARIOUS ROADS  
GEAUGA COUNTY, YEAR 2022**

*WHEREAS, the Geauga County Board of Commissioners has determined by Resolution 22-003 that the public convenience and welfare require the application of polyester pavement markings on various roadways in accordance with Section 5555.06 of the Ohio Revised Code; and*

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*WHEREAS, lands will not be taken relative to the improvements; and*

*WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof and no special assessments shall be collected to fund this improvement; and*

*WHEREAS, the Geauga County Board of Commissioners, after reviewing the plans with the County Engineer in public session, is satisfied that the public convenience and welfare require that said improvement be made.*

*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 in accordance with Section 5555.022 of the Ohio Revised Code hereby approves the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from local and/or state funding sources in accordance with Section 5555.43 of the Ohio Revised Code.*

*BE IT FURTHER RESOLVED that the Clerk of the Board of County Commissioners is hereby ordered to let this project for bids in accordance with Section 5555.61 of the Revised Code. The bids shall be let upon a unit price basis. Bids shall be received until 1:45 PM and opened and read aloud at 2:00 PM on Wednesday, April 6, 2022.*

*BE IT FURTHER RESOLVED, that the Clerk of Geauga County Board of Commissioners is hereby instructed to transmit a certified copy of this resolution to 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>

*There was a brief discussion about the Township specifications being built into the bid and participate directly in the overall cost of the project. The townships will reimburse the county for their portion.*

*COUNTY ENGINEER'S OFFICE – RESOLUTION TO ORDER REPLACEMENT OF MUNN ROAD BRIDGES – AUBURN TOWNSHIP – EXECUTE COVER SHEET – SET BID OPENING*  
*Mr. Hajjar asked the Board to execute the resolution to order the replacement of the Munn Road bridges in Auburn Township, execute the cover sheet of the plans and set the bid opening on April 6, 2022.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-030 to Order the Replacement of Munn Road Bridges (Structure #0032-00.920 and #0032-02.710) in Auburn Township.*

*This resolution also requests the Board approve and execute the Cover Sheet for the Plans for the same.*

*Further, this resolution sets a Bid Opening on Wednesday, April 6, 2022 at 2:05 p.m. Notice of this Bid Opening will be advertised on March 17, 2022 and on the County website.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: March 15, 2022*  
*Resolution: #22-030*

**RESOLUTION TO ORDER THE REPLACEMENT OF THE  
MUNN ROAD BRIDGES  
BR-0032-AC-2022  
STRUCTURES #0032-00.920 & #0032-02.710  
IN AUBURN TOWNSHIP**

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*WHEREAS, the Board of County Commissioners of Geauga County has determined by Resolution #21-151 that the public convenience and welfare require the reconstruction of the bridges over the Aurora Branch of the Chagrin River and Clemens Creek on Munn Road, CR-0032, at mile marker 00.920 and 02.710, and the grading, paving, widening, and draining of a portion of Munn Road in the immediate vicinity of the bridges in accordance with Section 5555.022 of the Ohio Revised Code; and*

*WHEREAS, land will be taken relative to the improvements; and*

*WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof and no special assessments shall be collected to fund this improvement; and*

*WHEREAS, the Geauga County Board of Commissioners, after reviewing the plans with the County Engineer in public session, is satisfied that the public convenience and welfare require that said improvement be made.*

*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 in accordance with Section 5555.022 of the Ohio Revised Code hereby approves the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from local funding sources in accordance with Section 5555.43 of the Ohio Revised Code.*

*BE IT FURTHER RESOLVED that the Clerk of the Board of County Commissioners is hereby ordered to let this project for bids in accordance with Section 5555.61 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 and read aloud at 2:05 P.M. on Wednesday, April 6, 2022.*

*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board of Commissioners is hereby instructed to transmit a certified copy of this resolution to the Auburn 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 – RESOLUTION TO ORDER REPLACEMENT OF ROLLING BROOK DRIVE BRIDGE – BAINBRIDGE TOWNSHIP - EXECUTE COVER SHEET – SET BID OPENING**

*Mr. Hajjar asked the Board to execute the resolution to order the replacement of the Rolling Brook Drive bridge in Bainbridge Township, execute the cover sheet for the plans and set the bid opening on April 6, 2022.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-031 to Order the Replacement Rolling Brook Drive Bridge (Structure #0578-00.030) in Bainbridge Township.*

*This resolution also requests the Board approve and execute the Cover Sheet for the plans for the same.*

*Further, this resolution sets a Bid Opening on Wednesday, April 6, 2022 at 2:10 p.m. Notice of this Bid Opening will be advertised on March 17, 2022 and on the County website.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: March 15, 2022*

*Resolution: #22-031*

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**RESOLUTION TO ORDER THE REPLACEMENT OF THE  
ROLLING BROOK DRIVE BRIDGE  
BR-0578-A-00.030-2022  
STRUCTURE #0578-00.030  
IN BAINBRIDGE TOWNSHIP**

*WHEREAS, the Board of County Commissioners of Geauga County has determined by Resolution #21-051 that the public convenience and welfare require the reconstruction of the bridge over Pettibone Creek on Rolling Brook Drive, TR-0578, at mile marker 00.030, and the grading, paving, widening, and draining of a portion of Rolling Brook Drive in the immediate vicinity of the bridge in accordance with Section 5555.022 of the Ohio Revised Code; and*

*WHEREAS, land will not be taken relative to the improvements; and*

*WHEREAS, the cost of such improvement will not be excessive in view of the public utility thereof and no special assessments shall be collected to fund this improvement; and*

*WHEREAS, the Geauga County Board of Commissioners, after reviewing the plans with the County Engineer in public session, is satisfied that the public convenience and welfare require that said improvement be made.*

*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 in accordance with Section 5555.022 of the Ohio Revised Code hereby approves the surveys, plans, profiles, cross sections, estimates, and specifications for such improvement, the costs of which shall be paid from local funding sources in accordance with Section 5555.43 of the Ohio Revised Code.*

*BE IT FURTHER RESOLVED that the Clerk of the Board of County Commissioners is hereby ordered to let this project for bids in accordance with Section 5555.61 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 and read aloud at 2:10 P.M. on Wednesday, April 6, 2022.*

*BE IT FURTHER RESOLVED that the Clerk of the Geauga County Board of Commissioners is hereby instructed to transmit a certified copy 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 – FINAL PLAT – MCFARLAND WOODS SUBDIVISION,  
PHASE 2 – DEDICATE EXTENSION OF EXISTING TULIP LANE – BAINBRIDGE  
TOWNSHIP**

*Mr. Hajjar explained that this was a request for a final plat dedicating the extension of the existing Tulip Lane in the McFarland Woods subdivision in Bainbridge Township.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Final Plat for McFarland Woods Subdivision, Phase 2 dedicating the extension of existing Tulip Lane (TR-0307) in Bainbridge Township.*

<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 – ACCEPT THE DEDICATED EXTENSION OF TULIP  
LANE – MCFARLAND WOODS SUBDIVISION, PHASE 2 – TOTAL MAINTENANCE BY  
BAINBRIDGE TOWNSHIP**

*Mr. Hajjar asked the Board to accept the dedicated extension of Tulip Lane for total maintenance by Bainbridge Township. Mr. Hajjar noted that the execution of the plat makes this*

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*a public road and Bainbridge township will be responsible for all maintenance going forward. The extension was only several hundred feet and includes six lots.*

*Motion: by Commissioner Lennon, seconded by Commissioner Spidalieri to accept the dedicated extension of Tulip Lane (TR-0307) in the McFarland Woods Subdivision, Phase 2 for total maintenance by Bainbridge Township.*

<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>

*SHERIFF'S OFFICE – COMBINED PUBLIC COMMUNICATIONS, LLC - INMATE COMMUNICATIONS GENERAL SERVICE AGREEMENT ADDENDUM B – ONSITE INMATE DOCUMENT SCANNER*

*Sheriff Scott Hildenbrand explained that this is an addendum to the current contract with Combined Public Communications for a scanner to process the mail for inmates to allow them to read it without touching it, which eliminates the possibility of drugs or other being on the pages. There is no cost to the county.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Combined Public Communications, LLC, Inmate Communications General Service Agreement, Addendum B – Onsite Inmate Document Scanner via Fusion to scan all incoming prisoner mail into the CPC system, allowing access in a digital format rather than physically handling / receiving their mail.*

<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 OF EMERGENCY SERVICES – ADVERTISE BIDS – GEAUGA COUNTY EMA – MASS NOTIFICATION SYSTEM*

*Director Roger Peterson asked the Board for permission to advertise for bids the Mass Notification System which is used by the Sheriff's Office and for the Perry Plant notifications. This is for the mass text notifications.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to grant permission to advertise for Bids for Geauga County EMA Mass Notification System to be held on Wednesday, March 30, 2022 at 2:30 p.m. Notice of this Bid Opening will be advertised on March 16, 2022 (News-Herald) 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>

*MAINTENANCE OFFICE – APPROVE PROMOTION – SUZANNE SOTKOVSKY – FISCAL AND BUDGET OFFICER (#1921)*

*Director Glen Vernick asked the Board to approve the promotion of Suzanne Sotkovsky to the Fiscal and Budget Officer and replaces the previous position held by Ms. Dolson.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve the promotion of Suzanne Sotkovsky to the position of Fiscal and Budget Officer (#1921) to be effective March 21, 2022 at the rate of \$21.15 per hour with a 180-day probationary period.*

<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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TRANSIT – OHIO DEPARTMENT OF TRANSPORTATION (ODOT) SECTION 5311 RURAL TRANSIT PROGRAM CY2022 – SUBAWARD GRANT AGREEMENT (REVISED)

*Director JoAnna Santilli explained that she was here at the end of last year for her ODOT grant agreement, however ODOT has revised the grant agreement for additional funding and a combined grant for both Federal and State funds which includes an increase of funds for operating and capital maintenance.*

*Motion: by Commissioner Lennon, seconded by Commissioner Spidalieri to approve and authorize the President of the Board to execute the Ohio Department of Transportation (ODOT), Section 5311 Rural Transit Program CY2022 Grant Program Year Subaward Grant Agreement (Revised) in the amount of \$610,839.00 Federal Funds for Operating Expenses, \$190,162.00 Federal Funds for Capitalized Maintenance Expenses for a total of \$801,001.00 in Federal Funds and \$400,000.00 in State Funds for Operating Expenses and \$47,541.00 State Funds for Capitalized Maintenance for a total of \$447,541.00 in State Funds for the period January 1, 2022 through December 31, 2022, and further authorize the Director to electronically submit the agreement to ODOT.*

<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>

*Commissioner Lennon inquired about the email from ODOT for a meeting to do a review of the Transit department, to which Ms. Santilli explained that they are doing a study for us and on Lake County, and wants to meet with the Board to discuss needs and wants and then do a comparison with other county agencies in the state to see what can be approved.*

DEPARTMENT OF WATER RESOURCES – REQUEST FOR PARTIAL PAYMENT #13 AND #14 (RETAINAGE) – OHIO WATER DEVELOPMENT AUTHORITY CONTRACTOR'S ESTIMATE AND FUND PAYMENT REQUEST #13 AND #14 - TRAX CONSTRUCTION COMPANY – CHARDON TOWNSHIP WASTEWATER TREATMENT PLANT AND SEWER PROJECT

*Fiscal and Personnel Specialist Kathleen Miller asked the Board to approve the Request for Partial payment request #13 for TRAX Construction that includes the contractors estimate and fund payment request.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Request for Partial Payment #13, Ohio Water Development Authority Contractor's Estimate #13 and the Ohio Water Development Fund Payment Request #13 for TRAX Construction Company for the Chardon Township Wastewater Treatment Plant and Sewer project in the amount of \$64,258.64.*

<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>

*Ms. Miller asked the Board to execute the request for Partial Payment #14 for a portion of the retainage for TRAX Construction that includes the contractors estimate and fund payment request. Ms. Miller noted that this is the majority of the retainage, that there will only be about \$54,000.00 remaining.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute the Request for Partial Payment #14 (Retainage), Ohio Water Development Authority Contractor's Estimate #14 (Retainage) and the Ohio Water Development Fund Payment Request #14 for TRAX Construction Company for the Chardon Township Wastewater Treatment Plant and Sewer Project in the amount of \$150,000.00.*

<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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DEPARTMENT OF WATER RESOURCES – ADVERTISE POSITION – MAINTENANCE FOREMAN (#2317) INTERNALLY FIVE DAYS – IF NO CANDIDATE – EXTERNAL UNTIL FILLED

*Ms. Miller asked the Board to advertise for a Maintenance Foreman, first internally as it is a union position and then if no candidate is found, externally until filled.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to grant permission to advertise for the position of Maintenance Foreman (#2317), internally for a period of five days, with applications accepted March 21, 2022 through 4:30 p.m. on March 25, 2022. If no qualified candidate is found, then externally until the position is filled.*

<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 AUTHORIZING COUNTY ADMINISTRATOR TO EXERCISE POWERS DELEGATED HEREBY UNDER O.R.C. 305.30 - AMENDED

*Mr. Morgan explained that this is an amendment to the resolution that authorizes the County Administrator to act as delegated on behalf of the Board. This amendment is to give the authorization to approve and issue addendums for bids, statement of qualifications and for proposals.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute Resolution #22-032 Authorizing the County Administrator to Exercise Powers Delegated Hereby under the O.R.C. 305.30 – Amended.*

*Board of County Commissioners, Geauga County, Ohio*

*Resolution: #22-032*

*Date: March 15, 2022*

***A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXERCISE POWERS DELEGATED HEREBY UNDER THE O.R.C. 305.30 – AMENDED***

*WHEREAS, Ohio Revised Code 305.30 provides that the Board may delegate certain of its powers to be exercised by the County Administrator; and*

*WHEREAS, the Geauga County Board of Commissioners desire to delegate certain powers to the County Administrator to be performed under their direction and supervision; and*

*NOW, THEREFORE, BE IT RESOLVED, that the Geauga County Board of Commissioners do hereby authorize the County Administrator to execute on their behalf within limitation and guidelines set forth below:*

- 1. Certification of Determination of Subsequent Exemption for a Categorical Exclusion Project*
- 2. Certification of Categorical Exclusion Project not subject to 58.5 (but required to comply with 24 CFR 58.6)*
- 3. Certification of Exempt Project*
- 4. Ohio Development Service Agency Office of Community Development Request for Release of Funds (RROF) and Certification for Federally funded State projects – CDBG Program Income*
- 5. Office of Housing and Community Partnerships RLF Grant / Loan Review Report form*
- 6. Housing Semi-Annual Program Income Report*
- 7. ED RLF Semi-Annual Report*
- 8. Office of Housing and Community Partnerships, Ohio Small Cities CDBG Program Job Certification Summary*
- 9. Ohio Community Development Block Grant (CDBG) Program Status Report*
- 10. Notice to Public of Finding of No Significant Impact on Environment (FONSI) and Notice of Intent to Request Release of Funds (NOI/RROF) Combined Notice – CDBG Program Income / RLF Loan*
- 11. Notice to Proceed / Notice of Commencement*
- 12. Satisfaction of Mortgage*



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13. Approve the Hiring, Promotion, Reclassification and to Rescind those actions (if necessary) of Personnel under the Commissioners Hiring Authority, excluding the Commissioners' Office
14. Approve Unpaid Leave of Absence requests for Employees (medical and personal) under the Commissioners Hiring Authority and the ability to Rescind those actions, excluding the Commissioners' Office
15. Accept Personnel Resignations, excluding the Commissioners' Office
16. Permission to advertise to fill employment positions under the Board's hiring authority, following the acceptance of a resignation, hiring, promotion or reclassification, excluding the Commissioners' Office
17. Increase current position postings and Close if necessary
18. Acknowledge new hire appointments by the Department of Job and Family Services
19. Concur with the Townships on Liquor License – Request a Hearing to be held in County Seat or Not Request a Hearing
20. Ohio Motor Fuel Tax Refund Claims for the Transit Department
21. Acknowledge Requests for Release of Funds for the Airport Authority
22. Farm Market Agreements for the Department on Aging
23. Agreements for the use of County Parking Lots and County Property
24. Service Contract Agreements that are in the amount of \$10,000.00 per year or less, up to and including Multi-year Service Contracts that do not exceed the \$10,000.00 per year limit
25. Approve and issue any Addendum for Competitive Bid Solicitations, Statement of Qualifications or Requests for Proposals
26. 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 2022.

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

Roll Call Vote:	Commissioner Spidalieri	Aye
	Commissioner Lennon	Aye
	Commissioner Dvorak	Aye

**COMMISSIONERS' OFFICE – COMPENSATION AGREEMENT – CITY OF CHARDON AND COUNTY OF GEAUGA – REDWOOD – CHARDON TAX INCREMENT FINANCING INCENTIVE DISTRICT**

Mr. Morgan explained that this was related to the Redwood Development in Chardon at the extension of seventh avenue, the City put that in as a TIF and the county presented an argument against the TIF, unfortunately the County doesn't have a lot of authority, they reached an agreement to cap the dollar amount and they cannot change the TIF without approval by the Commissioners. The capped amount is not to exceed \$4 million dollars.

Motion: by Commissioner Spidalieri, seconded by Commissioner Lennon to approve and execute the Compensation Agreement between the City of Chardon and the County of Geauga in regards to the Redwood-Chardon tax increment financing incentive district.

Roll Call Vote:	Commissioner Spidalieri	Aye
	Commissioner Lennon	Aye
	Commissioner Dvorak	Aye

**COMMISSIONERS' OFFICE – ACKNOWLEDGE AND ACCEPT MUNSON TOWNSHIP TRUSTEES LETTER – ACTION TO RESCIND RESOLUTION PETITIONING TO VACATE PUBLIC RIGHT OF WAY UPON ALL OF HOSPITAL DRIVE – NO ACTION WILL BE TAKEN – PETITION TO VACATE REQUEST HAS BEEN WITHDRAWN**

Clerk, Christine Blair explained that she was requesting the Board to acknowledge and accept the letter from the Munson Township Trustees regarding action they took to rescind the resolution to petition to vacate the public right of way upon all of hospital drive. Upon review it was discovered there is a step that was missed, so until that is complete they rescinded and pulled back the request.

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*Motion:* by Commissioner Spidalieri, seconded by Commissioner Lennon to acknowledge and accept Munson Township Board of Trustee's letter regarding action taken to rescind Resolution #2022-08 Petitioning the Board of Commissioners to Vacate the Public Right of Way upon all of Hospital Drive (TR-0603), pursuant to Section 5553.045 of the Revised Code, which Resolution was received by the Board of Commissioners on March 2, 2022. No action will be taken on the Township's Resolution / Petition to vacate the public right of way upon all of Hospital Drive, as the Township's petition to vacate request has been withdrawn.

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

COMMISSIONERS' OFFICE – APPROVE APPOINTMENTS AND ALTERNATE – ADP BOARD – YEAR 2022

*Motion:* by Commissioner Spidalieri, seconded by Commissioner Lennon to approve the appointments to the ADP Board, with James W. Dvorak as Primary and Alternates of Timothy C. Lennon, Ralph Spidalieri and Gerard Morgan to be in effect for the year 2022.

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

COMMISSIONERS' OFFICE – RESCIND RESOLUTION #22-020 LEVYING ASSESSMENTS – CHARDON TOWNSHIP WASTEWATER TREATMENT PLANT AND SEWER PROJECT – FAILED FOR LACK OF 2<sup>ND</sup>.

Commissioner Dvorak explained that there was a meeting held last Wednesday for more research and review regarding the ARPA funds, made a motion to rescind Resolution #22-020 levying the assessments.

Commissioner Lennon asked about extending the time frame to allow the Prosecutor to review the use of ARPA funds. Mr. Morgan noted that we have until next week before a decision would need to be made before the time period will be up on the thirty days put into the resolution. Mr. Morgan added that if they are able to do an extension of the time period, they would need to do it by a resolution. Mr. Morgan requested to wait until next week to take any action on the resolution regarding the assessments. Mr. Lennon asked to wait until next week.

Due to a lack of a 2<sup>nd</sup>, the motion failed.

PUBLIC COMMENT

Local resident Mike Valko on Howard Drive asked if the Board was going to schedule a public meeting in the future to discuss the ARPA funds.

Mr. Lennon expressed that this project is not new to anybody, including the residents, and it has been an undue hardship that was put on the residents of this community, but unfortunately the ARPA came after this project was underway. Mr. Lennon stated that it was made aware at the meeting last week that Water Resources held that ARPA could be used, however they need to review those options with legal counsel to see if the funds can or cannot be used for the project.

Marge Rus on Howard Drive asked why the Commissioners came up with a resolution to assess their homes and not using other funds. Mr. Morgan stated that the process to assess which has been discussed prior to even construction starting, is that there are rules within the ORC that must be followed, adding that this project was put in due to the failing septic systems, and that they did search out any funding that was available. Ms. Rus expressed lets fast forward and is of the feeling that there are now funds available, to which Mr. Lennon added that there might be funds. Ms. Rus asked how the time for the Prosecutor to review and public meeting tie in with the deadline ticking away on the homeowners, and who else has applied for the ARPA funds.

Mr. Dvorak noted that they have had several requests for the funds, noting the hospital has requested. Mr. Morgan added that the discussion from the meeting held on the 9<sup>th</sup> as the formal request from the residents. Mr. Lennon stated that the amount is about \$3.2 million on 113

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*homes and that amount of ARPA funds is \$9.1 million with another \$9 million expected sometime this year.*

*Chardon Township Trustee Mike Brown explained that he wanted to reiterate what the residents are saying about using the ARPA funding, reaching out to the Prosecutor's office for help. Mr. Brown expressed that he was on the conference call with the EPA and that he wanted to test all the systems and that this wasn't necessary. Mr. Lennon added that this was the EPA that mandated the project. Mr. Brown stated that the Trustees didn't ask for this, Mr. Lennon added that no one asked for this, and if you think about it there may be other areas that could have this same thing happen to them. Mr. Lennon asked the question; do we use 1/6 of the ARPA funds on 113 homes and then others become affected and ask where is our assistance. Mr. Brown inquired if the residents were going to be given six months to tie in, can there be a consideration for those with new systems that were put in. Mr. Brown stated that five people that were tied into the tile that affected to the discharge, and they were working on flooding issues with the water department and they called. Mr. Lennon and Mr. Morgan both stated that the water department did not call the EPA.*

*Mr. Dvorak added that he is for helping the residents. Ms. Rus expressed that the Auditor explained what would happen to their homes. Another resident added that she will never vote for another levy, she can't afford it, her and her mother live in the house together since 1961 and between their incomes they are barely making it now, and don't know how they are going to do it. This resident asked the Board if they can afford 113 homes to sit empty and let crime move in. Mr. Lennon expressed that this was coming regardless, and we just have to wait and see what we are able to do.*

*Auditor Chuck Walder expressed that it is a little disingenuous and to say we don't know how we can spend it. Mr. Walder mentioned the CARES Act funding and then spoke about the ARPA funds that became available and they approved a resolution to appropriate those funds, and that he has watched and read several guidelines on how the funds can be used. Mr. Walder said the funding cannot be used to repay a loan and asked when the loan was secured, was it after the \$9 million. Mr. Morgan stated that the loan was secured at least two years ago. Mr. Lennon stated that there are also Federal Procurement requirements that were not used for this project. Mr. Walder disagreed that the Board had spoken to Mr. Flaiz about this, and then expressed that these people haven't been told the truth and for at least nine years. Mr. Walder stated that these people don't know that there is an automatic increase in January of 4%, that it's posted on the website, and people have to go there to find it. Mr. Walder expressed that these people have been lied to for years. Mr. Lennon and Mr. Walder went back and forth about timing and the ARPA funds and expressed that the Board should rescind the resolution and that they were told it was on the agenda to be rescinded today. Clerk Christine Blair explained that the resolution had thirty days – the Board had a discussion previously to rescind or extend at the next meeting, and that they are waiting for a response from the Prosecutor's Office on the use of the funds and what they can do. The Board meets before the thirty-day expiration, they don't need to schedule a special meeting.*

*Mr. Barto asked the Board to hold an evening meeting for residents who can't attend during the day. Ms. Rus stated that we need to wait till they have all the facts, and then hold a meeting. Mr. Morgan added that he didn't feel that the evening meeting needed to happen before next week, and that during the meeting next week they would either rescind or extend the resolution.*

*Mr. Valko asked again about the resolution passed in February, to which it was noted February 24, 2022, Resolution #22-020. Mr. Valko asked why they waited. Mr. Morgan stated that the Board was waiting for the final rule from the US Treasury and those came in January, the Federal Procurement requirements need to be followed and this project did not do that. Mr. Walder asked how the Board researched the use of the funds. Mr. Lennon stated that there have been no decisions made, the project was already in process when the ARPA funds even came in. This project had to be bid and you have to use Federal Procurement and that is for the bid, that was done on this project.*

*Gale Russe from the League of Women Voters asked if the Board had a meeting on the ARPA funds. Mr. Morgan explained that the Board approved a resolution directing the Auditor to apply and accept those funds and establish funds with preliminary amounts set aside in them, capital improvements, utilities and third-party requests. Ms. Rus asked about a third party, UH Hospital, Spectrum and is that what they need to do to request those funds.*

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ACKNOWLEDGEMENTS

- a) *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the weeks ending March 3, 2022 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 Prisoner Transport for the month ending February, 2022 as required by O.R.C. 325.07.*
- c) *The Monthly Inventory Report, Consolidated Investment Portfolio and Obligations and Securities monthly reports filed by the Treasurer's Office for Geauga County for the Month of February 2022 pursuant to ORC 135.35(L).*

OTHER

*The Board reviewed upcoming events.*

MEETINGS

- Tue., 3/15 Investment Advisory Committee, 8:45 a.m., Chambers*
- Tue., 3/15 Geauga Trumbull Solid Waste Management District, Board of Directors meeting, 1:00 p.m. Warren, District Office – **changed and moved to the 22<sup>nd</sup>**.*
- Tue., 3/15 ADP Meeting, 2:00 p.m. Auditor's Office*
- 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 Lennon, seconded by Commissioner Spidalieri to adjourn the meeting at 10:40 a.m.*

*Geauga County Board of Commissioners*

\_\_\_\_\_  
*James W. Dvorak*

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*Timothy C. Lennon*

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*Ralph Spidalieri*

\_\_\_\_\_  
*Christine Blair, Commissioners' Clerk*

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