

Tuesday, June 17, 2008

The Board of County Commissioners met in regular session on **Tuesday, June 17, 2008 at 9:36 AM** with the following members present:

Christopher Smeiles

Maureen T. Frederick

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Absent: Commissioner Keiper on vacation

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It was moved by Maureen T. Frederick, seconded by Christopher Smeiles to approve the meeting minutes of the June 12, 2008 meeting. Commissioner Keiper absent, motion carries

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Also attending throughout the day: Mike Sever, Record-Courier

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MENTAL HEALTH & RECOVERY BOARD

Present: Hal Ferrier

Executive Director Ferrier attending to update the Board of Commissioners on the MHRB request that the Commissioners place a renewal levy on the November 2008 ballot.

The Board of Commissioners noted that they have asked the Prosecutor to prepare the required resolution to certify this issue to the Board of Elections.

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PROSECUTOR

Present: Denise Smith

Review of Prosecutor's Pending List

Denise Smith noted that APL attorney Norm Sandvoss contacted her and advised that the APL and the Board of Commissioners have agreed that the land behind the APL will be used exclusively by the APL, the land behind the Dog Warden facility will be used exclusively by the Dog Warden, and the walking area around the pound will be communal. The Board of Commissioners agreed with that proposal and noted that they are waiting for a revised site map.

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10:10 AM In accordance with the Ohio Rev. Code Ann. 121.22(G)(1), it was moved by **Maureen T. Frederick**, seconded by **Maureen T. Frederick** that the Board of Commissioners move into executive session to conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. **Also present:** Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea.

10:20 AM Upon conclusion of the above referenced discussion, it was moved by **Maureen T. Frederick**, seconded by **Christopher Smeiles** that the Board of Commissioners moves out of executive session. Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea.

After exiting Executive Session, the Board of Commissioners took no action.

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GRANTS ADMINISTRATOR & DEPARTMENT OF ECONOMIC DEVELOPMENT

Present: Dan Banks and Bill Ulik

The Directors attending today to discuss the request from the Downtown Revitalization Group in Mantua for assistance in obtaining Tier II CDBG funding.

The Mantua Downtown group received a Tier I CDBG Downtown Revitalization Grant of \$15,000 to perform an inventory study and initial plan for redevelopment. They hired EG&G to perform the study. In order for them to receive the Tier II Grant that would include "bricks and mortar" dollars, they need to come up with local match for a maximum of a \$400,000 project. The Tier II monies would allow the completion of anything mentioned in the Tier I report.

Dan Banks and Bill Ulik met with Edie Benner, Mantua-Shalersville Chamber President, and the Downtown Revitalization Group in Mantua several months ago to discuss how to move forward. The Directors have told the Group how they can obtain other funding, which would all require a local match.

The Village is not financially able to participate to a great extent in the TIER II match. The match would have to be matched at 50/50.

The Grants Administrator will provide information regarding potential programs for Mantua Downtown Revitalization to the Group and also generically to the county Chamber Offices. The October 2nd Summit could also be a workshop as to how to leverage funds for a downtown renovation/revitalization project.

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RESOLUTION No. 08-0543 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

It was moved by Maureen T. Frederick, seconded by Christopher Smeiles that the following resolution be adopted:

RESOLVED, that the bills were approved and certified to the County Auditor for payment, contingent upon the review of the Portage County Internal Auditor or other designee on June 17, 2008 in the total payment amount of **\$ 543,916.70 for Funds 0001-8391** as set forth in the Accounts Payable Warrant Report on file in the office of the Portage County Auditor; and be it further

RESOLVED, that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0544 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.

It was moved by Maureen T. Frederick, seconded by Christopher Smeiles that the following Resolution be adopted:

WHEREAS, the Ohio Revised Code requires that warrants be approved by the Board of Commissioners prior to their issuance, and

WHEREAS, there are other similar financial transactions defined as journal vouchers/entries that are dissimilar in that they are used to pay for charges for services from one county department and/or fund to another department and/or fund and thus are processed in lieu of issuing a warrant, and

WHEREAS, the Journal Vouchers/Entries are recommended by the County Auditor’s Office for review and approval by the Board of Commissioners; now therefore be it

RESOLVED, that the Board of Commissioners approves the following Journal Vouchers/Entries as presented by the County Auditor’s Office:

06/16/08	596	\$ 46.55
06/16/08	597	16,246.73
06/16/08	599	4,736.49
06/16/08	600	4,194.00
06/16/08	601	4,333.80
06/16/08	602	93,510.50
06/16/08	603	7,348.58
06/16/08	604	62,235.40
06/16/08	605	9,143.22
06/16/08	606	87.15
Total		\$ 201,882.42

and be it further

RESOLVED, that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0545 - RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.

It was moved by Maureen T. Frederick, seconded by Christopher Smeiles that the following resolution be adopted:

WHEREAS, Ohio Revised Code Section 5705.41 (D)(1) authorizes the expenditure of moneys, provided a certificate of the County Auditor is supplied stating that there was at the time of the making of such contract or order and at the time of the execution of such certificate a sufficient sum appropriated for the purpose of such contract and in the treasury or in process of collection to the credit of an appropriate fund free from any previous encumbrances (Then and Now Certification), and

WHEREAS, the Then and Now Certification is recommended by the State Auditor's Office, the Portage County Auditor's Office, and the Portage County Prosecutor's Office, and

WHEREAS, a listing of expenditures, attached hereto as Exhibit "A" and incorporated herein by reference, has been certified by the County Auditor according to Ohio Revised Code section 5705.41 (D)(1); now therefore be it

RESOLVED, that the expenditures listed herein are properly certified by the County Auditor in the amount of **\$3,992.57** as set forth in Exhibit "A" dated **June 17, 2008** shall be paid; and be it further

RESOLVED, that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice Vote as Follows:

Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0546 - RE: AGREE TO ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR THE PORTAGE COUNTY REGIONAL AIRPORT AUTHORITY (FAA Project No. 3-39-0099-2108)

It was moved by Maureen T. Frederick, seconded by Christopher Smeiles that the following resolution be adopted:

WHEREAS, the Portage County Regional Airport Authority submitted a project application to the Federal Aviation Administration (FAA) for a grant of Federal Funds for a project at or associated with the Portage County Regional Airport, and

WHEREAS, the Board of Commissioners acknowledges that the FAA decreased the grant award from what was requested by \$395,272 (from \$661,200 to \$265,928) after the Portage County Board of Commissioners adopted resolution # 08-0094 to agree to commit \$34,800 as the local match for FAA AIP Project No. 3-39-00992108 on January 29, 2008; and

WHEREAS, the Regional Airport Authority Board of Trustees voted in a June 11, 2008 meeting to accept this FAA funding and authorized Dr. Michael Pryce or Mr. Larry Solak to sign the FAA grant documents (Resolution 2008-03); and

WHEREAS, the Project Application, is in the total amount of **\$279,924 (\$265,928 in federal funding and \$13,996 in local match)** for the specific purpose of acquiring land for Runway 9 approach protection Phase 1 of Project # 3-39-0099-2108; therefore be it

RESOLVED, that the Board of Portage County Commissioners does agree to enter into a grant agreement for FAA Project No. 3-39-0099-2108 between the Portage County Board of Commissioners and the **Federal Aviation Administration in the amount of \$279,924** for the specific purpose of for the specific purpose of acquiring of the land for Runway 9 approach protection Phase 1 of Project #3-39-0099-2108 for a **project total of \$265,928 plus the local match of \$13,996**; and be it further

RESOLVED, that the required local match of \$13,996 will be provided by the Portage County Board of Commissioners' General Fund; and be it further

RESOLVED, that the Board of Commissioners authorizes Christopher Smeiles, as the President of the Board to sign the grant agreement documents; and be it further

RESOLVED, that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice Vote follows:

Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0547 - RE: ENTER INTO AN AGREEMENT FOR SURVEYING SERVICES BETWEEN DLZ OHIO, INC. AND THE PORTAGE COUNTY BOARD OF COMMISSIONERS RELATIVE TO THE AURORA MEADOWS SUBDIVISION SANITARY IMPROVEMENTS, PROJECT NO. M-1 (06-190), IN PORTAGE COUNTY REGIONAL SEWER DISTRICT.

It was moved by Maureen T. Frederick, and seconded by Christopher Smeiles that the following resolution be adopted:

WHEREAS, this Board of Commissioners passed on September 19, 2006, Resolution 06-0815 authorizing the preparation of plans, specifications, estimate of cost, and pursue funding assistance for Project No. M-1 (06-190), Aurora Meadows Subdivision Sanitary Improvements; and

WHEREAS, consultant surveying services are needed to perform the required surveying in the Aurora Meadows Subdivision and along the proposed force main route to develop the Engineering Design Documents; and

WHEREAS, qualifications were requested by Portage County Water Resources; and

WHEREAS, thirteen (13) qualifications were received and tabulated on January 29, 2007 and reviewed by a Portage County Water Resources selection team and all thirteen (13) consulting firms were determined to be qualified and capable of performing the required services; and

WHEREAS, the Board of Commissioners authorized on March 18, 2008 approval for four (4) consultants to be interviewed; and

WHEREAS, from the interviews conducted, the Water Resources Department has selected DLZ OHIO, Inc. as the most qualified firm to perform this project; now therefore be it

RESOLVED, by the Board of Commissioners of Portage County, Ohio:

- Section 1. The Portage County Board of Commissioners does hereby accept the proposal of DLZ OHIO, Inc. as the best proposal received and agrees to execute a contract with DLZ OHIO, Inc. for professional surveying services as described in the attached contract and in an amount not to exceed \$111,343.40.
- Section 2. That funds in the amount of \$111,343.40 are available in 520040P4 400000 06190, from the 2008 project budget.
- Section 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Voice vote as follow:

Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea;

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RESOLUTIONS

June 17, 2008

1. Approval of Meeting Minutes from the June 12, 2008 regular Board Meeting as presented.

2. Approve the Bills as presented by the County Auditor and reviewed by the Internal Auditor./08-543
3. Approve the Journal Vouchers as presented by the County Auditor./08-544
4. Approve the Then & Now as presented by the Portage County Auditor./08-545
5. Enter into an agreement for surveying services between DLZ Ohio, Inc. and the Portage County Board of Commissioners relative to the Aurora Meadows Subdivision Sanitary Improvements, Project No. M-1 (06-190) in the Portage County Regional Sewer District (Water Resources Department)/08-0547.

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INVITATIONS/MEETING NOTICES

June 17, 2008

1. Meeting notice for the AMATS Policy Committee meeting on Wednesday, June 25, 2008, 1:30 PM, Martin Center South, Akron.
2. Meeting notice from Ohio Department of Transportation for the Transportation Conversation forum on Monday, June 23, 2008, John S. Knight Center, Akron, 4:00-8:00 PM.
3. Invitation from the Portage Park District for the opening of Seneca Ponds in Streetsboro on Saturday, June 21, 2008, 9:00 AM. Light refreshments and guided tour at 10:00 AM.
4. Invitation for the Hattie’s Library Café Ribbon Cutting Ceremony on Thursday, June 19, 2008, 6:00 PM, Ribbon Cutting at 6:30 PM, Akron Summit County Public Library.

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INCOMING CORRESPONDENCE

DISCUSSION

June 17, 2008

1. June 9, 2008 correspondence from Mayor Poland, requesting a breakfast conference with local governments and businesses regarding economic development/This event has been scheduled for October 2, 2008. Clerk to respond to Mayor Poland/Bill Ulik to send a *Save the Date* email to the Chambers, cities and villages about the Summit.
2. The Board of Commissioners received the Employee of Distinction Nomination Form for 2008 as presented by Goodwill. Nomination Deadline July 18, 2008/Information only.
3. Board of Commissioners’ authorization requested to allow the Water Resources Department to contact, schedule and interview four firms for Project Engineering and surveying services for the Ravenna Training and Logistics Site (RTLs) potable water system and facilities, Project No. Portage County-W (08-120) and Ravenna Training and Logistics Site (RTLs) sanitary sewer system and facilities, Project No. PC (08-130) as requested by the Water Resources Department/Hold.

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JOURNAL ENTRIES

June 17, 2008

1. The Board of Commissioners received the Portage County Investment Reconciliation for the month of May 2008, as presented by the County Auditor and County Treasurer.

2. The Board of Commissioners received the display copy of the proposed 2009 Tax Budget, as presented by the Solid Waste Management District/Information only
3. Board of Commissioners' authorization requested to have Commissioner Smeiles sign the Ohio Public Works Commission Appendix E Disbursement Request for and Certification (Request No. 6) for the ROO 10 CH18E Tallmadge Road Bridge Replacement, Project No. CGS08 as presented by the County Engineer/Journal Entry.
4. June 12, 2008 Certificate of the County Auditor that the Total Appropriations from each fund do not exceed the Official Estimate Resources for the fiscal year beginning January 1, 2008, as presented by the Portage County Auditor.

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PLEASE ADD TO YOUR AGENDA

June 17, 2008

1. Draft Resolution: Agree to enter into a grant agreement with the Federal Aviation Administration for the Portage County Regional Airport Authority (FAA Project No. 3-39-0099-2108)/Dan Banks attending today to advise that Vice-President Larry Solak contacted him yesterday regarding this grant award. 08-0546 accepts the grant award from the FAA, as presented.
2. June 16, 2008 correspondence from Janet Esposito, County Auditor, regarding Step II reimbursement/Water Resources Department Director Harold Huff advised the Board of Commissioners that this issue has been corrected.
3. Board of Commissioners' signature requested on the June 17, 2008 correspondence to Stephanie Frantz, regarding delinquent time tap-in payment plan assessments to be collected with real estate taxes if not received prior to July 22, 2008 for \$ 232.75 as requested by the Water Resources Department/Journal Entry.

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INFORMATION ONLY

June 17, 2008

1. June 5, 2008 memo from Shelley Wilson, Ohio Department of Taxation, regarding reappraisal and triennial update for real property.
2. June 9, 2008 correspondence from John Epling, regarding the Veterans' Memorial/Forward to the Executive Assistant for her files and information
3. The Board of Commissioners received the Year In Review as presented by Roetzel & Andress.
4. The Board of Commissioners received the Portage County Living Timeline dated June 9, 2008, as presented by Wayne Enders, Bicentennial Committee.
5. The Board of Commissioners received the Keep Smyelin newsletter Issue 5, as presented by the National Multiple Sclerosis Society.
6. June 13, 2008 e-mail from Jon Barber, Security, regarding an e-mail from Anita Herington, Job and Family Services.
7. The Board of Commissioners received the June 13, 2008 Traffic Advisory, as presented by the Ohio Department of Transportation.

8. The Board of Commissioners received the Ravenna Community Guide 2008-09, as presented by the Record Publishing Company.
9. June 11, 2008 correspondence from Robert Ferguson, Ohio Job and Family Services to Anita Herington, requesting action by the Portage County Department of Job and Family Services regarding the Audit Reports for January 1, 2002 through December 31, 2002 and April 1, 2005 through March 31, 2006.

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Journal Entry

June 17, 2008

Motion by Maureen T. Frederick, seconded by Christopher Smeiles to approve the following actions:

1. The Board of Commissioners acknowledged the receipt of the Portage County Investment Reconciliation for the month of May 2008, as presented by the County Auditor and County Treasurer.
2. The Board of Commissioners signed the June 17, 2008 correspondence to Stephanie Frantz, 9218 Olga Avenue, Streetsboro, Ohio, regarding the delinquent time tap-in payment plan assessments to be collected with real estate taxes if not received prior to July 22, 2008 in the amount of \$232.75, as presented the Portage County Water Resources Department.
3. The Board of Commissioners authorized Commissioner Smeiles to sign the Ohio Public Works Commission Appendix E Disbursement Request for and Certification (Request No. 6) for the ROO 10 CH18E Tallmadge Road Bridge Replacement, Project No. CGS08, as presented by the County Engineer.
4. The Board of Commissioners acknowledged the receipt of the June 12, 2008 Certificate of the County Auditor that the Total Appropriations from each fund do not exceed the Official Estimate Resources for the fiscal year beginning January 1, 2008, as presented by the Portage County Auditor.
5. The Board of Commissioners accepted with regret the June 17, 2008 resignation of Human Resources Department Director Lynn Leslie, effective July 11, 2008.

Commissioner Keiper absent, motion carries.

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We do hereby certify that the foregoing is a true and correct record of the Portage County Board of Commissioners' meeting on **June 17, 2008**. There being no further business to come before the Board, it was moved by Maureen T. Frederick, seconded by Christopher Smeiles to adjourn the official meeting at 11:00 AM. Commissioner Keiper absent, motion carries.

Christopher Smeiles, President

ABSENT
Charles W. Keiper II, Vice President

Maureen T. Frederick, Board Member

Deborah Mazanec, Clerk

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