

Thursday, July 24, 2008

The Board of County Commissioners met in regular session on **Thursday, July 24, 2008 at 9:15 AM** with the following members present:

Christopher Smeiles

Charles W. Keiper II

Maureen T. Frederick

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It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick to approve the meeting minutes of the July 22, 2008 meeting. All in favor, motion carries

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Also attending throughout the day: Mike Sever, Record-Courier; Kobie Brooks, Business Relations and Development for the University Hospitals Medevac Program

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Mr. Brooks advised that he is attending today to listen to the Board's meeting in case there is discussion of the proposed agreement for the Regional Airport and a different medevac company. Air Methods owns the company's two helicopters [one based in Middlefield and the other in Akron and University Hospitals owns the program and provides the medical personnel and communications functions. The Board of Commissioners noted that a discussion of any proposed agreement is not on their agenda today.

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INTERNAL SERVICES

Present: JoAnn Townend, Director of Maintenance Tim Miller

RESOLUTIONS

1. Award & enter into an agreement with Financial Network of America, LTD for a deferred compensation plan./08-666
2. Accept and award the bid for the Portage County Administration Building Re-Roofing./08-667
3. Authorizing the Portage County Board of Commissioners to sign a letter of intent with the Village of Windham for the purchase of water & use of wastewater facilities./08-668
4. Enter into an amendment no. 1 with Family & Community Services for Title XX substance abuse services./08-669
5. Enter into an amendment no. 2 with Family & Community Services for Title XX transportation services./08-670
6. Enter into an amendment no. 2 with Emerald Transportation for Title XX transportation services./08-671
7. Enter into an amendment no. 1 with Triangle Pharmacy for Title XX pharmaceutical services./08-672

8. Enter into an amendment no. 3 with Family & Community Services to provide PRC homeless shelter services./08-673
9. Enter into an agreement with Coleman Professional Services for PRC adult employment assessment services./08-674
10. Enter into an MOU with Young Services, Inc. for early learning initiative./08-675
11. Enter into a lease amendment no. 11 with WIC for Lisbon office space./8-676
12. Enter into a lease amendment no. 11 with WIC for Portage County office space./08-677
13. Enter into a lease agreement with Nick and John Spagnuolo dba/Bar 10./08-678
14. Enter into an agreement with the City of Ravenna for 2008 storm water program./08-679
15. Enter into an agreement with the Cope Treatment Centers, Inc. for operation of a dual diagnosis offender's clinic program./08-680
16. Enter into a license agreement with the Animal Protective League./08-681
17. Enter into an agreement with CSEA and the Prosecuting Attorney./08-682
18. Enter into an agreement with CSEA and the Clerk of Courts./08-683

DISCUSSION

1. JoAnn Townend presented a July 2, 2008 letter from Hasenstab Architects regarding the missing vapor barrier on the second floor perimeter walls of the new Prosecutor's building. The Board of Commissioners agreed to accept the recommendation of Architect Eric Droll that the Contractor's proposed corrective action and conditions detailed in the letter are acceptable and meet the original intent of the contract documents. The Board of Commissioners directed JoAnn Townend to get special warranty language in the documents to deal with potential future problems.

2. JoAnn Townend presented the revised plans from Architect Mark Ferguson of Four Points regarding the Kent parking lot. Commissioner Smeiles noted that he asked Kent Planning Commission to move this request to the August agenda so that the Board of Commissioners could attend. The Board of Commissioners agreed that Option B is the path they want to follow. JoAnn Townend asked the Director of Maintenance to comment on the difficulties presented with either option for snow plowing. Mr. Miller agreed that Option B would be the best option, with the number of trees reduced to create several additional parking spaces. Commissioner Smeiles will meet with Judge Plough and show him Option B before the Kent Planning Commissions' August meeting.

3. The Board of Commissioners agreed to send out an RFP for inmate psychological services contract, extending the current Coleman contract on a month-to-month basis.

4. Tim Miller and JoAnn Townend toured the recently vacated rental house on Chestnut Street just north of the Administration Building. There is damage to the interior of the house including broken glass doors, garbage, missing light switch covers, etc. The Board of Commissioners agreed that Community Service Workers or

Maintenance staff should begin to clean up the area and paint. The Board of Commissioners agreed that JoAnn Townend should send a letter to the tenant advising that the county is keeping the \$600 security deposit for damages. There may also be a water bill to be paid.

5. Office of Homeland Security & Emergency Management Director Jon Barber has requested a change to the status of the RFP with RCC Consultants. Jon Barber wants the company to stop working, give the county the product they currently have, and not close the contract in case money is found in the future.
6. JoAnn Townend suggested an amendment to the contract or a letter of understanding of the circumstances between the Board of Commissioners and the consultant to suspend activities until further notice/JoAnn Townend to bring back to the Board of Commissioners.

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MAINTENANCE

Present: Tim Miller

1. Tim Miller has a \$10,000 quote for the replacement of the water line from Meridian Street to the west side of the Maintenance Building. Mr. Miller to investigate other options like connecting to the Administration Building at the Treasurer’s Office or the outside water spigot in the bullpen.
2. The Director advised that the Maintenance Department has begun to put in oil addition in A/C units
3. The Ravenna Fire Department has asked for the installation of a fire suppressant/sprinkler system at the Riddle Block. Commissioner Smeiles has asked the CBO to contact the City to discuss this issue.
4. The Board of Commissioners agreed to schedule a one hour discussion of a possible Maintenance Department restructuring/Invite Tim Miller, Jim Manion, and JoAnn Townend.

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JOB & FAMILY SERVICES

Present: Anita Herington

- I. The Director presented the 10/1/07 – 03/31/08 Federal Food Stamp Report showing zero errors.
- II. United We Ride – MOU & LOI/

Resolution: Authorize the Memorandum of Understanding between the Portage County Department of Job and Family Services and PARTA acting on behalf of Ohio’s Transportation Technology Opportunity (OTTO)/08-684
- III. The Director updated the Board of Commissioners on the 2nd Floor Cameras & Panic Buttons/Board of Commissioners may want to discuss this issue with Jon Barber.
- IV. The Director noted that August is Child Support Awareness Month. Staff will attend the Randolph Fair to promote awareness.
- V. Request for Executive Session: Personnel Matter

11:05 AM In accordance with the Ohio Rev. Code Ann. 121.22(G)(1), it was moved by **Charles W. Keiper II**, seconded by **Maureen T. Frederick** that the Board of Commissioners move into executive session to consider a JFS transfer. **Also present: JFS Director Anita Herington.** Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Yea; Maureen T. Frederick, Yea.

11:15 AM Upon conclusion of the above referenced discussion, it was moved by **Charles W. Keiper II** seconded by **Maureen T. Frederick** that the Board of Commissioners moves out of executive session. Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Yea; Maureen T. Frederick, Yea.

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

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RESOLUTION No. 08-0658 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick 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 July 24, 2008 in the total payment amount of **\$331,015.01 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0659 - RE: WIRE TRANSFER APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick 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 July 24, 2008 in the total payment amount as follows:

1. \$258,846.96 for Medical Mutual Claims-Fund 7101; and
2. \$735.00 MHM Resources, Inc for Administration Fees for Medical Mutual; and

3. \$5,538.37 MHM Resources, Inc for processing claims for Medical Mutual; and 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 authorizes the wire transfer for the charges relating to health benefits, as presented by the Portage County Auditor’s Office:

Wire Transfer on Friday, July 25, 2008	\$ 258,846.96
Wire Transfer on Friday, July 25, 2008	\$ 735.00
Wire Transfer on Friday, July 25, 2008	\$ 5,538.37

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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0660 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick 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:

07/23/08	1197	\$ 2,277.10
07/23/08	1196	746.04
07/23/08	1201	27,766.67
07/23/08	1198	409,435.25
07/23/08	1199	3,978.00

07/23/08	858	326.19
Total		444,529.25

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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0661 - RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick 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 **\$11,577.61** as set forth in Exhibit “A” dated **July 24, 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, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0662

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RE: **ACCEPT PROPOSAL OF BURGESS & NIPLE, INC. AND ENTER INTO AGREEMENT FOR PROVIDING PROFESSIONAL TRAFFIC ENGINEERING SERVICES FOR INTERSECTION SAFETY STUDIES AT TALLMADGE ROAD (CH 18) AND MOGADORE ROAD (CH 81) IN BRIMFIELD TOWNSHIP, BRADY LAKE ROAD (CH 162) AND WALL STREET (CH 159) IN RAVENNA TOWNSHIP AND WATERLOO ROAD (CH 87) AND CONGRESS LAKE ROAD (CH 17) IN SUFFIELD TOWNSHIP, PORTAGE COUNTY, OHIO.**

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following Resolution be adopted:

WHEREAS, the County Engineers Association of Ohio CSTP Safety Program has made available federal grant money to fund 90% of three (3) Portage County Intersection Safety Studies in the amount of \$22,500.00, and

WHEREAS, Resolution 08-0092 authorized the Portage County Engineer to execute Local Public Agency Agreement #14889 which provides for reimbursement to the Portage County Engineer of federal funds for said Intersection Safety Study to a maximum of \$22,500.00, and

WHEREAS, studies will be performed at the intersection of **Tallmadge Road (CH 18) and Mogadore Road (CH 81)** in Brimfield Township, **Brady Lake Road (CH 162) and Wall Street (CH 159)** in Ravenna Township and **Waterloo Road (CH 87) and Congress Lake Road (CH 17)** in Suffield Township, Portage County, Ohio, and

WHEREAS, the Portage County Engineer has deemed it necessary to seek the services of an engineering consultant, **Burgess & Niple, Inc.**, to provide professional traffic engineering services for the preparation of said studies; now therefore be it

RESOLVED, that the Portage County Commissioners hereby accept the proposal of **Burgess & Niple, Inc.** to provide professional traffic engineering services for said safety studies, and be it further

RESOLVED, that said professional traffic engineering services will be performed by **Burgess & Niple, Inc.**, Akron Centre Plaza, 50 South Main Street, Suite 600, Akron, Ohio 44308, for a Lump Sum fee of \$24,900.00; and be it further

RESOLVED, that the Portage County 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 meetings 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0663 - RE: APPOINT COMMISSIONER CHARLES W. KEIPER II AS THE LOCAL ELECTED OFFICIAL (LEO) FOR PORTAGE COUNTY IN THE REGIONAL WORKFORCE INVESTMENT AREA KNOWN AS GEAUGA-ASHTABULA-PORTAGE PARTNERSHIP (GAPP) FOR THE 2008-2009 PROGRAM YEAR BEGINNING IMMEDIATELY AND ENDING JUNE 30, 2009.

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following resolution be adopted:

- WHEREAS,** the Portage County Board of Commissioners, in collaboration with the Boards of Commissioners from Geauga County and Ashtabula County, created a three county Regional Workforce Investment Area and Workforce Investment Board, in conjunction with the Federal Workforce Act of 1998; and
- WHEREAS,** the Portage County Board of Commissioners authorized Portage County, along with its County Department of Job & Family Services, to be a partner in the Geauga-Ashtabula-Portage Partnership Workforce System (GAPP); now therefore be it
- RESOLVED,** that the Board of Commissioners designates Commissioner Charles W. Keiper II as the Local Elected Official (LEO) for Portage County to represent Portage County in the GAPP on its behalf for the 2008 – 2009 Program Year beginning immediately and ending June 30, 2009; and be it further
- RESOLVED,** that the Portage County Board of Commissioners appoints Commissioner Frederick as the alternate Local Elected Official (LEO) on the GAPP in the event that Commissioner Keiper is unable to attend; 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0664 - RE: AUTHORIZE THE SALE, THROUGH THE COUNTY ENGINEERS ASSOCIATION OF OHIO (CEAO), OF A 1972 REX DIESEL PULVI MIXER, MODEL HDS WHICH IS NO LONGER NEEDED FOR THE USE FOR WHICH IT WAS ACQUIRED

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following Resolution be adopted:

WHEREAS, Michael A. Marozzi, Portage County Engineer, has advised this Board that one (1) piece of equipment once used by the Portage County Engineer’s Department is no longer needed for the use for which it was acquired; now therefore be it

RESOLVED, that the Board of Portage County Commissioners has determined that the herein described item is no longer needed for the use for which it was acquired, and be it further

RESOLVED, that said piece of equipment will be offered for sale, through the County Engineers Association of Ohio (CEAO), as prescribed by Section 307.12 of the Ohio Revised Code, for cash to the highest bidder; and be it further

RESOLVED, the item for sale is as follows:

1972 Rex Diesel Pulvi Mixer – Model HDS – Serial #4A0176830

Minimum Bid: \$5,000.00

and be it further

RESOLVED, that notice will be sent, through the CEAO, to all 87 Ohio County Engineers, advising of said sale and any County Engineer wishing to purchase the above piece of equipment will be required to advise of their desire to purchase said item no later than **FRIDAY, AUGUST 15, 2008**; 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 meetings 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0665 - RE: A RESOLUTION ACKNOWLEDGING THE ISSUANCE BY THE BOARD OF COUNTY HOSPITAL TRUSTEES OF PORTAGE COUNTY OF

**HOSPITAL IMPROVEMENT REVENUE BONDS
AND AUTHORIZING RELATED MATTERS.**

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

- WHEREAS,** the County of Portage (“County”) owns and, acting by and through the Board of County Hospital Trustees of Portage County (“Hospital Trustees”), operates the general hospital facilities known as Robinson Memorial Hospital (the “Hospital”); and
- WHEREAS,** the Hospital Trustees are authorized under the laws of the State of Ohio, particularly Revised Code Chapter 140 (the “Act”), to acquire, construct, improve and equip “hospital facilities”, as defined in the Act, and to issue obligations to finance and refinance the “costs of hospital facilities”, as defined in the Act; and
- WHEREAS,** the Hospital Trustees intend to issue in calendar year 2008 tax-exempt hospital improvement revenue bonds (“Series 2008 Bonds”) in an aggregate estimated principal amount of \$ 45,000,000, to provide funds to pay costs of equipment and improvements at the Hospital’s facilities scheduled in its capital budgets for the next three years and potentially an additional amount of tax-exempt revenue bonds to refunding outstanding hospital improvement revenue bonds issued for the Hospital; and
- WHEREAS,** in 1994, pursuant to the Act, the County, acting by and through its Board of County Commissioners (“Board of Commissioners”), the Hospital Trustees, and the bank serving as Trustee approved the Amended and Restated Trust Indenture, dated as of September 1, 1994 (the “Indenture”), and the Hospital Trustees to date have issued five series of Hospital Revenue Bonds under the Indenture; and
- WHEREAS,** in connection with the issuance of tax-exempt obligations, the Hospital Trustees and this Board coordinate their actions to insure that the interest on the County’s obligations (whether issued by this Board or by the Hospital Trustees) are obligations the interest on which is excluded from gross income for purposes of the Internal Revenue Code of 1986, as amended (the “Code”).
- RESOLVED** by the Board of County Commissioners of Portage County, Ohio, that:
- Section 1. This Board acknowledges the Hospital Trustees’ plans to issue the Series 2008 Bonds and agrees that it will cooperate with the Hospital Trustees as necessary to facilitate the issuance of the Series 2008 Bonds. This Board approves and acknowledges the execution and delivery by the Hospital Trustees on behalf of the County and the Hospital Trustees of a supplemental indenture, supplementing and amending the Indenture to the extent necessary or appropriate in connection with the issuance of the Series 2008 Bonds.
- Section 2. This Board (i) will take, or require to be taken, all actions that may be required of it for the interest on the Series 2008 Bonds to be and remain excluded from gross income for federal income tax purposes and (ii) will not take or authorize to be taken any actions that would adversely affect that exclusion under the provisions of the Code. The members

of this Board, the Auditor (as fiscal officer) and the Clerk of this Board and any other appropriate officers are hereby authorized and directed to take any and all actions and make or give such reports and certifications, as may be appropriate to assure such exclusion of that interest.

Section 3. This Board acknowledges and agrees that, with respect to obligations issued by the County Commissioners on or after January 1, 2008 and on or before December 31, 2008, it will not designate any such obligations of the County as “qualified tax-exempt obligations” under Section 265(b) of the Code.

Section 4. The members of this Board, the Auditor (as fiscal officer) and the Clerk of this Board and any other appropriate officer of the County, alone or in conjunction with any of the foregoing, are authorized and directed to execute, deliver and, if applicable file, for and in the name and on behalf of the County, any certifications and other instruments and documents which are necessary or appropriate for inclusion in the transcript of proceedings of the Series 2008 Bonds or which are necessary or advisable under the Code.

Section 5. It is 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 of any of its committees that resulted in those formal actions, were in meetings open to the public in compliance with the law.

Section 6. This Resolution shall take effect and be in force immediately upon its adoption.

Voice vote as follows:

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

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RESOLUTION No. 08-0666 - RE: AWARD AND ENTER INTO AN AGREEMENT WITH FINANCIAL NETWORK OF AMERICA, LTD FOR A DEFERRED COMPENSATION PLAN FOR PORTAGE COUNTY EMPLOYEES.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, nine firms were mailed Request for Proposals for a Deferred Compensation Plan for Portage County Employees; and

WHEREAS, on June 18, 2008 the Portage County Internal Services Department received two (2) proposals from Black Knight Asset Management, LLC and Financial Network of America, LTD; and

WHEREAS, upon review of the proposals received the Director of Internal Services recommends that the proposal submitted by Financial Network of America, LTD, 2214 Enterprise Parkway East, P.O. Box 559, Twinsburg OH 44087-0559 be accepted as the best proposal received; now therefore be it resolved

RESOLVED, that the Portage County Board of Commissioners enter into an agreement with Financial Network of America, LTD; and be if 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0667 - RE: ACCEPT AND AWARD THE BID FOR THE PORTAGE COUNTY ADMINISTRATION BUILDING RE-ROOFING OF THE MAIN ENTRY, WIC AND BOARD OF ELECTIONS.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, four bid packages were received, tabulated and recorded on July 17, 2008 for the Portage County Administration Building Re-roofing of the Main Entry, WIC and Board of Elections, and

WHEREAS, upon review of the bids received, it is the recommendation of both the Architect and the Portage County Director of Internal Services that the following bid be accepted as the lowest and best bid received;

SOMMERS ROOFING, INC.
4739 Maplegrove Ave., NE
Louisville OH 44641
\$119,288.00

now therefore be it

RESOLVED, that the Board of County Commissioners does hereby award the bid for the Portage County Administration Building Re-Roofing of the Main Entry, WIC and Board of Elections to Sommers Roofing, Inc. as listed above meeting all specifications as required; 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 a 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, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0668

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RE: AUTHORIZING PORTAGE COUNTY BOARD OF COMMISSIONERS TO SIGN A LETTER OF INTENT WITH THE VILLAGE OF WINDHAM FOR THE PURCHASE OF WATER AND USE OF WASTEWATER FACILITIES.

It was moved by Charles W. Keiper II, and seconded by Maureen T. Frederick that the following Resolution be adopted:

WHEREAS, the Village of Windham Water and Wastewater Treatment Plants have excess capacity which the Village of Windham is desirous of selling; and

WHEREAS, the Portage County desires purchase up to 0.15 million gallons a day of water and 0.15 million gallons a day of wastewater capacity; now therefore be it

RESOLVED, that the Portage County Board of Commissioners of Portage County, Ohio will sign a letter of intent to contract with the Village of Windham to purchase up to 0.15 million gallons a day of water and 0.15 million gallons a day of wastewater capacity; and be it further

RESOLVED, That 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 of 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 Follows:

Christopher Smeiles, Yea;

Charles W. Keiper II, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0669

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RE: ENTER INTO AMENDMENT NO. 1 BETWEEN THE BOARD OF COMMISSIONERS, THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND FAMILY & COMMUNITY SERVICES, INC. TO PROVIDE TITLE XX SUBSTANCE ABUSE SERVICES

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20070418 (the "Original Contract") on November 6, 2007 by Resolution No. 07-1065 to provide Title XX Substance Abuse Services to eligible recipients of Portage County; and

WHEREAS, the parties desire to amend the Original Contract to continue such services; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into Amendment No. 1 between the Board of Commissioners, the Department of Job & Family Services and Family & Community Services, Inc. to decrease the amount of the agreement by Ten thousand and 00/100 dollars (\$10,000.00) and that the annual service under this agreement shall not exceed Four thousand nine hundred thirty-five and 00/100 dollars (\$4,935.00); 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 meetings 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0670 - RE: ENTER INTO AMENDMENT NO. 2 BETWEEN THE BOARD OF COMMISSIONERS, THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND FAMILY & COMMUNITY SERVICES, INC. TO PROVIDE TITLE XX TRANSPORTATION SERVICES

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20070416 (the "Original Contract") on November 6, 2007 by Resolution No. 07-1066 to provide Title XX Transportation Services to eligible recipients of Portage County; and

WHEREAS, an Amendment No. 1 was entered into on May 27, 2008 through Resolution No. 08-0419; and

WHEREAS, the parties desire to amend the Original Contract to continue such services; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into Amendment No. 2 between the Board of Commissioners, the Department of Job & Family Services and Family & Community Services, Inc. to increase the amount of the agreement

by Ten thousand three and 00/100 dollars (\$10,003.00) and that the annual service under this agreement shall not exceed Seventeen thousand five hundred two and 00/100 dollars (\$17,502.00); and be if 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 meetings 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0671 - RE: ENTER INTO AMENDMENT NO. 2 BETWEEN THE BOARD OF COMMISSIONERS, THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND EMERALD TRANSPORTATION TO PROVIDE TITLE XX TRANSPORTATION SERVICES

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20070436 (the "Original Contract") on December 27, 2007 by Resolution No. 07-1197 to provide Title XX Transportation Services for eligible recipients of Portage County; and

WHEREAS, an Amendment No. 1 was entered into on May 27, 2008 through Resolution No. 08-0420; and

WHEREAS, the parties desire to amend the Original Contract to continue such services; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into Amendment No. 2 between the Board of Commissioners, the Department of Job & Family Services and Emerald Transportation to increase the amount of the agreement by Forty-nine thousand nine hundred ninety-eight and 00/100 dollars (\$49,998.00) and that the annual service under this agreement shall not exceed Seventy-seven thousand four hundred ninety-eight and 00/100 dollars (\$77,498.00); and be if 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 meetings 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0672 - RE: ENTER INTO AMENDMENT NO. 1 BETWEEN THE BOARD OF COMMISSIONERS ON BEHALF OF THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND TRIANGLE PHARMACY, INC. TO PROVIDE TITLE XX PHARMACEUTICAL SERVICES.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20070409 (the "Original Contract") on October 1, 2007 by Resolution No. 07-1041 to provide Pharmaceutical Services for Disabled Adults and Senior Citizens who have a current Medicaid application pending and a pending disability determination through the Ohio Department of Job & Family Services Disability Determination Unit, who are residents of Portage County; and

WHEREAS, the parties desire to amend the Original Contract to continue such services; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into Amendment No. 1 between the Board of Commissioners, the Department of Job & Family Services and Triangle Pharmacy, Inc. for the time period October 1, 2007 to September 30, 2008; and be it further

RESOLVED, that the parties mutually agree to increase the amount of the agreement by Ten thousand and 00/100 dollars (\$10,000.00) and that the annual service under this agreement shall not exceed Thirty thousand and 00/100 dollars (\$30,000.00); 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 meetings 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0673 - RE: ENTER INTO AMENDMENT NO. 3 BETWEEN THE BOARD OF COMMISSIONERS, THE PORTAGE

**COUNTY DEPARTMENT OF JOB & FAMILY
SERVICES AND FAMILY & COMMUNITY
SERVICES, INC. TO PROVIDE PRC HOMELESS
SHELTER SERVICES**

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20060352 (the "Original Contract") on October 17, 2006 by Resolution No. 06-0872 to provide PRC Homeless Shelter Services; and

WHEREAS, an Amendment No. 1 was entered into on March 22, 2007 through Resolution No. 07-0250; and

WHEREAS, an Amendment No. 2 was entered into on July 17, 2007 through Resolution No. 07-0663; and

WHEREAS, the agreement between the parties was modified on January 24, 2008 through Resolution No. 08-0085; and

WHEREAS, the parties desire to amend the Original Contract; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into Amendment No. 3 between the Board of Commissioners, the Department of Job & Family Services and Family & Community Services, Inc. to increase the maximum number of units to two thousand one hundred eighty (2,180) units and that the annual service amount shall not exceed One hundred fifty-nine thousand seventy-five and 00/100 dollars (\$159,075.00); 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 meetings 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, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0674

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**RE: ENTER INTO AN AGREEMENT FOR PRC ADULT
EMPLOYMENT ASSESSMENT SERVICES
BETWEEN THE BOARD OF COMMISSIONERS ON
BEHALF OF THE PORTAGE COUNTY
DEPARTMENT OF JOB & FAMILY SERVICES AND
COLEMAN PROFESSIONAL SERVICES**

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, the Portage County Department of Job & Family Services is in need of PRC Adult Employment Assessment Services for eligible Portage County residents; and

WHEREAS, Requests for Proposals were sent to twenty-six (26) potential service providers; and

WHEREAS, Seventeen (17) proposals were received, opened and tabulated on March 31, 2008; and

WHEREAS, Coleman Professional Services is willing and able to provide these services; and

WHEREAS, The Agreement form attached hereto as Exhibit A will be used to detail the terms of the relationship between the Portage County Department of Job & Family Services and Coleman Professional Services; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby enter into an Agreement between the Board of Commissioners on behalf of the Portage County Department of Job & Family Services and Coleman Professional Services with its principal place of business located at 5982 Rhodes Road, Kent, OH 44240, for the period July 1, 2008 through June 30, 2009, with the option of a one (1) year agreement extension; and be it further

RESOLVED, that the total amount of this Agreement is not to exceed Eight thousand five hundred and 00/100 dollars (\$8,500.00); 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 meetings 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0675 - RE: ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE PORTAGE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND YOUNG SERVICES, INC.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, the Early Learning Initiative is a collaboration between the Ohio Department of Education and Ohio Department of Job & Family Services to provide children often identified at-risk of school failure with education experiences that will help them enter kindergarten ready for success and meet the child care needs of working families; and

WHEREAS, the Early Learning Initiative will provide funding for services to children through full and part day early learning services in center-based programs; and

WHEREAS, Young Services, Inc. holds themselves capable of providing the services; now therefore be it resolved

RESOLVED, that the Board hereby agree to enter into an agreement with the Portage County Educational Service Center, for the time period of July 1, 2008 through June 30, 2009 at no cost; 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 adopting 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 meetings 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, Yea;

Maureen T. Frederick, Yea;

* * * * *

RESOLUTION No. 08-0676 - RE: ENTER INTO REAL ESTATE LEASE AGREEMENT AMENDMENT NO. 11 WITH THE COLUMBIANA COUNTY BOARD OF COMMISSIONERS FOR THE WIC BUILDING LOWER LEVEL, 7876 LINCOLE PLACE, LISBON, COLUMBIANA COUNTY, OHIO (COOPERATIVE EXTENSION OFFICES).

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, a lease agreement between the parties was entered into on December 2, 1998 by Resolution No. 98-751 for real estate property described as the lower level of the building located at 7876 Lincole Place, Lisbon, Columbiana County, Ohio (Cooperative Extension Offices) for the term of January 1, 1999 until December 31, 1999; and

WHEREAS, Amendment No. 1 between the parties was entered into on September 13, 2000 by Resolution No. 00-751 for the term of January 1, 2000 until December 31, 2000; and

WHEREAS, Amendment No. 2 between the parties was entered into on December 13, 2000 by Resolution No. 00-972 for the term of January 1, 2001 until December 31, 2001; and

- WHEREAS,** Amendment No. 3 between the parties was entered into on January 23, 2002 by Resolution No. 02-0039 for the term of January 1, 2002 until December 31, 2002; and
- WHEREAS,** Amendment No. 4 between the parties was entered into on February 25, 2003 by Resolution No. 02-0938 for the term of January 1, 2003 until December 31, 2003; and
- WHEREAS,** Amendment No. 5 between the parties was entered into on June 2, 2004 by Resolution 03-0996 for the term of January 1, 2004 until December 31, 2005; and
- WHEREAS,** Amendment No. 6 between the parties was entered into on January 25, 2006 by Resolution 06-0036 for the term of January 1, 2006 until December 31, 2006; and
- WHEREAS,** Amendment No. 7 between the parties was entered into on September 22, 2005 by Resolution 05-0992 for the term of October 1, 2005 until September 30, 2006; and
- WHEREAS,** Amendment No. 8 between the parties was entered into on October 12, 2006 by Resolution 06-0827 for the term of October 1, 2006 until September 30, 2007; and
- WHEREAS,** Amendment No. 9 between the parties was entered into on March 8, 2007 by Resolution 07-0182 which bans smoking in all public buildings and places of employment (issue 5); and
- WHEREAS,** Amendment No. 10 between the parties was entered into on August 30, 2007 by Resolution 07-0834 for the term of October 1, 2007 until September 30, 2008; and
- WHEREAS,** the Board of Commissioners wishes to enter into Amendment No. 7 to lease real estate property situated in the City of Lisbon, Columbiana County, known for street numbering purposes as 7876 Lincole Place, Lisbon, Ohio (Cooperative Extension Offices) for the term of October 1, 2008 until September 30, 2009 at the rate of two thousand sixty three dollars and 73/100 dollars (\$2,063.73) per month; and
- WHEREAS,** the Columbiana County Board of Commissioners has an interest in leasing said property; now therefore be it
- RESOLVED,** that the Board of Portage County Commissioners does hereby agree to enter into said Lease Agreement Amendment No. 11 for the property listed above with the Columbiana County Board of Commissioners for a term of one (1) year, beginning October 1, 2008 and ending on September 30, 2009; and be it further
- RESOLVED,** that the rent shall be of two thousand sixty three dollars and 73/100 dollars (\$2,063.73) per month payable on the first day of each month beginning October 1, 2008 and continuing until the expiration of the lease; 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0677 - RE: ENTER INTO REAL ESTATE LEASE AGREEMENT AMENDMENT NO. 11 WITH WOMEN, INFANTS AND CHILDREN’S PROGRAM (WIC) FOR THE PREMISES LOCATED AT THE PORTAGE COUNTY ADMINISTRATION BUILDING.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, a lease agreement between the parties was entered into on January 1, 1999 by Resolution No. 99-035 to lease real estate property situated in the City of Ravenna, Portage County, known for street numbering purposes as 449 S. Meridian Street, Ravenna, Ohio for the term of January 1, 1999 until December 31, 1999; and

WHEREAS, Amendment No. 1 was entered into on September 21, 2000 by Resolution No. 00-688 extending the term of the Lease Agreement from January 1, 2000 until December 31, 2000; and

WHEREAS, Amendment No. 2 was entered into on October 17, 2000 by Resolution No. 00-753 extending the term of the Lease Agreement from January 1, 2001 until December 31, 2001; and

WHEREAS, Amendment No. 3 was entered into on April 30, 2002 by Resolution No. 02-0303 extending the term of the Lease Agreement from January 1, 2002 until September 30, 2002; and

WHEREAS, Amendment No. 4 was entered into on September 3, 2002 by Resolution No. 02-0727 extending the term of the Lease Agreement from October 1, 2002 until September 30, 2003 and increasing the rental amount from \$771.00 per month to \$848.00 per month; and

WHEREAS, Amendment No. 5 was entered into on October 2, 2003 by Resolution No. 03-0746 extending the term of the Lease Agreement from October 1, 2003 until September 30, 2004 and increasing the rental amount from \$848.00 per month to \$890.40 per month; and

WHEREAS, Amendment No. 6 was entered into on February 15, 2005 by Resolution No. 05-0054 extending the term of the Lease Agreement from October 1, 2004 until September 30, 2005 and increasing the rental amount from \$890.40 per month to \$934.92 per month; and

WHEREAS, Amendment No. 7 was entered into on September 22, 2005 by Resolution No. 05-0993 extending the term of the Lease Agreement from October 1, 2005 until September 30, 2006 and increasing the rental amount from \$934.92 per month to \$981.66 per month; and

WHEREAS, Amendment No. 8 was entered into on October 12, 2006 by Resolution No. 06-0826 extending the term of the Lease Agreement from October 1, 2006 until September 30, 2007 and increasing the rental amount from \$981.66 per month to \$1,030.74 per month; and

WHEREAS, Amendment No. 9 was entered into on March 8, 2007 by Resolution 07-0181 which bans smoking in all public buildings and places of employment (issue 5); and

WHEREAS, Amendment No. 10 was entered into on August 30, 2007 by Resolution No. 07-0835 extending the term of the Lease Agreement from October 1, 2007 until September 30, 2008 and increasing the rental amount from \$1,030.74 per month to \$1,082.28 per month; and

WHEREAS, the Board of Commissioners wishes to enter into Amendment No. 11 to lease real estate property situated in the City of Ravenna, Portage County, known for street numbering purposes as 449 S. Meridian Street, Ravenna, Ohio; and

WHEREAS, WIC has an interest in leasing said property; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into said Lease Agreement Amendment No. 11 for the property listed above with WIC for a term of twelve (12) months, beginning October 1, 2008 and ending on September 30, 2009; and be it further

RESOLVED, that Lessee shall pay to Lessor rent in the sum of \$13,363.73 (thirteen thousand three hundred sixty three dollars and seventy three cents) throughout the one-year term in equal installments of \$1,136.39 (one thousand one hundred thirty-six dollars and thirty nine cents) each; 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, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0678

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RE: ENTER INTO REAL ESTATE LEASE AGREEMENT WITH NICK SPAGNUOLO AND JOHN SPAGNUOLO DBA BAR 10 FOR 106 EAST MAIN ST., RAVENNA, OH.

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, the Board of Commissioners wishes to lease real estate property situated in the City of Ravenna, known for street numbering purposes as 106 East Main Street, Ravenna, Ohio; and

WHEREAS, Nick Spagnuolo and John Spagnuolo dba Bar 10 has an interest in leasing said property; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into a Lease Agreement for the property listed above with Nick Spagnuolo and John Spagnuolo dba Bar 10 for a term of one (1) year, beginning August 1, 2008 and ending on July 31, 2009; and be it further

RESOLVED, that the rent shall be paid in equal monthly installments of one thousand, three hundred one and 88/100 dollars (\$1,301.88). All rents are payable on the tenth day of each month and continuing until the expiration of the lease; 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, Yea; Maureen T. Frederick, Yea;

* * * * *
RESOLUTION No. 08-0679 - RE: ENTER INTO AN AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS, THE PORTAGE SOIL AND WATER CONSERVATION DISTRICT AND THE CITY OF RAVENNA

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following Resolution be adopted:

WHEREAS, mandated by Congress under the Clean Water Act, the National Pollutant Discharge Elimination System (NPDES) Storm Water Program is a comprehensive two-phased national program for addressing the non-agricultural sources of storm water discharges that adversely affect the quality of our nation's waters. The Program uses the NPDES permitting mechanism to require the implementation of controls designed to prevent harmful pollutants from being washed by storm water runoff into local water bodies. The Phase II Final Rule, published in the Federal Register on December 8, 1999, requires NPDES permit coverage for storm water discharges from certain regulated small municipal separate storm sewer systems (MS4s) and construction activity disturbing between 1 and 5 acres of land; and

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, Yea; Maureen T. Frederick, Yea;

* * * * *
RESOLUTION No. 08-0681 - RE: ENTER INTO LICENSE AGREEMENT BETWEEN THE PORTAGE COUNTY COMMISSIONERS AND PORTAGE ANIMAL PROTECTIVE LEAGUE

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following Resolution be adopted:

WHEREAS, the County owns property located at 8122 Infirmery Rd., Ravenna, Ohio known as the Portage County Animal Protective League; and

WHEREAS, The Animal Protective League wishes to use the Animal Protective League outside grounds, on Saturday, August 9th, 2008 between the hours of 9:00 AM to 12:00 PM for Eagle Scout Award Ceremony; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into a License Agreement between the Board and Animal Protective League at 8122 Infirmery Rd., Ravenna, Ohio 44266 for use of the Eagle Scout Award Ceremony on Saturday, August 9th, 2008 between the hours of 9:00 AM to 12:00 PM for Eagle Scout Award Ceremony; 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, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0682 - RE: ENTER INTO AN AGREEMENT BETWEEN PORTAGE COUNTY CHILD SUPPORT ENFORCEMENT AGENCY AND PROSECUTING ATTORNEY – IV-D INVESTIGATIVE UNIT CHILD SUPPORT DIVISION

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into a IV-D Service Contract between the Portage County Child Support Enforcement Agency and the Clerk of Courts – Legal Division at the rate of Nine and 78/100 dollars (\$9.78) per unit, not to exceed One hundred seven thousand five hundred eighty and 00/100 dollars (\$107,580.00); and be it further

RESOLVED, that the term of this agreement shall be from July 1, 2008 through June 30, 2009; 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 meetings 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, Yea; Maureen T. Frederick, Yea;

* * * * *

RESOLUTION No. 08-0684 - RE: AUTHORIZE MEMORANDUM OF UNDERSTANDING BETWEEN THE PORTAGE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND THE PORTAGE AREA REGIONAL TRANSPORTATION AUTHORITY (PARTA) ACTING ON BEHALF OF OHIO'S TRANSPORTATION TECHNOLOGY OPPORTUNITY (OTTO).

It was moved by Charles W. Keiper II, seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, the Portage Area Regional Transportation Authority (PARTA) and the Geauga County Transit have been engaged in the design and planning of a system of transportation coordination that make use of technology to enhance delivery of services; and

WHEREAS, the plan relies upon the use of existing public and private investments and capabilities linked through advised logistics and communications technologies; and

WHEREAS, the Portage County Department of Job and Family Services desires to partner with PARTA [acting on behalf of Ohio's Transportation Technology Opportunity (OTTO)] to develop a model of transportation coordination using technology that has relevance and potential application throughout the United States; now therefore be it

RESOLVED, that the Portage County Board of Commissioners authorizes the Portage County Department of Job and Family Services to work with PARTA [acting on behalf of Ohio's Transportation Technology Opportunity (OTTO)] to develop a model of transportation coordination; and be it further

RESOLVED, that the Board of Commissioners authorizes the Director of the Portage County Department of Job and Family Services to sign the Memorandum of Understanding (MOU), as reviewed by the Attorney David Brode of the Portage County Prosecutor's Office, who noted that the document presents no legal issues for Portage County; and be it further

RESOLVED, that this MOU is effective upon the signing of both PARTA and the Portage County Department of Job and Family Services and will terminate three (3) years after the completion of the implementation phase or amended and/or terminated in accordance with the terms of the MOU; and be it further

RESOLVED, that this agreement is subject to the availability of funds from a United We Ride Phase II Implementation Grant, as applied for by PARTA and the Geauga County Transit; 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 was as follows:

Christopher Smeiles, Yea;

Charles W. Keiper II, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 08-0685 - RE: ENTER INTO AN AGREEMENT FOR ARCHITECTURAL/ENGINEERING SERVICES BETWEEN CT CONSULTANTS, INC. AND THE PORTAGE COUNTY BOARD OF COMMISSIONERS RELATIVE TO THE OPERATIONS & MAINTENANCE EQUIPMENT GARAGE, PROJECT NOS. PC (07-140), ST-4 (07-141), AND PC-W (07-142) IN PORTAGE COUNTY REGIONAL SEWER DISTRICT AND THE STREETSBORO SANITARY SEWER DISTRICT.

It was moved by Charles W. Keiper II, and seconded by Maureen T. Frederick that the following resolution be adopted:

WHEREAS, this Board of Commissioners passed on July 3, 2007, Resolutions 07-0638, 07-0639, and 07-0640 authorizing the preparation of plans, specifications, estimate of cost for Project Nos. PC-W (07-142), PC (07-140), and ST-4 (07-141) Operations and Maintenance Equipment Garage; and

WHEREAS, consultant engineering services are needed to perform the architectural/engineering design required for the maintenance equipment garage; and

5. Approve the Then & Now as presented by the Portage County Auditor./08-661
6. Accept proposal of Burgess & Niple Inc and enter into an agreement for providing professional traffic engineering services for intersection safety studies at Tallmadge Road (CH 18) and Mogadore Road (CH 81) in Brimfield Township, Brady Lake Road (CH 162) and Wall Street (CH 159) in Ravenna Township and Waterloo Road (CH 87) and Congress Lake Road (CH 17) in Suffield Township, Portage County, Ohio (County Engineer)./08-662
7. Appoint Commissioner Charles W. Keiper II as the Local Elected Official (LEO) for Portage County in the Regional Workforce Investment Area known as the Geauga Ashtabula Portage Partnership (GAPP) for the 2008-2009 program year beginning immediately and ending June 30, 2009/08-663
8. Authorize the sale, through the County Engineers Association of Ohio (CEAO) of a 1972 Rex Diesel Pulvi Mixer Model HDS which is no longer needed for the use for which it was acquired (County Engineer)./08-664

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INVITATIONS/MEETING NOTICES

July 24, 2008

1. Invitation from NEOTEC for the 11th Annual Northeast Ohio Logistics Conference and Golf Open at Firestone Country Club on Monday, August 18, 2008.
2. Invitation from the Senior Center for a celebration of construction on Friday, August 1, 2008, 10:00 AM-1:00 PM.

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INCOMING CORRESPONDENCE

DISCUSSION

July 24, 2008

1. Board of Commissioners' authorization requested to authorize 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
2. July 22, 2008 e-mail from Charlene Badger, Executive Assistant, regarding possible applicants for two (2) airport board openings and one (1) PARTA opening. Does the Board wish to schedule interviews/Clerk to schedule
3. July 22, 2008 e-mail from Jon Barber, Office of Homeland Security and Emergency Management, regarding a wage increase/Journal Entry
4. July 22, 2008 e-mail from Jon Barber, Office of Homeland Security and Emergency Management, regarding the Portage County RFP status change/JoAnn Townend to handle.
5. RESOLUTION: July 22, 2008 correspondence from Steve Colecchi, RMH, requesting Board of Commissioners' consideration of a resolution acknowledging the issuance by the Board of County Hospital Trustees of Portage County of Hospital Improvement Revenue Bonds and authorizing related matters. Portage County Attorney Chris Meduri reviewed the resolution noting that it is approved as to form./08-665

6. July 22, 2008 e-mail from JoAnn Townend, Internal Services, regarding the new Prosecutor's Office walk through on Thursday, July 31, 2008 at 3:30 PM/Board of Commissioners to attend if possible.

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JOURNAL ENTRIES

July 24, 2008

1. The Board of Commissioners acknowledged the receipt of the FY08 Emergency Management Performance Grant Budget Worksheet dated May 27, 2008 as presented by Director Jon Barber, Office of Homeland Security and Emergency Management.
2. The Board of Commissioners received the Portage County Common Pleas Court Probate/Juvenile Division's 2007 Annual Report as presented by Judge Thomas Carnes.
3. Board of Commissioners' authorization requested to pay the subscription renewal for The Plain Dealer for 313 daily newspapers and 52 Sunday newspapers at a cost of \$ 177.12.
4. The Board of Commissioners received the Second Quarter Report of the Portage County Health Departmental Activity as presented by Health Commissioner DuWayne Porter.
5. Board of Commissioners' authorization requested to pay All Excavating \$ 5,191.36 for Windham Demolition and furnace removal for six (6) building in Windham Village as requested by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor noting the documents appear to correspond and the MUNIS system shows a cash balance sufficient to cover the payment.
6. Board of Commissioners' authorization requested to pay All Excavating for \$ 18,000 for Windham Demolition and furnace removal for six (6) building in Windham Village as requested by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor noting the documents appear to correspond and the MUNIS system shows a cash balance sufficient to cover the payment.
7. The Board of Commissioners received the Weekly Report of Kennel population for the week ending July 20, 2008 as presented by Dave McIntyre, Dog Warden. The Board of Commissioners acknowledged the receipt of \$775 in Court Donations.

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REFERRED

July 24, 2008

1. July 15, 2008 correspondence from John Saunders, Ohio Department of Development, regarding a monitoring visit on September 15-16, 2008 for Grant No. B-C-06-062-2./Referred to Neighborhood Development Services Inc.
2. July 11, 2008 correspondence from Michael Hiler, Ohio Department of Development, regarding a notice of project specific release of funds for Planet Earth Preschool./Referred to Neighborhood Development Services Inc.

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PLEASE ADD TO THE AGENDA

July 24, 2008

1. RESOLUTION: Enter into an agreement for architectural/engineering services between CT Consultants, Inc. and the Portage County Board of Commissioners relative to the operations and maintenance

equipment garage Project No. Portage County (07-140), ST-4 (07-141) and PC-W (07-142) in the Portage County Regional Sewer District./08-685

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INFORMATION ONLY

July 24, 2008

1. July 11, 2008 correspondence from Jason Segedy, AMATS, including a copy of Highway Preservation Needs Report. (Entire booklet in share file).
2. July 17, 2008 correspondence from Michael Hiler, Ohio Department of Development, regarding the final grant closeout for Grant No. B-F-04-062-1.
3. July 17, 2008 correspondence from Michael Hiler, Ohio Department of Development, regarding the final grant closeout for Grant No. B-M-045-062-1.
4. July 22, 2008 e-mail from John Mason, Office of Homeland Security and Emergency Management, including information for the upcoming exercise Thursday, July 24, 2008.

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PROSECUTOR'S CORRESPONDENCE

July 24, 2008

1. July 18, 2008 correspondence from Denise Smith to Harold Huff, Water Resources Department, regarding the contract between the Board of Commissioners and the City of Streetsboro/Information only.

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Journal Entry

July 24, 2008

Motion by Charles W. Keiper II, seconded by Maureen T. Frederick to approve the following actions:

1. The Board of Commissioners acknowledged the receipt of the FY08 Emergency Management Performance Grant Budget Worksheet dated May 27, 2008, as presented by Director Jon Barber, Office of Homeland Security and Emergency Management.
2. The Board of Commissioners acknowledged the receipt of the Portage County Common Pleas Court Probate/Juvenile Division's 2007 Annual Report, as presented by Judge Thomas Carnes.
3. The Board of Commissioners authorized payment of the subscription renewal for The Plain Dealer for 313 daily newspapers and 52 Sunday newspapers at a cost of \$ 177.12.
4. The Board of Commissioners acknowledged the receipt of the Second Quarter Report of the Portage County Health Departmental Activity, as presented by Health Commissioner DuWayne Porter in accordance with Ohio House Bill #355.
5. The Board of Commissioners authorized payment to All Excavating of Youngstown for \$5,191.36 for the Windham Demolition and furnace removal for six (6) building in Windham Village (located at 9619 Brook Court, 9100 Maplegrove, 9591 Community Road, 9510 Community Road, 9631 Brook Court and 9636 Brook Court), as presented by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor noting the documents appear to correspond and the MUNIS system shows a cash balance sufficient to cover the payment.

6. The Board of Commissioners authorized payment to All Excavating of Youngstown for \$18,000 for the Windham Demolition and furnace removal for six (6) building (located at 9619 Brook Court, 9100 Maplegrove, 9591 Community Road, 9510 Community Road, 9631 Brook Court and 9636 Brook Court), in Windham Village, as presented by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor noting the documents appear to correspond and the MUNIS system shows a cash balance sufficient to cover the payment.
7. The Board of Commissioners acknowledged the receipt of the Weekly Report of Kennel population for the week ending July 20, 2008, as presented by Dave McIntyre, Dog Warden. The Board of Commissioners acknowledged the receipt of \$775 in Court Donations.
8. The Board of Commissioners approved the following Personnel Requisitions, as presented by the Portage County Human Resources Department and approved by Department of Job & Family Services Director Anita Herington:

DEPARTMENT	JOB TITLE	GRADE	ACTION
Job & Family Services	Family Support Specialist Part-Time		Post Internally and Externally

9. The Board of Commissioners signed the Personnel Action Form acknowledging the resignation of Teresa Schonauer as a Social Service Worker 3 for the Portage County Department of Job and Family Services, effective August 15, 2008, as presented by the Human Resources Department and approved by the Department of Job and Family Services Director Anita Herington.
10. The Board of Commissioners signed the Payroll Change Authorization Form for Jon Barber, Office of Homeland Security and Emergency Management, authorizing a wage increase from \$27.97 to \$28.85, effective March 26, 2008.
11. The Board of Commissioners authorized the Human Resources Department to advertise for a full-time second shift Housekeeper I (replacement for Shirley Groves) for the Portage County Maintenance Department, as recommended by Director Tim Miller.

All in favor, 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 **July 24, 2008**. There being no further business to come before the Board, it was moved by Charles W. Keiper II, seconded by Maureen T. Frederick to adjourn the official meeting at 11:19 AM. All in favor, motion carries.

Christopher Smeiles, President

Charles W. Keiper II, Vice President

Maureen T. Frederick, Board Member

Deborah Mazanec, Clerk

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