

**Tuesday, December 23, 2008**

The Board of County Commissioners met in regular session on **Tuesday, December 23, 2008 at 9:35 AM** with the following members present:

Christopher Smeiles

Charles W. Keiper II

Maureen T. Frederick

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It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II to approve the meeting minutes of the December 18, 2008 meeting. All in favor, motion carries

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

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## **WATER RESOURCES**

Present: Harold Huff

The Board of Commissioners accepted the recommendation of Portage County Water Resources Department Director Harold Huff and authorized him to begin negotiations with MS Consultants of Youngstown, Ohio for the surveying services for the RTLS Potable Water System and Facilities, Project No. PC-W (08-120) and RTLS Sanitary Sewer System and Facilities, Project No. PC (08-130). Staff will negotiate and make a recommendation to the Board of Commissioners/Journal Entry.

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Director Huff recommended sewer for Portage County and Streetsboro customers and water rates for Aurora customers be increased, effective in 2009. Commissioner Keiper noted that the current economy and this Board choosing not to implement rate increases last year are the reason the Board of Commissioners must act on these proposed increases now. He added that the Board is running the risk of rate shock if we do not increase the rates to keep the fund balance healthy. While it is important to be prudent, the Board of Commissioners must monitor increases on a yearly basis to make certain that the demands for water and sewer are met. The cost of chemicals, including water softener salt, has increased by 40%. Portage County has an obligation to maintain a program that is vertically and horizontally integrated.

Commissioner Frederick noted that the large fund balance with a rate increase poses a problem for her. Director Huff noted that the five year outlook for the fund shows a different story. The Board of Commissioners agreed to approve the sewer and water increases as proposed/Resolutions 08-1232, 1233, and 1234

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## **Department of Budget & Finance Director Audrey Tillis attending**

The Board of Commissioners discussed the December 22, 2008 correspondence from Portage County Assistant Prosecuting Attorney David Brode regarding the hire of C & S Consultants to provide an Airport Business and Strategic Implementation Plan in connection with the Airport. The Board of Commissioners agreed to grant the Portage County Regional Airport \$92,730 to allow the Airport to hire C & S Companies, noting that the funds will be distributed in accordance with the terms of the signed agreement. Commissioner Keiper noted

that he believes that the Board of Commissioners should enter into this agreement since this is a public planning process and not an operational process/Journal Entry.

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**RESOLUTION No. 08-1214 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II 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 December 23, 2008 in the total payment amount of **\$737,114.17 for Funds 0001-8101** 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. 08-1215 - RE: WIRE TRANSFER APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II 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 December 23, 2008 in the total payment amount as follows:

- 1. \$77,028.45 for Medical Mutual Claims-Fund 7101; and
- 2. \$5,220.87 for 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, December 26, 2008	\$ 77,028.45
Wire Transfer on Friday, December 26, 2008	\$ 5,220.87

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. 08-1216 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.**

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

12/22/08	2814	\$ 56,918.00
12/22/08	2779	4,689.66
12/22/08	2737	57,000.00
12/22/08	2777	17.92
Total		118,625.58

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. 08-1217 - RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II 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 **\$6,811.10** as set forth in Exhibit “A” dated **December 23, 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. 08-1218 - RE: ACCEPT HERON CREEK DRIVE AND SWAN DRIVE IN THE HERON CREEK SUBDIVISION, IN ROOTSTOWN TOWNSHIP, PORTAGE COUNTY.**

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

**WHEREAS,** the following roads in **ROOTSTOWN TOWNSHIP** have been built in accordance with the specifications for allotment roads of Portage County, and have gone through a one year maintenance period:

T.H. 1646 Heron Creek Drive  
T.H. 1647 Swan Drive

;and

**WHEREAS,** the Portage County Engineer has agreed to accept these roads as identified above, and

**WHEREAS,** the Rootstown Township Trustees were notified, via a December 2, 2008 correspondence from the Portage County Engineer, that the Portage County Engineer was preparing to recommend the Board of Portage County Commissioners accept these newly constructed roads in Rootstown Township; now therefore be it

**RESOLVED,** that the Board of Portage County Commissioners accept these newly constructed roads in Rootstown Township as identified above; and be it further

**RESOLVED,** that the acceptance of these roads makes **ROOTSTOWN TOWNSHIP** responsible for their maintenance effective **DECEMBER 23, 2008**, and be it further

**RESOLVED,** that the Clerk of this Board be and is hereby directed to file a certified copy of the above Resolution with the Portage County Engineer and, 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. 08-1219 - RE: APPOINTMENT TO THE PORTAGE COUNTY BOARD OF BUILDING APPEALS**

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 Resolution No. 02-0865 created the by-laws of the Portage County Board of Building Appeals specifying the make-up of membership, terms of office for each member, determination of quorum, etc.; now, therefore, be it

**RESOLVED,** The Portage County Board of Commissioners hereby appoints the following member:

<u>Name and Representation</u>	<u>Term Expiration</u>
Frank Horack PO Box 417 Mantua, OH 44255	Building 12/31/2011

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. 08-1220 - RE: APPOINTMENT TO SERVE ON THE PORTAGE COUNTY COMMUNITY BASED CORRECTIONS BOARD.**

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

**WHEREAS,** Section 5149.34 of the Ohio Revised Code, authorizes the establishment of the Portage County Community Based Corrections Board, and

**WHEREAS,** this Board shall seek to unify and coordinate corrections services in the County and to improve the overall system, and

**WHEREAS,** no compensation shall be allotted for any member and vacancies occurring during terms shall be filled by action of the Portage County Board of Commissioners; now therefore, be it

**RESOLVED,** the following members are hereby appointed to the Corrections Board for a term of three (3) years effective from the date of this resolution through March 14, 2010:

<u>Name</u>	<u>Nature of Appointment</u>
David Doak Portage County Justice Center 8240 Infirmery Rd. Ravenna, OH 44266	Portage County Sheriff

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 this Ohio Revised Code.

Voice Vote as follows:

Christopher Smeiles, Yea;

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Charles W. Keiper II, Yea;

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Maureen T. Frederick, Yea;

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RESOLUTION No. 08-1221

RE: AMENDMENT TO THE GENERAL FUND 2008  
ANNUAL APPROPRIATION RESOLUTION  
NO. 07-1208 ADOPTED DECEMBER 18, 2007

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

**RESOLVED,** that it has become necessary to amend the General Fund 2008 Annual Appropriation in the amounts and for the purposes set forth in the enumeration shown below,

		<i>Increase</i>	<i>Decrease</i>
<b>Fund: 0001 General Fund</b>			
<b>010 Commissioners Other</b>			
00107	Commissioner Other OE	0	1,530
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 1,530</u>
Note: Remaining CMS 3% Increase, To cover final payroll			
<b>015 Building Security</b>			
00154	Building Security CS	50	0
00155	Building Security MS	0	50
0015D	Building Security Full Time	0	248
0015E	Building Security Part Time	248	0
	<b>MEMO TOTAL</b>	<u>\$ 298</u>	<u>\$ 298</u>
Note: YE Clean up			
<b>017 Microfilm</b>			
0017D	Microfilm Full Time	1	0
	<b>MEMO TOTAL</b>	<u>\$ 1</u>	<u>\$ -</u>
Note: To cover final payroll			
<b>055 Senior Center</b>			
0055D	Senior Center Full Time	1	0
	<b>MEMO TOTAL</b>	<u>\$ 1</u>	<u>\$ -</u>
Note: To cover final payroll			
<b>100 Auditor</b>			
01104	Auditor Financial Managmt CS	1,100	0
01105	Auditor Financial Managmt MS	0	1,178
	<b>MEMO TOTAL</b>	<u>\$ 1,100</u>	<u>\$ 1,178</u>
Note: Projected Need			

		<i>Increase</i>	<i>Decrease</i>
<b>200 Treasurer</b>			
0200D	Treasurer Full Time	9	0
	<b>MEMO TOTAL</b>	<u><u>\$ 9</u></u>	<u><u>\$ -</u></u>

Note: To cover final payroll

<b>300 Prosecutor</b>			
0301D	Prosecutor Support Full Time	1	0
	<b>MEMO TOTAL</b>	<u><u>\$ 1</u></u>	<u><u>\$ -</u></u>

Note: Projected Need

<b>500 Clerk of Courts</b>			
0500D	Clerk Common Pleas C Full Time	0	800
0500M	Clerk Common Pleas C Overtime	800	0
05023	Clerk-Civil/Criminal Fringes	0	1,560
05025	Clerk-Civil/Criminal MS	1,560	0
0502E	Clerk-Civil/Criminal Part Time	3	0
	<b>MEMO TOTAL</b>	<u><u>\$ 2,363</u></u>	<u><u>\$ 2,360</u></u>

Note: To Cover Final Payroll, Projected Need

<b>520 Municipal Court</b>			
05203	Municipal Court Fringes	1,708	0
05204	Municipal Court CS	0	1,708
	<b>MEMO TOTAL</b>	<u><u>\$ 1,708</u></u>	<u><u>\$ 1,708</u></u>

Note: To Cover Final Payroll

<b>530 Common Pleas Court</b>			
05304	Common Pleas Court CS	0	1,677
0530D	Common Pleas Full Time	3	0
0530L	Common Pleas Law Library	1,677	0
	<b>MEMO TOTAL</b>	<u><u>\$ 1,680</u></u>	<u><u>\$ 1,677</u></u>

Note: To cover final payroll

<b>550 Domestic Relations</b>			
0550D	Domestic Relations Full Time	1	0
	<b>MEMO TOTAL</b>	<u><u>\$ 1</u></u>	<u><u>\$ -</u></u>

Note: To cover final payroll

		<i>Increase</i>	<i>Decrease</i>
<b>560 Probate Court</b>			
0560D	Probate Court Full Time	53	0
	<b>MEMO TOTAL</b>	<u><u>\$ 53</u></u>	<u><u>\$ -</u></u>

Note: To cover final payroll

<b>590 Adult Probation</b>			
05953	Adult Prob - Com Pleas Fringes	0	4,920
05963	Adult Prob - Muni Crt Fringes	4,920	0
	<b>MEMO TOTAL</b>	<u><u>\$ 4,920</u></u>	<u><u>\$ 4,920</u></u>

Note: To Fund a Negative Balance

<b>600 Coroner</b>			
0600D	Coroner Full Time	1	0
0600E	Coroner Part Time	1	0
	<b>MEMO TOTAL</b>	<u><u>\$ 2</u></u>	<u><u>\$ -</u></u>

Note: To cover final payroll

<b>700 Sheriff's Department</b>			
07004	Sheriff-General Admin CS	3,300	0
07005	Sheriff-General Admin MS	1,250	0
07104	Sheriff-Corrections CS	0	3,500
07203	Sheriff-Detectives Fringes	50	700
0720D	Sheriff-Detectives Full Time	0	700
0720E	Sheriff-Detectives Part Time	0	1,000
07303	Sheriff-Road Deputies Fringes	500	0
0730M	Sheriff-Road Deputies Overtime	1,500	0
0740D	Sheriff-Dispatch Full Time	0	1,000
0760M	Sheriff - Children Sv Overtime	300	0
	<b>MEMO TOTAL</b>	<u><u>\$ 6,900</u></u>	<u><u>\$ 6,900</u></u>

Note: Final Transfers

<b>903 Veterans Services Commission</b>			
09034	Veterans Services CS	0	162
09035	Veterans Services MS	162	0
0903D	Veterans Services Full Time	1,456	0
	<b>MEMO TOTAL</b>	<u><u>\$ 1,618</u></u>	<u><u>\$ 162</u></u>

Note: To Cover Negative Balance, Remaining CMS 3% Increase

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		<i>Increase</i>	<i>Decrease</i>
<b>913 Budget Commission</b>			
09134	Budget Commission CS	78	0
<b>MEMO TOTAL</b>		<u><u>\$ 78</u></u>	<u><u>\$-</u></u>

Note: Projected Need

<b>915 Data Processing Board</b>			
09153	Data Processing Bd Fringes	900	1,686
09154	Data Processing Bd CS	542	0
09155	Data Processing Bd MS	244	0
0915D	Data Processing Bd Full Time	900	0
0915M	Data Processing Bd Overtime	0	900
<b>MEMO TOTAL</b>		<u><u>\$ 2,586</u></u>	<u><u>\$ 2,586</u></u>

Note: Projected Need

<b>TOTAL MEMO BALANCE ALL AMENDMENTS</b>		<u><u>\$ 23,319</u></u>	<u><u>\$ 23,319</u></u>
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and be it further,

**RESOLVED,** that a certified copy of this resolution be filed with the 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 as Follows:

Christopher Smeiles, Yea;

Charles W. Keiper II, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 08-1222

RE: AMENDMENT TO THE NON GENERAL FUND  
2008 ANNUAL APPROPRIATION RESOLUTION  
NO 07-1209 ADOPTED DECEMBER 18, 2007

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

**RESOLVED,** that it has become necessary to amend the Non General Fund 2008 Annual Appropriation in the amounts and for the purposes set forth in the enumeration shown below,

		<i>Increase</i>	<i>Decrease</i>
<b>Fund: 1008</b>	<b>Computerization Clerk Comm Pls</b>		
	<i>500 Clerk of Courts</i>		
1008D	Comp-Clerk/Com Pls Full Time	1	0
1008M	Comp-Clerk/Com Pls Overtime	0	1
	<b>MEMO TOTAL</b>	<u><u>\$ 1</u></u>	<u><u>\$ 1</u></u>

Note: To Fund Final Payroll

<b>Fund: 1017</b>	<b>Mediation &amp; Dispute Grant DMST</b>		
	<i>550 Domestic Relations</i>		
10173	Mediation & Disp Grant Fringes	0	1,234
10174	Mediation & Dispute Grant CS	0	1,129
1017D	Med & Disp Grant Full-Time	0	2,575
1017E	Med & Disp Grant Part-Time	0	1,033
	<b>MEMO TOTAL</b>	<u><u>\$ -</u></u>	<u><u>\$ 5,971</u></u>

Note: Balance FY 08 Expenses

<b>Fund: 1122</b>	<b>Adult Probation</b>		
	<i>590 Adult Probation</i>		
11223	Adult Probation Fringes	58	0
11224	Adult Probation CS	0	58
	<b>MEMO TOTAL</b>	<u><u>\$ 58</u></u>	<u><u>\$ 58</u></u>

Note: Projected Need

		<i>Increase</i>	<i>Decrease</i>
<b>Fund: 1165</b>	<b>Homeland Security B (SHSP)</b>		
	<b>930 Emergency Management Agency</b>		
11655	Homeland Security B (SHSP) MS	0	63,360
11659	Homeland Security B (SHSP) ME	0	9,610
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 72,970</u>

Note: Projected 08 Grant needed

<b>Fund: 1201</b>	<b>Motor Vehicle And Gas Tax</b>		
	<b>800 Engineer's Department</b>		
1201D	Motor Vehicle/Gas Tx Full Time	0	202
1201E	Motor Vehicle/Gas Tx Part Time	202	0
	<b>MEMO TOTAL</b>	<u>\$ 202</u>	<u>\$ 202</u>

Note: Projected Need

<b>Fund: 1271</b>	<b>RLF CDBG</b>		
	<b>001 Commissioners</b>		
12714	RLF CDBG CS	0	34,170
12718	RLF CDBG DE	0	61,614
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 95,784</u>

Note: ADJUST TO ACTUAL

<b>Fund: 1272</b>	<b>RLF Section 17</b>		
	<b>001 Commissioners</b>		
12724	RLF Section 17 CS	0	5,378
12728	RLF Section 17 DE	0	19,732
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 25,110</u>

Note: ADJUST TO ACTUAL

<b>Fund: 1273</b>	<b>RLF Foreclosure</b>		
	<b>001 Commissioners</b>		
12734	RLF Foreclosure CS	0	6,500
12738	RLF Mortgage Loan DE	0	47,725
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 54,225</u>

Note: ADJUST TO ACTUAL

		<i>Increase</i>	<i>Decrease</i>
<b>Fund: 1274</b>	<b>RLF Home Rehab</b>		
	<i>001 Commissioners</i>		
12744	RLF Home Rehab CS	0	4,883
12748	RLF Home Rehab DE	0	23,361
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 28,244</u>

Note: ADJUST TO ACTUAL

<b>Fund: 1275</b>	<b>RLF CDBG Economic Devlpmt</b>		
	<i>001 Commissioners</i>		
12754	RLF CDBG Economic Devlpmt CS	0	76,051
12758	RLF CDBG Economic Devlpmt DE	0	282,000
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 358,051</u>

Note: ADJUST TO ACTUAL

<b>Fund: 1362</b>	<b>CH Title XIX Medicaid</b>		
	<i>051 Job And Family Services</i>		
13623	CH Title XIX Medicaid Fringes	0	6,500
13624	CH Title XIX Medicaid CS	0	4,000
13625	CH Title XIX Medicaid MS	0	10,000
1362D	CH Title XIX Medicaid Full Time	0	14,000
1362E	CH Title XIX Medicaid Part Time	0	500
1362M	CH Title XIX Medicaid Overtime	0	2,000
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 37,000</u>

Note: Projected need

<b>Fund: 1410</b>	<b>Job And Family Services</b>		
	<i>051 Job And Family Services</i>		
14103	Job & Family Services Fringes	0	100,000
14104	Job & Family Services CS	0	1,310,000
14105	Job & Family Services MS	0	50,000
1410D	Job & Family Service Full Time	0	15,000
1410M	Job & Family Service Overtime	0	10,000
	<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 1,485,000</u>

Note: Projected need

		<i>Increase</i>	<i>Decrease</i>
<b>Fund: 1414</b>	<b>Child Support General Admini</b>		
	<b>051 Job And Family Services</b>		
1414D	JFS Child Support Ge Full Time	15	0
1414M	JFS Child Support Ge Overtime	0	15
	<b>MEMO TOTAL</b>	<u><u>\$ 15</u></u>	<u><u>\$ 15</u></u>

Note: Projected need

<b>Fund: 1460</b>	<b>Enforcement Protection Orders</b>		
	<b>010 Commissioners Other</b>		
14604	Enforcemt Protection CS	0	9,256
	<b>MEMO TOTAL</b>	<u><u>\$ -</u></u>	<u><u>\$ 9,256</u></u>

Note: ADJUST TO ACTUAL

	<b>300 Prosecutor</b>		
14603	Enforcemt Protection Fringes	4	946
14604	Enforcemt Protection CS	0	269
14605	Enforcemt Protection MS	0	1,368
1460D	Enforcemt Protection Full-Time	30	0
	<b>MEMO TOTAL</b>	<u><u>\$ 34</u></u>	<u><u>\$ 2,583</u></u>

Note: ADJUST TO ACTUAL

	<b>590 Adult Probation</b>		
14603	Enforcemt Protection Fringes	0	12,175
14604	Enforcemt Protection CS	0	2,500
14605	Enforcemt Protection MS	0	684
1460D	Enforcemt Protection Full-Time	0	171
	<b>MEMO TOTAL</b>	<u><u>\$ -</u></u>	<u><u>\$ 15,530</u></u>

Note: ADJUST TO ACTUAL

<b>Fund: 1471</b>	<b>Senior Farmers Market Nutritio</b>		
	<b>055 Senior Center</b>		
14714	Senior Farmers Market Nutri CS	0	2,011
	<b>MEMO TOTAL</b>	<u><u>\$ -</u></u>	<u><u>\$ 2,011</u></u>

Note: ADJUST TO ACTUAL

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		<i>Increase</i>	<i>Decrease</i>
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<b>Fund: 5312</b>	<b>PCS State Route 44 Vacuum</b>		
	<i>060 Water Resources</i>		
53126	PCS State Route 44 Vacuum CO	0	216,391
	<b>MEMO TOTAL</b>	<hr/> <b>\$ -</b> <hr/>	<hr/> <b>\$ 216,391</b> <hr/>
Note: ADJUST TO ACTUAL			
<hr/>			
<b>Fund: 5642</b>	<b>StS OWDA 2000</b>		
	<i>060 Water Resources</i>		
56428	StS OWDA 2000 DS	0	1
	<b>MEMO TOTAL</b>	<hr/> <b>\$ -</b> <hr/>	<hr/> <b>\$ 1</b> <hr/>
Note: ADJUST TO ACTUAL			
<hr/>			
<b>Fund: 7216</b>	<b>WC Retro Rating Plan 2007</b>		
	<i>018 Human Resources</i>		
72163	WC RR Plan 07 Fringes	0	145
7216D	WC RR Plan 07 Full Time	145	0
	<b>MEMO TOTAL</b>	<hr/> <b>\$ 145</b> <hr/>	<hr/> <b>\$ 145</b> <hr/>
Note: Projected Need			
<hr/>			
<b>TOTAL MEMO BALANCE FOR ALL FUNDS</b>		<hr/> <b>\$ 455</b> <hr/>	<hr/> <b>\$ 2,408,548</b> <hr/>

and be it further,

**RESOLVED,** that a certified copy of this resolution be filed with the 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 as Follows:

Christopher Smeiles, Yea;

Charles W. Keiper II, Yea;

Maureen T. Frederick, Yea;

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**RESOLUTION No. 08-1223 - RE: CASH ADVANCE - FROM FUND 0001, GENERAL FUND TO FUND 1013, HELP AMERICA VOTE ACT**

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

adopted:

**WHEREAS,** Fund 1013, Help America Vote Act is in need of interim cash until grant revenues are received; now therefore be it

**RESOLVED,** that the following cash advance be made in the amount of \$ 1,001.00:

**FROM:**

0001, GENERAL FUND

ORGCODE - 00100009

Debit Expense Account

Object 920000 - Advances-Out \$ 1,001.00

**TO:**

1013, HELP AMERICA VOTE ACT

ORGCODE – 10139022

Credit Revenue Account

Revenue Source 290000 - Advances-In \$ 1,001.00

and be it further

**RESOLVED,** the advance will be repaid to the General Fund when grant revenue is received, and be it further

**RESOLVED,** that the County Auditor is hereby requested to make said cash advance by Journal Entry, and that a certified copy of this resolution be filed with the County Auditor, the Department of Budget & Financial Management and the Board of Elections, 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. 08-1224 - RE: CASH ADVANCE - FROM FUND 0001, GENERAL FUND TO FUND 1123, COMMUNITY INTEGRATION SOC CISP**

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

**WHEREAS,** the Community Integration and Socialization Program Grant (CISP) Fund’s obligations



**RESOLVED,** that the following cash advance be made in the amount of \$ 28,400.00.

**FROM:**

0001, GENERAL FUND

ORGCODE- 00100009

Debit Expense Account

Object 920000 - Advances-Out \$ 28,400.00

**TO:**

1460, ENFORCEMENT PROTECTION ORDERS

ORGCODE - 14600102

Credit Revenue Account

Revenue Source 290000 - Advances-In \$ 28,400.00

and be it further

**RESOLVED,** the advance will be repaid to the General Fund by December 31, 2009 with anticipated revenue received from grant funds, and be it further

**RESOLVED,** that the County Auditor is hereby requested to make said cash advance by Journal Entry, and that a certified copy of this resolution be filed with the County Auditor and the Department of Budget & Financial Management, 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. 08-1226 - RE: CASH ADVANCE - FROM FUND 0001, GENERAL FUND TO FUND 1480, VIOLENCE AGAINST WOMEN GRANT**

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

**WHEREAS,** the Violence Against Women Grant Fund, Fund 1480 is in need of interim cash until receipt of grant revenues are received in Fiscal 2009, now therefore be it;

**RESOLVED,** that the following cash advance be made in the amount of \$ 3,500.00

**FROM:**

0001, GENERAL FUND

ORGCODE- 00100009  
Debit Expense Account  
Object 920000 - Advances-Out \$3,500

**TO:**  
VIOLENCE AGAINST WOMEN GRANT  
ORGCODE - 14803002  
Credit Revenue Account  
Revenue Source 290000 - Advances-In \$3,500

and be it further

**RESOLVED,** the advance will be repaid to the General Fund by December 31, 2009 with anticipated revenue received from grant funds, and be it further

**RESOLVED,** that the County Auditor is hereby requested to make said cash advance by Journal Entry, and that a certified copy of this resolution be filed with the County Auditor, the County Prosecutor and the Department of Budget & Financial Management, 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;

\* \* \* \* \*  
**RESOLUTION No. 08-1227 - RE: CASH ADVANCE REPAYMENT- FROM FUND 1013, HELP AMERICA VOTE ACT TO FUND 0001, GENERAL FUND**

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

**WHEREAS,** on October 19, 2008, the Board of Commissioners adopted Resolution No. 08-0857, approving a cash advance in the amount of \$14,024.00 until grant revenues were received, and

**WHEREAS,** Fund 1013 has received grant revenue; now therefore be it

**RESOLVED,** that the following cash advance repayment be made in the amount of \$ 14,024.00:

**FROM:**  
1013, HELP AMERICA VOTE ACT

ORGCODE – 10139022  
Debit Revenue Account  
Revenue Source 290000 - Advances-In \$ 14,024.00

**TO:**  
0001, GENERAL FUND  
ORGCODE - 00100009  
Credit Expense Account  
Object 920000 - Advances-Out \$ 14,024.00

and be it further

**RESOLVED,** that the County Auditor is hereby requested to make said cash advance repayment by Journal Entry, and that a certified copy of this resolution be filed with the County Auditor, the Department of Budget & Financial Management and the Board of Elections, 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. 08-1228 - RE: CASH ADVANCE REPAYMENT- FROM FUND 1460, ENFORCEMENT PROTECTION ORDERS TO FUND 0001, GENERAL FUND**

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

**WHEREAS,** on December 27, 2007, the Board of Commissioners adopted Resolution No. 07-1231, approving a cash advance in the amount of \$14,067.00 until grant revenues were received, and

**WHEREAS,** Fund 1460 has received grant revenue; now therefore be it

**RESOLVED,** that the following cash advance be made in the amount of \$ 14,067.00.

**FROM:**  
1460, ENFORCEMENT PROTECTION ORDERS  
ORGCODE - 14600109  
Debit Expense Account  
Object 921000 – Advances Out-Return \$ 14,067.00

**TO:**  
0001, GENERAL FUND  
ORGCODE- 00100002  
Credit Revenue Account  
Revenue Source 291000 – Advances Repayment \$ 14,067.00

and be it further

**RESOLVED,** that the County Auditor is hereby requested to make said cash advance repayment by Journal Entry, and that a certified copy of this resolution be filed with the County Auditor, and the Department of Budget & Financial Management, 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;

\* \* \* \* \*  
**RESOLUTION No. 08-1229 - RE: CASH ADVANCE REPAYMENT AND AMEND  
RESOLUTION 07-1243 – FROM FUND 1330, DOG &  
KENNEL TO FUND 0001, GENERAL FUND**

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

**WHEREAS,** the Board of County Commissioners (the Board) approved Resolution 96-650 stating that the Dog and Kennel Fund shall repay the General Fund \$330,000 for funding the debt service costs related to the construction of the Dog and Kennel building, and

**WHEREAS,** according to Resolution 01-1019 a repayment schedule was approved by the Board of County Commissioners for the Dog and Kennel Fund (1330) to repay the \$330,000 with an interest rate of 5.25% and the last repayment year being 2016, and

**WHEREAS,** the repayment schedule was subsequently revised by resolutions 03-1066 and 05-0189, and

**WHEREAS,** the remaining balance owed by the Dog and Kennel Fund 1330 at December 26, 2007 was \$274,401.34, and

**WHEREAS,** according to resolution 07-1243 the Board reclassified the remaining debt as a cash advance and \$15,401.34 shall be repaid in FY 2008 and the remaining \$260,000 shall be

repaid on or before December 31st each year starting in FY 2009 for the next thirteen (13) years in equal payments of \$20,000, and

**WHEREAS,** the initial payment stated in resolution 07-1243 is amended to be \$14,401.34 (\$274,401.34 - \$260,000), now therefore be it

**RESOLVED,** that the FY 2008 cash advance scheduled repayment of \$14,401.34 be authorized as follows:

**FROM:**

1330, DOG & KENNEL

ORGCODE - 13300459

Debit Expense Account

Object 921000 – Advances Out-Return \$ 14,401.34

**TO:**

0001, GENERAL FUND

ORGCODE- 00100002

Credit Revenue Account

Revenue Source 291000 – Advances Repayment \$ 14,401.34

and be it further

**RESOLVED,** that the County Auditor is hereby requested to process said cash advance repayment by Journal Entry, and that a certified copy of this resolution be filed with the Portage county Dog Warden, the County Auditor and the Department of Budget and Financial Management, 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. 08-1230

RE: AMENDMENT TO THE NON GENERAL FUND  
2008 ANNUAL APPROPRIATION RESOLUTION  
NO 07-1209 ADOPTED DECEMBER 18, 2007

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

**RESOLVED,** that it has become necessary to amend the Non General Fund 2008 Annual Appropriation in the amounts and for the purposes set forth in the enumeration shown below,

	<i>Increase</i>	<i>Decrease</i>
<b>Fund: 1362 CH Title XIX Medicaid</b>		
<b>051 Job And Family Services</b>		
13623 CH Title XIX Medicaid Fringes	0	4,000
<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 4,000</u>

Note: Projected need

<b>Fund: 1410 Job And Family Services</b>		
<b>051 Job And Family Services</b>		
1410D Job & Family Service Full Time	0	7,100
<b>MEMO TOTAL</b>	<u>\$ -</u>	<u>\$ 7,100</u>

Note: Projected need

<b>Fund: 4006 Veterans Memorial</b>		
<b>001 Commissioners</b>		
40069 Veterans Memorial ME	50,000	0
<b>MEMO TOTAL</b>	<u>\$ 50,000</u>	<u>\$ -</u>

Note: Partial CA Repayment Resol 07-0763

<b>Fund: 7000 Central Services (Purchasing)</b>		
<b>012 Central Purchasing Services</b>		
70004 Central Services Purchasing CS	0	82,400
7000D Central Services Pur Full Time	5,800	0
<b>MEMO TOTAL</b>	<u>\$ 5,800</u>	<u>\$ 82,400</u>

Note: Decrease Appropriation, Adj to Actual

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		<i>Increase</i>	<i>Decrease</i>
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<b>Fund: 7001</b>	<b>Central Print Shop</b>		
	<i>013 Central Print Shop</i>		
70014	Central Print Shop CS	0	12,773
70015	Central Print Shop MS	0	16,927
7001D	Central Print Shop Full Time	3,100	0
7001M	Central Print Shop Overtime	0	3,100
	<b>MEMO TOTAL</b>	<u><u>\$ 3,100</u></u>	<u><u>\$ 32,800</u></u>

Note: Decrease Appropriation

<hr/>			
<b>Fund: 7002</b>	<b>Central Vehicle Maintenance</b>		
	<i>014 Motor Pool</i>		
70025	Motor Pool MS	0	34,600
7002D	Motor Pool Full Time	6,800	0
7002O	Moto Pool Payoff/Retirement	0	6,800
	<b>MEMO TOTAL</b>	<u><u>\$ 6,800</u></u>	<u><u>\$ 41,400</u></u>

Note: Decrease appropriation, To Fund Final Payroll

<hr/>			
<b>Fund: 8105</b>	<b>Sheriff Gifts &amp; Donations DARE</b>		
	<i>700 Sheriff's Department</i>		
81055	Sheriff Gift Donation DARE MS	0	778
	<b>MEMO TOTAL</b>	<u><u>\$ -</u></u>	<u><u>\$ 778</u></u>

Note: Decrease Appropriation

<b>TOTAL MEMO BALANCE FOR ALL FUNDS</b>	<u><u>\$ 65,700</u></u>	<u><u>\$ 168,478</u></u>
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and be it further,

**RESOLVED,** that a certified copy of this resolution be filed with the 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 as Follows:

Christopher Smeiles, Yea;

Charles W. Keiper II, Yea;

Maureen T. Frederick, Yea;

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**RESOLUTION No. 08-1231 - RE: AGREE TO ENTER INTO AMENDMENT # 3 TO THE LETTER OF ARRANGEMENT BETWEEN PORTAGE COUNTY AND THE AUDITOR OF STATE FOR AUDIT OF GENERAL PURPOSE FINANCIAL STATEMENTS OF PORTAGE COUNTY FOR THE YEAR ENDED DECEMBER 31, 2007.**

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

**WHEREAS,** on January 29, 2008, the Board of Commissioners adopted resolution No. 08-0099 agreeing to sign and accept a Letter of Arrangement, dated January 29, 2008, by and between the Auditor of State and the Board of Commissioners which sets forth the nature and scope of services, related fee arrangements and other terms and conditions of the County Audit as of and for the period ended December 31, 2007, in accordance with generally accepted auditing standards and the standards for financial audits contained in Government Auditing Standards issued by the Comptroller General of the United States, in a total audit amount estimated to be \$130,000.00 (One hundred thirty thousand dollars and no cents); and

**WHEREAS,** the Board of Commissioners agreed to amend the Letter of Arrangement to reflect additional charges and signed and accepted Amendment #1, authorized by Resolution 08-0612 adopted on July 1, 2008; and

**WHEREAS,** the Board of Commissioners agreed to amend the Letter of Arrangement to reflect additional charges and signed and accepted Amendment #2, authorized by Resolution 08-0913 adopted on September 9, 2008; and

**WHEREAS,** the State Auditor presented additional charges to the Letter of Arrangement; now therefore be it

**RESOLVED,** that the Board of Portage County Commissioners does hereby agree to sign and accept Amendment #3 to the Letter of Arrangement, dated January 29, 2008, by and between the Auditor of State and the Board of Commissioners which sets forth the nature and scope of services, related fee arrangements and other terms and conditions of the County Audit as of and for the period ended December 31, 2007, in accordance with generally accepted auditing standards and the standards for financial audits contained in Government Auditing Standards issued by the Comptroller General of the United States, increasing the total audit amount from \$162,730.00 (One hundred sixty two thousand seven hundred thirty dollars and no cents) to \$180,260.00 (One hundred eighty thousand two hundred sixty dollars and no cents), which is to be funded and encumbered in fiscal year 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 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;

Maureen T. Frederick, Yea;

Charles W. Keiper II, Nay;

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**RESOLUTION No. 08-1232**

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**RE: FIXING CHARGES FOR THE USE OF THE  
SANITARY SEWERAGE SYSTEM IN THE  
STREETSBORO SANITARY SEWER DISTRICT NO.  
4, FUND 5600, PURSUANT TO CHAPTER 6117,  
OHIO REVISED CODE AND REPEALING  
RESOLUTION 08-0050 ADOPTED JANUARY 15,  
2008.**

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

**WHEREAS,** this Board, in order to preserve and promote the public health and welfare, pursuant to Resolution No. 67-17, adopted February 2, 1967, established the Streetsboro Sanitary Sewer District No. 4, hereinafter referred to as the Regional Sewer "DISTRICT"; and

**WHEREAS,** this Board is authorized by the pertinent provision of Chapter 6117, Ohio Revised Code, to fix reasonable rates to be charged for the use of the sewers or sewage treatment disposal works referred to in such Chapter, by every person, firm or corporation whose premises are served by a connection to such sewers or sewage treatment or disposal works when such sewers or sewage treatment or disposal works are owned or operated by the County and may change such rates as it deems advisable; and

**WHEREAS,** the sanitary sewer system serving the District consists of sewers and sewage treatment and disposal works as referred to in such Chapter 6117; and

**WHEREAS,** the County Sanitary Engineer has advised this Board that most residential buildings served by a connection to the System, whether occupied by one or more families, do not have water meters in place which are capable of measuring the water consumption of such users and that such users discharge approximately equal flow into and/or loading of the system and County Sanitary Engineer has recommended that a flat rate estimate of water consumption by such users of the system be applied in determining the sewer service charge for residential users of the System, including those whose needs for water are furnished by a private well system, until such time that water meters capable of measuring water consumption have been installed on the premises of a majority of the residential users in the System; and

**WHEREAS,** to distribute equitably the cost of providing sewage system collection, conveyance, treatment and disposal facilities among the present and future users of the System, this Board has determined to establish rates to be charged which, in its judgment are reasonable and proper having due regard to all relevant circumstances and conditions, as hereinafter set forth;

**RESOLVED,**

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

**SECTION 1. SEWER SERVICE CHARGE**

Sewer service charge means the total charge which is assessed users of the sewage system, and includes user charges and a fixed charge subject to change at any time and from time to time by resolution of this board, each person, firm or corporation whose premises are served by a connection to the System shall be charged a quarterly sewer service charge determined from time to time as hereinafter set forth.

**SECTION 2. DETERMINATION OF SERVICE UNITS FOR NON-METERED USERS**

For the purpose of calculating the charges herein provided for and having given due consideration to the volumes, strength and other characteristics of the sewage emanating from the premises served by the System, it is hereby determined that the following uses of such premises shall be assigned the following Service Units for non-metered users:

EQUIVALENT BUILDING USAGE TABLE

BUILDING USAGE PER	NOTES	TRUNK UNITS*	PLANT UNITS	
Apartments:				
1 Bedroom		0.6250	0.6250	Apartment
2 Bedroom		0.7500	0.7500	Apartment
3 Bedroom		0.8750	0.8750	Apartment
4 Bedroom		1.0000	1.0000	Apartment
Assembly Halls/Banquet Halls		0.0375	0.0375	Employee
(Without kitchen facilities)		0.0075	0.0075	Seat
(With kitchen facilities)	A	0.0175	0.0175	Seat
Barber Shop		0.2000	0.2000	Barber Chair
Beauty Parlor		0.5000	0.5000	Basin
Bowling Alleys		0.1875	0.1875	Lane
Car Wash	B	0.7250	0.7250	Hand Bay
		2.1500	2.1500	Auto Bay
Campground or recreational park				
Primitive w/o showers		0.075	0.075	Site
Primitive w/showers		0.150	0.150	Site
Site with w/o water hookup		0.150	0.150	Site
Site with water hookup		0.225	0.225	Site
Churches (Small) Less than 200 sanctuary seats				
(Without kitchen)		0.0075	0.0075	Sanctuary Seat
(With kitchen)	A	0.0125	0.0125	Sanctuary Seat
Churches (Large) More than 200 sanctuary seats				
(Without kitchen)		0.0125	0.0125	Sanctuary Seat
(With Kitchen)	A	0.0175	0.0175	Sanctuary Seat
Coffee Shop		0.0375	0.0375	Employee
		0.0125	0.0125	Seat

Condominiums		1.0000	1.0000	Each
Convenience Store (with gas sales)		0.0375	0.0375	Employee
		0.0125	0.0125	Parking Space
		1.2500	1.2500	Pump Island
Country Clubs		0.1250	0.1250	Member
Dance Halls				
(without kitchen facilities)		0.0075	0.0075	Patron
(with kitchen facilities)		0.0175	0.0175	Patron
Daycare Facility		0.0875	0.0875	Employee
		0.0250	0.0250	Student
Dentist Office		0.0875	0.0875	Employee
		0.0250	0.0250	Patient
		0.1875	0.1875	Dentist
Doctor Office		0.0875	0.0875	Employee
		0.0250	0.0250	Patient
		0.1875	0.1875	Dentist
Drive Inn Theater		0.0250	0.0250	Car Space
Factories:				
No Showers		0.0625	0.0625	Employee
W/Showers		0.0875	0.0875	Employee
Food Service Operations:				
Ordinary Restaurant (not 24 hr)	A	0.0875	0.0875	Seat
Ordinary Restaurant (24 hour)	A		0.1500	0.1500 Seat
Fast Food (not 24 hour)	A	0.0625	0.0625	Seat
Fast Food (24 Hour)	A	0.0875	0.0875	Seat
Curb Service	A	0.0620	0.0625	Parking space
Hospitals-No Resident Personnel	A	0.8750	0.8750	Employee
	A	0.7500	0.7500	Bed
		0.0875	0.0875	Employee
House (residential)		1.0000	1.0000	House
Institutions-Resident	A	0.2500	0.2500	Bed
Laundries-Coin Operated		1.00	1.00	Machine
<u>Laundry Wastes Require Special Consideration--Consult District Sanitary Engineer</u>				
Motels or Hotel	A	0.25	0.25	Room
Nursing & Rest Homes	A	0.25	0.25	Resident Employee
		0.125	0.125	Non-Resd. Employee
		0.50	0.50	Bed
Office Building		0.0500	0.050	Employee
Retail Store		0.0375	0.0375	Employee
		0.030	0.030	Parking space
Schools:		0.0375	0.0375	Employee
Elementary	(A if cafeteria)	0.0375	0.0375	Pupil
Junior & Senior High	(A if cafeteria)	0.0500	0.0500	Pupil
Service Stations:	B	1.25	1.25	Bay
		1.25	1.25	Island
Shopping Center		0.0375	0.0375	Employee
Without food service		0.005	0.005	Parking Space
With food service	A	0.0125	0.0125	Parking Space

Swimming Pools			
Without hot showers	0.0125	0.0125	Swimmer
With hot showers	0.0250	0.0270	Swimmer
Theater	0.0125	0.0125	Seat
Trailer Parks:			
Single Wide Trailer	0.7500	0.7500	Single Wide Trailer
Double Wide Trailer	0.7500	0.7500	Double Wide Trailer
Travel Trailer Parks & Camp	0.3125	0.3125	Trailer or Space
Travel Trailer Dump Station (Holding Tank To Be Pumped Out & Hauled Away)			
Vacation Cottages			
Without Kitchen	0.1250	0.1250	Person
With Kitchen	0.1875	0.1875	Person
Veterinarian Office & Animal Hospital (Outside trash trap may be required if over 10 kennels)			
	0.050	0.050	Kennel/Cage/Run
	0.0375	0.0375	Employee
Youth & Recreation Camps	0.0375	0.0375	Employee
	0.125	0.125	Employee overnight
	0.125	0.125	Camper overnight
	0.0375	0.0375	Camper (food serv.)
	0.0250	0.0250	Camper (no f service)

NOTES: A. Approved outside grease trap required.

B. Approved outside oil interceptor required.

\* One unit equals the trunk and plant capacity requirements of a single family residence which is estimated at 400 gallons per day of wastewater.

A minimum of one unit shall be utilized for billing charges.

Trailer parks shall be billed in accordance with the equivalency chart above unless a flow meter approved by the Portage County Water Resources Department has been installed and is operational. Such metered parks will be billed at the existing commercial rate. Under no circumstances will a park or individual trailer owner be billed less than one unit.

In the case of any uses not described above, the Sanitary Engineer is authorized to establish the applicable service unit for such premises using generally accepted engineering principles and criteria until further legislative determination by this Board or until the installation of a water meter.

### **SECTION 3. QUARTERLY CHARGES:**

#### **STREETSBORO SERVICE AREA (ST-4) - INCLUDING SUMMIT COUNTY CONNECTIONS FROM THE CITY OF HUDSON**

That for the purposes provided in Section 8 hereof, there is hereby fixed and charged to each person, firm or corporation whose premises have a connection with the Streetsboro Waste Water Treatment Plant or otherwise discharge sewage, industrial wastes, water or

other liquids, either directly or indirectly into such sewer facility, sewer rates for each service unit, payable and hereinafter provided, in the respective amounts as follows:

**A. QUARTERLY SEWER SERVICE CHARGE**

The quarterly Sewer Service Charge for the uses described in Section 2 hereof shall be:

2/01/2008 TO 01/31/2009	\$ 92.45
2/01/2009 TO 01/31/2010	\$ 94.76
2/01/2010 TO 01/31/2011	\$ 97.13
2/01/2011 TO 01/31/2012	\$ 99.56

During such period, for premises with metered water consumption, in the case of a Commercial Food Service User, the quarterly Sewer Service Charge shall be:

	PER 1,000 CU FT	MINIMUM BILL
2/01/2008 TO 01/31/2009	\$ 33.98	\$ 92.45
2/01/2009 TO 01/31/2010	\$ 34.83	\$ 94.76
2/01/2010 TO 01/31/2011	\$ 35.70	\$ 97.13
2/01/2011 TO 01/31/2012	\$ 36.59	\$ 99.56

In the case of all other non-residential premises the quarterly Sewer Service Charge shall be:

	PER 1,000 CU FT	MINIMUM BILL
2/01/2008 TO 01/31/2009	\$ 29.48	\$ 92.45
2/01/2009 TO 01/31/2010	\$ 30.22	\$ 94.76
2/01/2010 TO 01/31/2011	\$ 30.98	\$ 97.13
2/01/2011 TO 01/31/2012	\$ 31.75	\$ 99.56

In the case of the Shalersville Brine Line the quarterly sewer service charge shall be:

	PER 1,000 CU FT	MINIMUM BILL
2/01/2008 TO 01/31/2009	\$ 17.70	\$ 92.45
2/01/2009 TO 01/31/2010	\$ 18.14	\$ 94.76
2/01/2010 TO 01/31/2011	\$ 18.59	\$ 97.13
2/01/2011 TO 01/31/2012	\$ 19.05	\$ 99.56

In addition to the amounts calculated in accordance with the preceding paragraph, there shall be added a Fixed Charge of \$2.25 to each bill rendered.

#### **B. SURCHARGE**

Users that discharge extra strength waste into the sanitary sewer system or exceed original permit design flow to the system shall be surcharged for such flow. The surcharge rate shall be determined by the Sanitary Engineer using the Rules and Regulations governing Portage County and the Streetsboro Sewer District No. 4 and the current user rate and tap-in fee resolutions. The surcharge shall be in conjunction with the Quarterly Sewer Service Charge per Section 3 Sub Paragraph A of this resolution.

### **C. QUARTERLY BILLING AND PAYMENT OF CHARGES PENALTY**

The Water Resources Department shall bill the charges herein provided for at the end of each quarter. The amount billed shall be due and payable within 21 days of being mailed; except those rates applicable to properties owned or leased by political subdivisions, of the State Of Ohio shall be due and payable without penalty no later than the 30th day following the billing date. A penalty equal to 10 percent of the unpaid current billing that has not been received by the close of business on the last day such bill is due and payable without penalty shall be added to the unpaid amount of that bill. The "due date" (the date by which payment may be received without penalty) will be shown on the bill. This penalty may be waived at the discretion of the Sanitary Engineer.

### **SECTION 4. DISCOUNT PROGRAM**

The Portage County Discount Program ("Discount Program") will apply to qualified residential customers. A discount of 10% will be deducted from the sewer bill for qualified residential customers.

A "qualified residential customer" shall be defined as an individual who receives sanitary sewer service from Portage County Water Resources Department, is currently receiving the Homestead Tax Exemption as contained in Section 323.151 of the Ohio Revised Code for the property which the deduction is requested, and is responsible for the payment of the sanitary sewer utility bill.

### **SECTION 5. EFFECTIVE DATE OF NEW CONNECTION**

The effective date of connection to the sanitary sewer system for new building construction shall be the first day of the first month after 90 days has elapsed from the date of lateral installation or the date of occupancy, whichever comes first. If the new connection is to a modular, prefab unit, or trailer unit the billing shall be the first day of the first month following the date for such connection or the date of occupancy which ever is first as certified by the County's Sanitary Engineer. Existing structures or occupied structures will be billed from the date of actual connection verified by inspection.

### **SECTION 6. CONTINUING CHARGE IN THE ABSENCE OF DISCONNECTION**

So long as the premises of a person, firm or corporation are connected to the Sanitary Sewer System, whether occupied or vacant, the applicable charge shall be billed to such user. The effective date of disconnection of a user from the System shall be the day such disconnection is approved by the County's Sanitary Engineer.

### **SECTION 7. CHARGES AND CERTIFICATION**

**A. Non-Payment Of Charges:** The amount of any charges as set forth in Section 3, Sub-Paragraphs A, B & C of this Resolution, which are not received by the due date, shall be certified, together with any applicable penalty to the Portage County Auditor, who shall place them upon the real property tax list and duplicate against the property served. Such charges shall be a lien on such property from the date the same are placed upon the real property tax list and duplicate by the County Auditor and shall be collected in the same manner as other taxes. The County also shall have the right in the event of non-

payment to collect those delinquent charges, together with any applicable penalty, in a civil action or to discontinue sewer service to the non-paying user's premises or any other premises of that user served by a connection to the System.

B. Final Certification List: The Sanitary Engineer is hereby directed to prepare a final yearly list of delinquent sewer service charges in September of each year which this Board will certify to the Portage County Auditor for collection with real estate taxes.

#### **SECTION 8. SANITARY SEWERAGE SYSTEM REVENUE FUND**

All funds received by the County from the collection of the charges herein provided for shall be deposited as received with the County Treasurer who shall keep the same in a separate and district fund to the credit of the District, and any monies in that fund shall be used first for the payment of the cost of management, replacement, maintenance and operation of the System and thereafter shall be used for the payment of principal of or interest on any debt incurred to pay costs of replacements and improvements to the System, provided.

#### **SECTION 9. LEASED PREMISES**

The lessor and lessee of any premises which are served by a connection to the System shall be jointly and severally liable for payment of the charges billed with respect to the leased premises, together with any penalty relating to the delinquent payment thereof. The County shall have the right to collect those charges and any penalty from either the lessor or the lessee or both of them.

#### **SECTION 10. WATER METERS REQUIRED FOR NON-RESIDENTIAL USERS; FLOW METERS**

The County Sanitary Engineer shall require upon adoption of this resolution, that each future non-residential user of the System install, at the user's cost, a water meter on its premises to measure its water consumption.

If a current non residential customer (not a trailer park), does not have installed a proper meter at the time of adoption of this resolution, then that user will be assigned a number of service units (minimum of one) as specified in Section 2 of the resolution and charged for the service units plus 50%, after a reasonable (as determined by the Sanitary Engineer) time is given to install a meter. This additional 50% charge will continue to be charged until the user installs a proper meter. A trailer park without a meter will be billed in accordance with Section 2 of this resolution without an additional 50% charge.

Should a customer remove, tamper with, or not provide reasonable access to the metering system without approval of the Sanitary Engineer, the bill will be calculated using previous meter readings plus 50% or section 2 whichever is greater.

In the event the Sanitary Engineer determines, after reasonable investigation and the application of accepted engineering standards, that a portion of the water consumption measured by a water meter installed on a non-residential user's premises does not enter or is not capable of entering the System, then such user may install, at his expense, a separate discharge flow meter measuring to the satisfaction of the Sanitary Engineer applying accepted engineering standards, the volume of wastewater discharged from the

user's premises into the System. In the event the Sanitary Engineer determines, after reasonable investigation and the application of accepted engineering standards that the volume of wastewater discharged from a non-residential user's premises into the System exceeds the volume of water consumed by that user as measured by the water meter installed on the user's premises, the Sanitary Engineer may require that user to install, at the user's cost and expense, a separate discharge flow meter to measure the volume of wastewater discharged from that user's premises into the System. Notwithstanding any provision to the contrary contained in this Resolution, in the event a separate discharge flow meter is installed by a user as herein provided, the user charge to be billed to that user shall be determined on the basis of the volume of wastewater discharged to the user's premises into the System, rather than on the basis of the volume of water consumed as measured by the water meter installed on the user's premises.

#### **SECTION 11. INSPECTION AND METER READINGS ON PRIVATE PROPERTY**

The County Sanitary Engineer is hereby authorized and directed to designate personnel within the County's Water Resources Department who shall have the right to enter upon private property to take water meter readings and flow meter readings and composite samples from meters and samples installed thereon. In the event a user of the System refuses to permit authorized County personnel to enter and take such readings and samples, those authorized personnel shall request the assistance of County Sheriff's Department and shall make the inspection accompanied by an officer of the Sheriff's Department. The County Sheriff is hereby required to provide such assistance. After a user's refusal to permit entry of authorized County personnel to take such readings and samples, the County Sanitary Engineer may elect to bill the user a charge as determined and also may terminate the user's sewer service.

#### **SECTION 12. DUTIES OF COUNTY SANITARY ENGINEER**

The County Sanitary Engineer is hereby charged with the responsibility for administering and enforcing this Resolution, classifying users of the System and determining changes that occur in premises or the use thereof which result in changes of user classification or applicable rate. The Sanitary Engineer is hereby authorized to review the operation, maintenance and replacement costs of the System each year for the preceding year and to prepare an expense projection for the coming year. This projection shall be prepared in accordance with and based upon generally accepted accounting principles consistently applied and upon an analysis for the operation, maintenance and replacement costs of the System and the covenants of any resolutions, trust indentures or trust agreements pertaining to the System.

#### **SECTION 13. SEVERABILITY**

This Resolution is severable and the invalidity of any section, phrase or provision thereof shall not affect the validity of any other section, phrase or provision.

#### **SECTION 14. REPEAL OF PRIOR RATE RESOLUTION**

Any resolution or resolutions heretofore adopted by this Board fixing or revising rates to be charged for the use of the Systems herein specified, including without limitation, Resolution 08-0050 January 15, 2008, by this Board, is hereby repealed as of the effective date of this Resolution; provided, however, that such repeal shall not apply to



**WHEREAS,** the sanitary sewer system serving the District consists of sewers and sewage treatment and disposal works as referred to in such Chapter 6117; and

**WHEREAS,** the County Sanitary Engineer has advised this Board that most residential buildings served by a connection to the System, whether occupied by one or more families, do not have water meters in place which are capable of measuring the water consumption of such users and that such users discharge approximately equal flow into and/or loading of the system and County Sanitary Engineer has recommended that a flat rate estimate of water consumption by such users of the system be applied in determining the sewer service rates for residential users of the System, including those whose needs for water are furnished by a private well system, until such time that water meters capable of measuring water consumption have been installed on the premises of a majority of the residential users in the System; and

**WHEREAS,** to distribute equitably the cost of providing sewage system collection, conveyance, treatment and disposal facilities among the present and future users of the System, this Board has determined to establish rates to be charged which, in its judgment are reasonable and proper having due regard to all relevant circumstances and conditions, as hereinafter set forth;

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

**SECTION 1. SEWER SERVICE CHARGE**

Sewer service charge means the total charge which is assessed users of the sewage system, and includes user charges and a fixed charge subject to change at any time and from time to time by resolution of this board, each person, firm or corporation whose premises are served by a connection to the System shall be charged a quarterly sewer service charge determined from time to time as hereinafter set forth.

**SECTION 2. DETERMINATION OF SERVICE UNITS FOR NON-METERED USERS**

For the purpose of calculating the charges herein provided for and having given due consideration to the volumes, strength and other characteristics of the sewage emanating from the premises served by the System, it is hereby determined that the following uses of such premises shall be assigned the following Service Units for non-metered users:

EQUIVALENT BUILDING USAGE TABLE

BUILDING USAGE PER	NOTES	TRUNK UNITS*	PLANT UNITS.
Apartments:			
1 Bedroom		0.6250	0.6250 Apartment
2 Bedroom		0.7500	0.7500 Apartment
3 Bedroom		0.8750	0.8750 Apartment
4 Bedroom		1.0000	1.0000 Apartment

Assembly Halls/Banquet Halls		0.0375	0.0375	Employee
(Without kitchen facilities)		0.0075	0.0075	Seat
(With kitchen facilities)	A	0.0175	0.0175	Seat
Barber Shop		0.2000	0.2000	Barber Chair
Beauty Parlor		0.5000	0.5000	Basin
Bowling Alleys		0.1875	0.1875	Lane
Car Wash	B	0.7250	0.7250	Hand Bay
		2.1500	2.1500	Auto Bay
Campground or recreational park				
Primitive w/o showers		0.075	0.075	Site
Primitive w/showers		0.150	0.150	Site
Site with w/o water hookup		0.150	0.150	Site
Site with water hookup		0.225	0.225	Site
Churches (Small) Less than 200 sanctuary seats				
(Without kitchen)		0.0075	0.0075	Sanctuary Seat
(With kitchen)	A	0.0125	0.0125	Sanctuary Seat
Churches (Large) More than 200 sanctuary seats				
(Without kitchen)		0.0125	0.0125	Sanctuary Seat
(With Kitchen)	A	0.0175	0.0175	Sanctuary Seat
Coffee Shop		0.0375	0.0375	Employee
		0.0125	0.0125	Seat
Condominiums		1.0000	1.0000	Each
Convenience Store (with gas sales)		0.0375	0.0375	Employee
		0.0125	0.0125	Parking Space
		1.2500	1.2500	Pump Island
Country Clubs		0.1250	0.1250	Member
Dance Halls				
(without kitchen facilities)		0.0075	0.0075	Patron
(with kitchen facilities)		0.0175	0.0175	Patron
Daycare Facility		0.0875	0.0875	Employee
		0.0250	0.0250	Student
Dentist Office		0.0875	0.0875	Employee
		0.0250	0.0250	Patient
		0.1875	0.1875	Dentist
Doctor Office		0.0875	0.0875	Employee
		0.0250	0.0250	Patient
		0.1875	0.1875	Dentist
Drive Inn Theater		0.0250	0.0250	Car Space
Factories:				
No Showers		0.0625	0.0625	Employee
W/Showers		0.0875	0.0875	Employee
Food Service Operations:				
Ordinary Restaurant (not 24 hr)	A	0.0875	0.0875	Seat
Ordinary Restaurant (24 hour)	A		0.1500	0.1500 Seat
Fast Food (not 24 hour)	A	0.0625	0.0625	Seat
Fast Food (24 Hour)	A	0.0875	0.0875	Seat
Curb Service	A	0.0620	0.0625	Parking space

Hospitals-No Resident Personnel	A	0.8750	0.8750	Employee
	A	0.7500	0.7500	Bed
		0.0875	0.0875	Employee
House (residential)		1.0000	1.0000	House
Institutions-Resident	A	0.2500	0.2500	Bed
Laundries-Coin Operated		1.00	1.00	Machine
<u>Laundry Wastes Require Special Consideration--Consult District Sanitary Engineer</u>				
Motels or Hotel	A	0.25	0.25	Room
Nursing & Rest Homes	A	0.25	0.25	Resident Employee
		0.125	0.125	Non-Resd. Employee
		0.50	0.50	Bed
Office Building		0.0500	0.050	Employee
Retail Store		0.0375	0.0375	Employee
		0.030	0.030	Parking space
Schools:		0.0375	0.0375	Employee
Elementary	(A if cafeteria)	0.0375	0.0375	Pupil
Junior & Senior High	(A if cafeteria)	0.0500	0.0500	Pupil
Service Stations:	B	1.25	1.25	Bay
		1.25	1.25	Island
Shopping Center		0.0375	0.0375	Employee
Without food service		0.005	0.005	Parking Space
With food service	A	0.0125	0.0125	Parking Space
Swimming Pools				
Without hot showers		0.0125	0.0125	Swimmer
With hot showers		0.0250	0.0270	Swimmer
Theater		0.0125	0.0125	Seat
Trailer Parks:				
Single Wide Trailer		0.7500	0.7500	Single Wide Trailer
Double Wide Trailer		0.7500	0.7500	Double Wide Trailer
Travel Trailer Parks & Camp		0.3125	0.3125	Trailer or Space
Travel Trailer Dump Station (Holding Tank To Be Pumped Out & Hauled Away)				
Vacation Cottages				
Without Kitchen		0.1250	0.1250	Person
With Kitchen		0.1875	0.1875	Person
Veterinarian Office & Animal Hospital (Outside trash trap may be required if over 10 kennels)		0.050	0.050	Kennel/Cage/Run
		0.0375	0.0375	Employee
Youth & Recreation Camps		0.0375	0.0375	Employee
		0.125	0.125	Employee overnight
		0.125	0.125	Camper overnight
		0.0375	0.0375	Camper (food service)
		0.0250	0.0250	Camper (no f service)

NOTES: A. Approved outside grease trap required.

B. Approved outside oil interceptor required.

\* One unit equals the trunk and plant capacity requirements of a single-family residence, which is estimated at 400 gallons per day of wastewater.

A minimum of one unit shall be utilized for billing charges.

Trailer parks shall be billed in accordance with the equivalency chart above unless a flow meter approved by the Portage County Water Resources Department has been installed and is operational. Such metered parks will be billed at the existing commercial rate. Under no circumstances will a park or individual trailer owner be billed less than one unit.

In the case of any uses not described above, the Sanitary Engineer is authorized to establish the applicable service unit for such premises using generally accepted engineering principles and criteria until further legislative determination by this Board or until the installation of a water meter.

**SECTION 3. CHARGES – COUNTY OWNED FACILITIES:**

That for the purposes provided in Section 10 hereof, there is hereby fixed and charged to each person, firm or corporation whose premises have a connection with the following treatment plant or otherwise discharge sewage, industrial wastes, water or other liquids, either directly or indirectly into such sewer facilities, sewer rates for each service unit, payable and hereinafter provided, in the respective amounts as follows:

**1. Quarterly Sewer Service Charge:**

A. **Zone 2** - Bolingbrook (SH-2), Brimfield (BR-2), Franklin Hills (FR-1), Red Fox (SH-1), Shalersville Township (SH-4), Twin Lakes (FR-2), Western Reserve (N-1), and Mantua Township (MA-1) Sewer Service Areas.

**Zone 2 year begins on December 1, 2007 and ends on November 30, 2007.**

**Zone 3** - Atwater Sewer Service Area (AT-1), West Branch Service Area (CH-1) Ravenna Regional Sewer Service Area (RV-O), Fairlane Estates Sewer Service Area (SU-1), Rivermoor Sewer Service Area, (SU-2) and the New Milford Sewer Service Area.

**Zone 3 year begins on January 1, 2008 and ends on December 31, 2008.**

The quarterly sewer service charge for the users described above shall be:

2008	\$ 104.80
2009	\$ 108.47
2010	\$ 112.27

2011	\$ 116.20
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During such period, in the case of non-residential premises serving food (Commercial Food Service), the quarterly sewer service charge for 1,000 cubic feet of metered water (prorated) consumption shall be:

	PER 1,000 CUBIC FT	MINIMUM BILL
2008	\$ 51.73	\$ 104.80
2009	\$ 53.54	\$ 108.47
2010	\$ 55.41	\$ 112.27
2011	\$ 57.35	\$ 116.20

In the case of all other non-residential premises (Commercial and Public Authority User) the quarterly sewer service charge shall be:

	PER 1,000 CUBIC FT	MINIMUM BILL
2008	\$ 40.90	\$ 104.80
2009	\$ 42.33	\$ 108.47
2010	\$ 43.81	\$ 112.27
2011	\$ 45.34	\$ 116.20

In the case of the Allen Aircraft Products Industrial Waste connection, Zone 3, the quarterly sewer service charge shall be:

	PER 1,000 CUBIC FT	MINIMUM BILL
2008	\$ 25.80	\$ 104.80
2009	\$ 26.70	\$ 108.47

2010	\$ 27.63	\$ 112.27
2011	\$ 28.60	\$ 116.20

In addition to the amounts calculated in accordance with the preceding paragraphs, there shall be added a Fixed Charge of \$2.25 to each bill rendered.

B. Randolph Sewer Service Area (RA-3).

The quarterly sewer service charge for the users described in Section 2 hereof for each residential unit (prorated) shall be:

2008	\$ 87.75
2009	\$ 90.82
2010	\$ 94.00
2011	\$ 97.29

Additionally all residences in the Randolph Service Area will pay a capital surcharge of \$62.25 per equivalent resident unit per quarter for a period of 40 years, ending December 31, 2046.

For premises with metered water consumption, in the case of non-residential premises servicing food (Commercial Food Service), the quarterly sewer service charge shall be:

	PER 1,000 CUBIC FT	MINIMUM BILL
2008	\$ 61.32	\$ 110.87
2009	\$ 63.47	\$ 114.75
2010	\$ 65.69	\$ 118.77
2011	\$ 67.99	\$ 122.93

In the case of all other non-residential premises (Commercial and Public Authority User) the quarterly sewer service charge shall be:

2008	\$ 51.19	\$ 110.87
2009	\$ 52.98	\$ 114.75
2010	\$ 54.83	\$ 118.77
2011	\$ 56.75	\$ 122.93

In addition to the amounts calculated in accordance with the preceding paragraphs, there shall be added a Fixed Charge of \$2.25 to each bill rendered.

## 2. Surcharge

### A. Extra Strength Waste & Excessive Flow Surcharge

Users that discharge extra strength waste into the sanitary sewer system or exceed original permit design flow to the system shall be surcharged for such flow. The surcharge rate shall be determined by the Sanitary Engineer using the Rules and Regulations governing Portage County and the Streetsboro Sewer District No. 4 and the current user rate and tap-in fee resolutions. The surcharge shall be in conjunction with the Quarterly Sewer Service Charge per Section 3 and Section 4 of this resolution.

### B. Project Construction Surcharge

1. Black Horse Surcharge: In addition to the quarterly sewer service charge all existing residences, businesses, and institutions in the Black Horse Service Area will pay a capital surcharge of \$30.60 per equivalent resident unit per quarter until a total amount of \$612.00 per residential equivalent unit is paid, (in place of normal front foot charges). This is due to the availability of Community Development Block Grant and Issue 2 funding. All future customers in the Black Horse Service Area without existing on site systems are required to pay the then current normal front foot, trunk and plant charges as part of their normal sewer permit process.

2. New Milford Surcharge: In addition to the quarterly sewer service charge all existing residences, businesses, and institutions in the New Milford Service Area will pay a capital surcharge of \$110.00 per equivalent resident unit per quarter until a total amount of \$1760 per residential equivalent unit is paid, (in place of normal front foot, trunk, and plant charges). This is due to the availability of Community Development Block Grant and Issue 2 funding. All future customers in the New Milford Service

Area without existing on site systems, are required to pay the then current normal front foot, trunk and plant charges as part of their normal sewer permit process.

**SECTION 4. CHARGES - COUNTY OPERATED FACILITIES.**

There is hereby fixed and charged to each person, firm or corporation owning sewer facilities and using the Portage County Water Resources Lab Facilities, payable as hereinafter provided in the respective amounts per quarter as follows:

**1. Quarterly Sewer Service Charge:**

**A. Southeast School Sewage Treatment Plant. Zone 3**

The quarterly sewer service charge for services provided by the Water Resources Department shall be:

<b>FOR THE PERIOD FROM:</b>	<b>RATE PER QUARTER</b>
1-01-2008 TO 12-31-2008	\$1,228.83
1-01-2009 TO 12-31-2009	\$1,271.84
1-01-2010 TO 12-31-2010	\$1,316.35
1-01-2011 TO 12-31-2011	\$1,362.42

In addition to the amounts calculated in accordance with the preceding paragraphs, there shall be added a Fixed Charge of \$2.25 to each bill rendered.

**SECTION 5. QUARTERLY BILLING AND PAYMENT OF CHARGES PENALTY**

The Water Resources Department shall bill the charges herein provided for at the end of each quarter. The amount billed shall be due and payable within 21 days of being mailed; except those rates applicable to properties owned or leased by political subdivisions, of the State Of Ohio shall be due and payable without penalty no later than the 30th day following the billing date. A penalty equal to 10 percent of the unpaid current billing that has not been received by the close of business on the last day such bill is due and payable without penalty shall be added to the unpaid amount of that bill. The "due date" (the date by which payment may be received without penalty) will be shown on the bill. This penalty may be waived at the discretion of the Sanitary Engineer.

## **SECTION 6. DISCOUNT PROGRAM**

The Portage County Discount Program (“Discount Program”) will apply to qualified residential customers. A discount of 10% will be deducted from the sewer bill for qualified residential customers.

A “qualified residential customer” shall be defined as an individual who receives sanitary sewer service from Portage County Water Resources Department, is currently receiving the Homestead Tax Exemption as contained in Section 323.151 of the Ohio Revised Code for the property which the deduction is requested, and is responsible for the payment of the sanitary sewer utility bill.

## **SECTION 7. EFFECTIVE DATE OF NEW CONNECTION**

The effective date of connection to the sanitary sewer system for new building construction shall be the first day of the first month after 90 days has elapsed from the date of lateral installation or the date of occupancy, whichever comes first. If the connection is to a modular, prefab unit or trailer unit the billing shall be the first day of the first month following the date for such connection or date of occupancy which ever is first as certified by the County's Sanitary Engineer. Existing structures or occupied structures will be billed from the date of actual connection verified by inspection.

## **SECTION 8. CONTINUING CHARGE IN THE ABSENCE OF DISCONNECTION**

So long as the premises of a person, firm or corporation are connected to the Sanitary Sewer System, whether occupied or vacant, the applicable charge shall be billed to such user. The effective date of disconnection of a user from the System shall be the day such disconnection is approved by the County's Sanitary Engineer.

An exception to the above paragraph shall be made provided that the premises are also connected to the Portage County Water System and are billed as a Portage County Water Resources retail customer. In such cases, the sewer charge will not be applied if a permit to turn the water off has been purchased and the water for the same premises is shut off. Such services shall remain off until a permit to turn the water on is purchased and water service is restored.

## **SECTION 9. CHARGES AND CERTIFICATION**

**A. Non-Payment Of Charges:** The amount of any charges, as set forth in Section 3 and Section 4 of this Resolution, which are not received by the due date shall be certified, together with any applicable penalty to the Portage County Auditor, who shall place them upon the real property tax list and duplicate against the property served. Such charges shall be a lien on such property from the date the same are placed upon the real property tax list and duplicate by the County Auditor and shall be collected in the same manner as other taxes. The County also shall have the right in the event of non-payment to collect those delinquent charges, together with any applicable penalty, in a civil action or to discontinue sewer service to the non-paying user's premises or any other premises of that user served by a connection to the System.

B. Final Certification List: The Sanitary Engineer is hereby directed to prepare a final yearly list of delinquent sewer service charges in September of each year which this Board will certify to the Portage County Auditor for collection with real estate taxes.

#### **SECTION 10. SANITARY SEWERAGE SYSTEM REVENUE FUND**

All funds received by the County from the collection of the charges herein provided for shall be deposited as received with the County Treasurer who shall keep the same in a separate and district fund to the credit of the District, and any monies in that fund shall be used first for the payment of the cost of management, replacement, maintenance and operation of the System and thereafter shall be used for the payment of principal of or interest on any debt incurred to pay costs of replacements and improvements to the System.

#### **SECTION 11. LEASED PREMISES**

The lessor and lessee of any premises, which are served by a connection to the System, shall be jointly and severally liable for payment of the charges billed with respect to the leased premises, together with any penalty relating to the delinquent payment thereof. The County shall have the right to collect those charges and any penalty from either the lessor or the lessee or both of them.

#### **SECTION 12. WATER METERS REQUIRED FOR NON-RESIDENTIAL USERS; FLOW METERS**

The County Sanitary Engineer shall require upon adoption of this resolution, that each future non-residential user of the System install, at the user's cost, a water meter on its premises to measure its water consumption.

If a current non residential customer (not a trailer park), does not have installed a proper meter at the time of adoption of this resolution, then that user will be assigned a number of service units (minimum of one) as specified in Section 2 of the resolution and charged for the service units plus 50%, after a reasonable (as determined by the Sanitary Engineer) time is given to install a meter. This additional 50% charge will continue to be charged until the user installs a proper meter. A trailer park without a meter will be billed in accordance with Section 2 of this resolution without an additional 50% charge.

Should a customer remove (without approval of the Sanitary Engineer), tamper with or fail to provide reasonable access to the metering system, the bill will be calculated using previous meter readings plus 50% or section 2 whichever is greater.

In the event the Sanitary Engineer determines, after reasonable investigation and the application of accepted engineering standards, that a portion of the water consumption measured by a water meter installed on a non-residential user's premises does not enter or is not capable of entering the System, then such user may install, at his expense, a separate discharge flow meter measuring to the satisfaction of the Sanitary Engineer applying accepted engineering standards, the volume of wastewater discharged from the user's premises into the System. In the event the Sanitary Engineer determines, after

reasonable investigation and the application of accepted engineering standards that the volume of wastewater discharged from a non-residential user's premises into the System exceeds the volume of water consumed by that user as measured by the water meter installed on the user's premises, the Sanitary Engineer may require that user to install, at the user's cost and expense, a separate discharge flow meter to measure the volume of wastewater discharged from that user's premises into the System. Notwithstanding any provision to the contrary contained in this Resolution, in the event a separate discharge flow meter is installed by a user as herein provided, the user charge to be billed to that user shall be determined on the basis of the volume of wastewater discharged to the user's premises into the System, rather than on the basis of the volume of water consumed as measured by the water meter installed on the user's premises.

### **SECTION 13. INSPECTION AND METER READINGS ON PRIVATE PROPERTY**

The County Sanitary Engineer is hereby authorized and directed to designate personnel within the County's Water Resources Department who shall have the right to enter upon private property to take water meter readings and flow meter readings and composite samples from meters and samples installed thereon. In the event a user of the System refuses to permit authorized County personnel to enter and take such readings and samples, those authorized personnel shall request the assistance of County Sheriff's Department and shall make the inspection accompanied by an officer of the Sheriff's Department. The County Sheriff is hereby required to provide such assistance. After a user's refusal to permit entry of authorized County personnel to take such readings and samples, the County Sanitary Engineer may elect to bill the user a charge as determined and also may terminate the user's sewer service.

### **SECTION 14. DUTIES OF COUNTY SANITARY ENGINEER**

The County Sanitary Engineer is hereby charged with the responsibility for administering and enforcing this Resolution, classifying users of the System and determining changes that occur in premises or the use thereof which result in changes of user classification or applicable rate. The Sanitary Engineer is hereby authorized to review the operation, maintenance and replacement costs of the System each year for the preceding year and to prepare and review an expense projection for the coming year. This projection shall be prepared in accordance with and based upon generally accepted accounting principles consistently applied and upon an analysis of the operation, maintenance and replacement costs of the System and the covenants of any resolutions, trust indentures or trust agreements pertaining to the System.

### **SECTION 15. SEVERABILITY**

This Resolution is severable and the invalidity of any section, phrase or provision thereof shall not affect the validity of any other section, phrase or provision.



**WHEREAS,**

this Board is authorized by the pertinent provision of Chapter 6117, Ohio Revised Code, to fix reasonable rates to be charged for water supplied by the County; and

**WHEREAS,**

as an essential part of the program for the construction of Water Improvements in the "District" and for the construction of further water improvements pursuant to the General Plan of the District, this Board has determined it to be necessary to establish rates to be made for water supplied in the several service areas to provide additional funds required for the purposes of the water system of the "District" and to distribute equitably the cost of providing water distribution facilities among the present and future users of such system, such rates to be those herein established which, in the judgment of this Board, are reasonable and proper having due regard to all relevant circumstances and conditions, including capital costs and financing costs related thereto heretofore incurred by the County by the development, construction and acquisition of the said Water Service Facilities and those anticipated to be reasonably necessary to be incurred to meet present and future respective demands for the services of the water system of the "District"; and

Subject to change at any time and from time to time by resolution of this Board, each person, firm or corporation whose premises are served by a connection to the System shall be charged a quarterly sewer service charge determined from time to time as hereinafter set forth.

**RESOLVED,**

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

#### **SECTION 1. DETERMINING TO FIX AND COLLECT RATES**

It is hereby determined and declared to be necessary to fix and collect rates to be charged for every person, firm or corporation in the "District" whose premises are served by such water system and each political subdivision purchasing water in bulk pursuant to an agreement between this Board and such political subdivision.

#### **SECTION 2. WATER REVENUE FUND**

The funds received from the collection of the rates hereinafter provided shall be deposited as received with the County Treasurer who shall keep the same in a separate and distinct fund to the credit of the Portage County Regional Sewer District Water Revenue Fund 5400. That subject to the provisions of any indenture authorizing the issuance of County Water Revenue Bonds for the purpose of improving the water system of the "District", monies in said fund shall be used first for the payment of the cost of the management, maintenance and operation of Water Service Facilities for the use of which such charges are made and second for the payment of interest or principal of any debt incurred for the construction of such improvements, all in accordance with the provision of Section 6103.02 of the Ohio Revised Code. Any surplus thereafter remaining in such funds may be used for the extension or replacement of such Water Service Facilities or other enlargements, replacements or extensions of the water system of the "District".

### SECTION 3. QUARTERLY WATER SERVICE CHARGE

For the purpose provided in Section 2 hereof, there is hereby fixed and charged to each person, firm or corporation whose premises are served by a water rate to be computed, billed and collected in accordance with the following schedule:

**3-A. For the Brimfield Water Service Area** excluding the Ohio American Water Company and the Rootstown Water Service Company, and for the **Shalersville Water Service Area** excluding the Ohio American Water Company and the Cities of Streetsboro and Aurora, and for the Pines Water Service Area:

<b>BILLING PERIOD</b>	<b>0-1500 Cubic Feet Minimum bill</b>	<b>NEXT 3500 Cubic Feet Per Thousand</b>	<b>OVER 5000 Cubic Feet Per Thousand</b>
<b>12/01/07 – 11/30/08</b>	<b>\$62.20</b>	<b>\$38.19</b>	<b>\$36.33</b>
<b>12/01/08 – 11/30-09</b>	<b>\$64.38</b>	<b>\$39.53</b>	<b>\$37.60</b>
<b>12/01/09 – 11/30/10</b>	<b>\$66.63</b>	<b>\$40.91</b>	<b>\$38.92</b>
<b>12/01/10 – 11/30/11</b>	<b>\$68.96</b>	<b>\$42.34</b>	<b>\$40.28</b>

The water rates hereby fixed shall take effect as of and for water supplied from December 1, 2008 thru November 30, 2011 and shall be billed by the County Sanitary Engineer at the end of each quarterly billing period. All such water rates shall be due and payable within 21 days of being mailed, except those rates applicable to properties owned or leased by political subdivisions, which shall be allowed 30 days for payment at the net rate. A penalty in the amount of 10 percent of the current bill shall be added if not received by the due date. This penalty may be waived at the discretion of the Sanitary Engineer.

**3-B. For the Pines Water Service Area (Non-Metered Customers)** the minimum quarterly flat rate for non-metered customers shall be billed and collected in accordance with the following schedule:

<b>BILLING PERIOD</b>	<b>AMOUNT PER UNIT</b>
<b>12/01/07 – 11/30/08</b>	\$83.01
<b>12/01/08 – 11/30/09</b>	\$85.92
<b>12/01/09 – 11/30/10</b>	\$88.93
<b>12/01/10 – 11/30/11</b>	\$92.04

In addition to the amounts calculated in accordance with the preceding paragraphs, there shall be added a Fixed Charge of \$2.25 to each bill rendered.

Note: should a meter be installed at a unit now located within the Pines Service area the rate of billing shall be the same as charged in the Shalersville Water Service Area.

**3C. For the Rivermoor Water Service Area, and for the Infirmary Road Water Service Area.**

<b>BILLING PERIOD</b>	<b>0-1500 Cubic Feet Minimum Bill</b>	<b>NEXT 3500 Cubic Feet Per Thousand</b>	<b>OVER 5000 Cubic Feet Per Thousand</b>
<b>01/01/08 -12/31/08</b>	\$62.20	\$38.19	\$36.33
<b>01/01/09 – 12/31/09</b>	\$64.38	\$39.53	\$37.60
<b>01/01/10 – 12/31/10</b>	\$66.63	\$40.91	\$38.92
<b>01/01/11 – 12/31/11</b>	\$68.96	\$42.34	\$40.28

The water rates hereby fixed shall take effect as of and for water supplied from January 1, 2009 thru December 31, 2011 and shall be billed by the County Sanitary Engineer at the end of each quarterly billing period. All such water rates shall be due

and payable within 21 days of being mailed, except those rates applicable to properties owned or leased by political subdivisions, which shall be allowed 30 days for payment at the net rate. A penalty in the amount of 10 percent of the current bill shall be added if not received by the due date.

In addition to the amounts calculated in accordance with the preceding paragraphs, there shall be added a Fixed Charge of \$2.25 to each bill rendered.

**SECTION 4. CHARGES AND CERTIFICATION**

**A. Non-Payment Of Charges.** The amount of any charges, as set forth in Section 3 of this Resolution, which are not received by the due date may be certified, together with any applicable penalty to the Portage County Auditor, who shall place them upon the real property tax list and duplicate against the property served. Such charges shall be a lien on such property from the date the same are placed upon the real property tax list and duplicate by the County Auditor and shall be collected in the same manner as property taxes. The County also shall have the right in the event of non-payment to collect those delinquent charges, together with any applicable penalty, in a civil action or to discontinue water service to the non-paying user's premises or any other premises of that user served by a connection to the System.

**B. Final Certification List.**

The Sanitary Engineer is hereby directed to prepare a final yearly list of delinquent water service charges in September of each year, which this Board will certify, to the Portage County Auditor for collection with real estate taxes.

**SECTION 5. SHUT OFF OF DELINQUENT ACCOUNT**

In addition to any other remedy available to the County for collection of delinquent water charges, the County Sanitary Engineer is hereby authorized to disconnect any premises with respect to which any water charges have not been paid within a period of 30 days after such charges are due and payable.

**SECTION 6. BULK USER RATES**

For the purpose provided in Section 2 hereof, there is hereby fixed and charged to the Ohio American Water Company, the Rootstown Water Service Company, and the City of Streetsboro, which now purchases water in bulk, a monthly water rate to be computed, billed and collected as follows:

<b>DATE EFFECTIVE</b>	<b>PER 1,000 CUBIC FEET</b>
January 1, 2008	\$22.04
January 1, 2009	\$22.81
January 1, 2010	\$23.61

**SECTION 7. AURORA USER RATES (PER AGREEMENT)**

For the purpose provided in Section 2 hereof, there is hereby fixed and charged to the City of Aurora, which now purchased water through a twenty year agreement with fixed user rates through 2009 with the County, a monthly water rate to be computed, billed and collected as follows:

<b>DATE EFFECTIVE</b>	<b>PER 1,000 CUBIC FEET</b>
January 1, 2008	\$22.04
January 1, 2009	\$22.81
January 1, 2010	\$23.61

**SECTION 8. WATER BILLING DATE**

Billing will begin when the water is turned on at the curb box by an employee of the Water Resources Department.

**SECTION 9. WATER TAMPERING & NON-ACCESS PENALTY**

In the event that the water is turned on by anyone other than an employee of the Portage County Water Resources Department billing shall start on the date the service line was installed and the water bill will be prepared using the Water Resources Equivalent Building Usage Table plus 50%.

Should a water customer, without permission of the Sanitary Engineer, remove, tamper with, or fail to provide reasonable access to the metering system, the bill will be calculated using previous meter readings plus 50% or the Water Resources Department Equivalent Building Usage Table plus 50% whichever is greater.

**EQUIVALENT BUILDING USAGE TABLE**

<b>BUILDING USAGE</b>	<b>NOTES</b>	<b>TRUNK UNITS*</b>	<b>PLANT UNITS</b>	
PER				
<b>Apartments:</b>				
1 Bedroom		0.6250	0.6250	Apartment
2 Bedroom		0.7500	0.7500	Apartment
3 Bedroom		0.8750	0.8750	Apartment
4 Bedroom		1.0000	1.0000	Apartment
Assembly Halls/Banquet Halls		0.0375	0.0375	Employee
(Without kitchen facilities)		0.0075	0.0075	Seat

(With kitchen facilities)	A	0.0175	0.0175	Seat
Barber Shop		0.2000	0.2000	Barber Chair
Beauty Parlor		0.5000	0.5000	Basin
Bowling Alleys		0.1875	0.1875	Lane
Car Wash	B	0.7250	0.7250	Hand Bay
		2.1500	2.1500	Auto Bay
Campground or recreational park				
Primitive w/o showers		0.075	0.075	Site
Primitive w/showers		0.150	0.150	Site
Site with w/o water hookup		0.150	0.150	Site
Site with water hookup		0.225	0.225	Site
Churches (Small) Less than 200 sanctuary seats				
(Without kitchen)		0.0075	0.0075	Sanctuary Seat
(With kitchen)	A	0.0125	0.0125	Sanctuary Seat
Churches (Large) More than 200 sanctuary seats				
(Without kitchen)		0.0125	0.0125	Sanctuary Seat
(With Kitchen)	A	0.0175	0.0175	Sanctuary Seat
Coffee Shop		0.0375	0.0375	Employee
		0.0125	0.0125	Seat
Condominiums		1.0000	1.0000	Each
Convenience Store (with gas sales)		0.0375	0.0375	Employee
		0.0125	0.0125	Parking Space
		1.2500	1.2500	Pump Island
Country Clubs		0.1250	0.1250	Member
Dance Halls				
(without kitchen facilities)		0.0075	0.0075	Patron
(with kitchen facilities)		0.0175	0.0175	Patron
Daycare Facility		0.0875	0.0875	Employee
		0.0250	0.0250	Student
Dentist Office		0.0875	0.0875	Employee
		0.0250	0.0250	Patient
		0.1875	0.1875	Dentist
Doctor Office		0.0875	0.0875	Employee
		0.0250	0.0250	Patient
		0.1875	0.1875	Dentist
Drive Inn Theater		0.0250	0.0250	Car Space
Factories:				
No Showers		0.0625	0.0625	Employee
W/Showers		0.0875	0.0875	Employee
Food Service Operations:				
Ordinary Restaurant (not 24 hr)	A	0.0875	0.0875	Seat
Ordinary Restaurant (24 hour)	A		0.1500	0.1500 Seat
Fast Food (not 24 hour)	A	0.0625	0.0625	Seat
Fast Food (24 Hour)	A	0.0875	0.0875	Seat
Curb Service	A	0.0620	0.0625	Parking space
Hospitals-No Resident Personnel	A	0.8750	0.8750	Employee
	A	0.7500	0.7500	Bed
		0.0875	0.0875	Employee

House (residential)		1.0000	1.0000	House
Institutions-Resident	A	0.2500	0.2500	Bed
Laundries-Coin Operated		1.00	1.00	Machine
<u>Laundry Wastes Require Special Consideration--Consult District Sanitary Engineer</u>				
Motels or Hotel	A	0.25	0.25	Room
Nursing & Rest Homes	A	0.25	0.25	Resident Employee
		0.125	0.125	Non-Resd. Employee
		0.50	0.50	Bed
Office Building		0.0500	0.050	Employee
Retail Store		0.0375	0.0375	Employee
		0.030	0.030	Parking space
Schools:		0.0375	0.0375	Employee
Elementary	(A if cafeteria)	0.0375	0.0375	Pupil
Junior & Senior High	(A if cafeteria)	0.0500	0.0500	Pupil
Service Stations:	B	1.25	1.25	Bay
		1.25	1.25	Island
Shopping Center		0.0375	0.0375	Employee
Without food service		0.005	0.005	Parking Space
With food service	A	0.0125	0.0125	Parking Space
Swimming Pools				
Without hot showers		0.0125	0.0125	Swimmer
With hot showers		0.0250	0.0270	Swimmer
Theater		0.0125	0.0125	Seat
Trailer Parks:				
Single Wide Trailer		0.7500	0.7500	Single Wide Trailer
Double Wide Trailer		0.7500	0.7500	Double Wide Trailer
Travel Trailer Parks & Camp		0.3125	0.3125	Trailer or Space
Travel Trailer Dump Station (Holding Tank To Be Pumped Out & Hauled Away)				
Vacation Cottages				
Without Kitchen		0.1250	0.1250	Person
With Kitchen		0.1875	0.1875	Person
Veterinarian Office & Animal Hospital (Outside trash trap may be required if over 10 kennels)		0.050	0.050	Kennel/Cage/Run
		0.0375	0.0375	Employee
Youth & Recreation Camps		0.0375	0.0375	Employee
		0.125	0.125	Employee overnight
		0.125	0.125	Camper overnight
		0.0375	0.0375	Camper (food service.)
		0.0250	0.0250	Camper (no food service)

NOTES: A. Approved outside grease trap required.

B. Approved outside oil interceptor required.

\* One unit equals the trunk and plant capacity requirements of a single family residence which is estimated at 400 gallons per day of wastewater.

A minimum of one unit shall be utilized for billing charges.

Trailer parks shall be billed in accordance with the equivalency chart above unless a flow meter approved by the Portage County Water Resources Department has been installed and is operational. Such metered parks will be billed at the existing commercial rate. Under no circumstances will a park or individual trailer owner be billed less than one unit.

In the case of any uses not described above, the Sanitary Engineer is authorized to establish the applicable service unit for such premises using generally accepted engineering principles and criteria until further legislative determination by this Board or until the installation of a water meter.

The Sanitary Engineer/Water Resources Director reserves the right to set and/or change standards pertaining to the installation of water service lines and meters.

#### **SECTION 10. HYDRANT WATER USE & PENALTY**

Customers that purchase water from a county owned water hydrant shall be billed at the rate provided in section 3 above. All such water rates shall be due and payable within 21 days of being mailed. A penalty in the amount of 10 percent of the current bill shall be added if not received by the due date.

In addition to the amounts calculated in accordance with the above paragraph, there shall be added a Fixed Charge of \$2.25 to each bill rendered.

#### **SECTION 11. DISCOUNT PROGRAM**

The Portage County Discount Program (“Discount Program”) will apply only to qualified residential customers. A discount of 10% will be deducted from the total water bill for qualified residential customers.

A “qualified residential customer” shall be defined as an individual who receives water from Portage County Water Resources Department, is currently receiving the Homestead Tax Exemption as contained in Section 323.151 of the Ohio Revised Code for the property which the deduction is requested, and is responsible for the payment of the water utility bill.

#### **SECTION 12. REPEAL OF PRIOR RATE RESOLUTIONS**

Any resolution or resolutions heretofore adopted by this Board fixing or revising rates to be charged for the use of the Systems herein specified, including without limitation, Resolution No. 08-0051 adopted January 15, 2008, by this Board is hereby repealed as of the effective date of this Resolution; provided, however, that such repeal shall not affect any existing rates established in Resolution 08-0051 until provided for in Sections 3 and 6 of this resolution, or rights or obligations of the County or any property owner or other person which accrued prior to such repeal



- 10. Other Fund Amendment to the Annual Appropriation
- 11. Non-General Fund for end of year cleanup/08-1230

The Board of Commissioners accepted the recommendation of the Director and agreed to defer the nursing home 2001 cash advance

The Board of Commissioners accepted the year-end estimated carryover noting that the Board of Commissioners must discuss “holding the line” with other Elected Officials noting the concern with the 2010 budget.

\* \* \* \* \*

**INVITATIONS/MEETING NOTICES**

December 23, 2008

- 1. Invitation from the Portage County Board of MR/DD and the Portage County Knights of Columbus for the 32<sup>nd</sup> Annual Special Population Basketball Free Throw contest on Saturday, January 10, 2008, 11:30 AM-3:00 PM at Happy Day School. (Referred to Executive Assistant for Proclamation).
- 2. Invitation from Catholic Charities of Portage County for the Second Annual Men Who Cook event on Saturday, February 21, 2008, 6:00-9:00 PM, Immaculate Conception Parish Hall.

\* \* \* \* \*

**INCOMING CORRESPONDENCE**

**DISCUSSION**

December 23, 2008

- 1. December 18, 2008 e-mail from Steve Eva, regarding the new nursing home rating system/Information only.
- 2. December 18, 2008 correspondence from Nancy Dailey, WIC, in response to the Board’s request for review and comment on Child Health Services space/Board of Commissioners to consider the use of this space in January 2009.
- 3. December 11, 2008 correspondence from Karen Carmany, Portage Animal Protective League, requesting an emergency meeting to discuss Humane Officer compensation for calendar year 2009/Clerk to schedule.
- 4. December 17, 2008 memo from Mary Jane Neiman, County Commissioners' Association of Ohio, including the 2009 County Commissioners' Association of Ohio Roster Update/The Board will update the information after the Organizational Meeting.

\* \* \* \* \*

**JOURNAL ENTRIES**

December 23, 2008

- 1. Board of Commissioners’ authorization and signature requested on the Satisfaction of Mortgage for Lena Fowler for \$ 10,775.00 as requested by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor with no exceptions noted.
- 2. Board of Commissioners’ authorization and signature requested on the Satisfaction of Mortgage for Lena Fowler for \$ 880.00 as requested by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor with no exceptions noted.

3. The Board of Commissioners received a copy of the Independent Audit Report for the year ending June 30, 2008 as presented by Barb Deakins, Townhall II.
4. Board of Commissioners' authorization requested to have Commissioner Christopher Smeiles sign the Ohio Public Works Commission Appendix E Disbursement Request #3 for \$ 8,822.79 for the Wastewater Improvement (RD 19), Ohio Public Works Commission Project No. CG20I-CG21I as presented by the Department of Budget and Financial Management.
5. Board of Commissioners' authorization requested to allow use of the Portage One Stop on Saturday, January 31, 2009, February 28, 2009 and March 28, 2009 from 9:00 AM-3:00 PM for the benefit bank tax clinic as requested by Toni Brown-Harris, Portage Workforce Development (Benefit Bank) Vista.
6. December 17, 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's Office.
7. The Board of Commissioners received the December 16, 2008 memo indicating standard mileage has been changed from \$.585/mile set July 1, 2008 to \$ 0.55/mile effective January 1, 2009 as presented by Director Karen U'Halie, Human Resources Department.

\* \* \* \* \*

**REFERRED**

December 23, 2008

1. Undated correspondence (received December 18, 2008) from Berit Borstad, requesting information on Portage County/Referred to the Executive Assistant for processing.

\* \* \* \* \*

**PLEASE ADD TO THE AGENDA**

December 23, 2008

1. Board of Commissioners' authorization requested to have Commissioner Smeiles sign the 2009-2010 County Risk Sharing Authority (CORSA) Renewal Application, as presented by Human Resources Department Director Karen U'Halie/Journal Entry.
2. Agree to enter into an Amendment No. 3 to the Letter of Arrangement between Portage County and the Auditor of State for Audit of General Purpose Financial Statements of Portage County for the year ended December 31, 2007/08-1232.

\* \* \* \* \*

**INFORMATION ONLY**

December 23, 2008

1. The Board of Commissioners received the signed copy of the Collective Bargaining Agreement between the Board of Commissioners (on behalf of The Woodlands At Robinson), the American Federation of State, County and Municipal Employees, Ohio Council 8, Local 3630.
2. The Board of Commissioners received the 2009 Portage County Membership Directory as provided by the Aurora Chamber of Commerce.

3. December 11, 2008 correspondence from Senator George Voinovich, US Senate, regarding the Trade Agreement Parity Act/Forward to Ron DeBarr at NEOTEC.
4. November 24, 2008 memo from Kathy Dillon, County Commissioners' Association of Ohio, including a copy of the minutes from the September 19, 2008 County Commissioners' Association of Ohio Board of Trustees meeting.

\* \* \* \* \*

**PROSECUTOR’S CORRESPONDENCE**

December 23, 2008

1. December 15, 2008 correspondence from Tommie Jo Marsilio, including Invoice No. 00041742 dated December 11, 2008 for attendance fee for \$60.00 in the case of Elizabeth Stein vs. Portage County as presented by Nagy-Baker Court Reporting, Inc/Journal Entry.

\* \* \* \* \*

**Journal Entry**

December 23, 2008

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

1. The Board of Commissioners signed the Satisfaction of Mortgage for Lena Fowler, 10667 State Route 303 in Windham for \$10,775.00, as presented by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor with no exceptions noted.
2. The Board of Commissioners signed the Satisfaction of Mortgage for Lena Fowler, 10667 State Route 303 in Windham for \$880.00, as presented by Neighborhood Development Services Inc. Documents reviewed by Carol Kurtz, Internal Auditor with no exceptions noted.
3. The Board of Commissioners acknowledged the receipt of the Independent Audit Report for the year ending June 30, 2008, as presented by Barb Deakins, Townhall II.
4. The Board of Commissioners authorized Commissioner Smeiles to sign the Ohio Public Works Commission Appendix E Disbursement Request #3 for \$8,822.79 for the Wastewater Improvement (RD 19), Ohio Public Works Commission Project No. CG20I-CG21I, as presented by the Department of Budget and Financial Management.
5. The Board of Commissioners authorized the use of the Portage One Stop Facility, 1081 Main Street in Ravenna, on Saturday, January 31, 2009, February 28, 2009 and March 28, 2009 from 9:00 AM-3:00 PM for a benefit bank tax clinic, as requested by Toni Brown-Harris, Portage Workforce Development (Benefit Bank) VISTA. The Board of Commissioners noted that Portage County Department of Job and Family Services Director Anita Herington has approved this request. Forwarded to the Internal Services Director to process the agreement.
6. The Board of Commissioners acknowledged the receipt of the December 17, 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.
7. On October 21, 2008, the Board of Commissioners accepted the recommendation of Interim Human Resources Department Director Jim Manion and Attorney Tommie Marsilio and authorized the Human

Resources Department to pay for a Court Reporter for two upcoming Bureau of Workers Compensation (BWC) cases.

Today, the Board of Commissioners authorized payment of Invoice No. 00041742 dated December 11, 2008 for the attendance fee for a court reporter for \$60.00 in the case of Elizabeth Stein vs. Portage County (BWC 08-858316), as presented by Nagy-Baker Court Reporting, Inc and submitted by the Portage The Board agreed to forward the invoice to the Human Resources Department for payment in 2009 from Fund 7217.

- 8. The Board of Commissioners authorized Commissioner Smeiles to sign the 2009-2010 County Risk Sharing Authority (CORSA) Renewal Application, as presented by Human Resources Department Director Karen U’Halie.
- 9. The Board of Commissioners signed the Personnel Action Form authorizing the extension of the part-time temporary hire of Cheri L. Michael as a Family Support Specialist for the Portage County Department of Job & Family Services, as presented by Human Resources Department Director Karen U’Halie and approved by Department of Job & Family Services Director Anita Herington.
- 10. The Board of Commissioners accepted the recommendation of Portage County Water Resources Department Director Harold Huff and authorized him to begin negotiations with MS Consultants of Youngstown, Ohio for surveying services for the RTLS Potable Water System and Facilities, Project No. PC-W (08-120) and RTLS Sanitary Sewer System and Facilities, Project No. PC (08-130). Staff will negotiate and make a recommendation to the Board of Commissioners.
- 11. The Board of Commissioners agreed to grant the Portage County Regional Airport \$92,730 to allow the hire of C & S Companies of Cleveland, Ohio to provide an Airport Business and Strategic Implementation Plan in connection with the Airport. The Board agreed that the funds will be distributed in accordance with the terms of the signed agreement.
- 12. The Board of Commissioners accepted the recommendation of Department of Budget & Finance Director Audrey Tillis to defer repayment by the Portage County nursing home The Woodlands at Robinson, as detailed in Resolution 01-1000, until the first quarter of 2009. The Board of Commissioners asked that the Director bring back a revised repayment schedule for their consideration.

All in favor, motion carries.

\* \* \* \* \*

We do hereby certify that the foregoing is a true and correct record of the Portage County Board of Commissioners’ meeting on **December 23, 2008**. There being no further business to come before the Board, it was moved by Maureen T. Frederick, seconded by Charles W. Keiper II to adjourn the official meeting at 10:30 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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