

The Board of Commissioners noted that several years ago they authorized the hire of the Auditor's CPA to perform this service in-house.

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HUMAN RESOURCES

Present: Karen U'Halie

10:45 AM In accordance with the Ohio Rev. Code Ann. 121.22(G)(1), it was moved by **Christopher Smeiles**, seconded by **Maureen T. Frederick** that the Board of Commissioners move into executive session to consider a health benefits issue. **Also present: Human Resources Department Director Karen U'Halie.** Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Yea; Maureen T. Frederick, Yea.

10:50 AM Upon conclusion of the above referenced discussion, it was moved by **Christopher Smeiles**, seconded by **Maureen T. Frederick** that the Board of Commissioners moves out of executive session. Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Yea; Maureen T. Frederick, Yea.

After exiting executive session, the Board took no action.

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10:55 AM Recessed to Solid Waste Management District

11:30 AM Board of Commissioners Reconvened

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RESOLUTION No. 09-0142 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

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

RESOLVED, that the bills were approved and certified to the County Auditor for payment, contingent upon the review of the Portage County Internal Auditor or other designee on February 19, 2009 in the total payment amount of **\$665,428.59 for Funds 0001-8391** as set forth in the Accounts Payable Warrant Report on file in the office of the Portage County Auditor; and be it further

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

Roll call vote as follows:

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

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RESOLUTION No. 09-0143 - RE: WIRE TRANSFER APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

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

RESOLVED, that the bills were approved and certified to the County Auditor for payment, contingent upon the review of the Portage County Internal Auditor or other designee on February 19, 2009 in the total payment amount as follows:

1. \$37,412.37 for Medical Mutual Claims-Fund 7101; 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, February 20, 2009 \$ 37,412.37

and be it further

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

Roll call vote as follows:

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

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RESOLUTION No. 09-0144 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.

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

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

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

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

RESOLVED,

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

02/19/09	713	\$ 52.36
02/19/09	706	4,575.00
02/19/09	711	720.00
02/18/09	697	2,677.53
02/18/09	696	32,180.55
02/18/09	695	109,485.39
Total		\$ 149,690.83

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:

Charles W. Keiper II, Yea;

Maureen T. Frederick, Yea;

Christopher Smeiles, Yea;

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RESOLUTION No. 09-0145

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RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.

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

WHEREAS,

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

WHEREAS,

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

WHEREAS,

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

RESOLVED,

that the expenditures listed herein are properly certified by the County Auditor in the amount of **\$108,457.50** as set forth in Exhibit “A” dated **February 19, 2009** 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:

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

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RESOLUTION No. 09-0146 - RE: DECLARING THE NECESSITY OF AND PLACING ON THE BALLOT OF THE MAY 5, 2009 PRIMARY ELECTION AN ADDITIONAL LEVY OF FOUR-TENTHS (0.4) MILL FOR BENEFIT OF THE PORTAGE COUNTY GENERAL HEALTH DISTRICT.

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

WHEREAS, the Board of Health of the Portage County General Health District certified to the Portage County Board of Commissioners, through its Resolution No. 09-13, that the amount of money necessary to meet the expenses of its General Health District will not be forthcoming to the Board of Health of such district out of the district health fund because the taxes within the ten-mill limitation will be insufficient; and

WHEREAS, the Board of Health of the Portage County General Health District, in accordance with Section 3709.29 of the Ohio Revised Code, requests that the Portage County Board of Commissioners (“Board”) place on the ballot at the next Primary Election, which is to occur on May 5, 2009, an additional levy of four-tenths (0.4) mill for the current expenses of the Portage County General Health District for tax years 2009, 2010, 2011, 2012, and 2013; now therefore be it

RESOLVED, that the Board of Commissioners hereby declares that the amount of money necessary to meet the expenses of the General Health District will not be forthcoming to the Board of Health of such district out of the district health fund because the taxes within the ten-mill limitation will be insufficient; and be it further

RESOLVED, that the Board shall certify the following language to the Board of Elections, Portage County, Ohio for placement on the ballot at the next primary election on May 5, 2009:

“An additional tax for the benefit of THE PORTAGE COUNTY GENERAL HEALTH DISTRICT for the purpose of PROVIDING FUNDS FOR THE CURRENT EXPENSES OF THE PORTAGE COUNTY GENERAL HEALTH DISTRICT at a rate not exceeding FOUR-TENTHS (0.4) MILL for each one dollar of valuation, which amounts to FOUR CENTS (\$0.04) for each one hundred dollars of valuation, for five years, commencing in 2009, first due in calendar year 2010”;

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:

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

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RESOLUTION No. 09-0148 - **RE: AUTHORIZE AN ELECTRONIC RE-APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE OFFICE OF VIOLENCE AGAINST WOMEN ACT FOR OVW FY 2009 SAFE HAVENS: SUPERVISED VISITATION & SAFE EXCHANGE GRANT PROGRAM SOLICITATION FOR COSTS OF PERSONNEL, FRINGE BENEFITS, TRAVEL, EQUIPMENT, SUPPLIES, CONSULTANTS, AND CONTRACTS FOR THE PLACE OF PEACE VISITATION/SAFE EXCHANGE CENTER. (FAMILY & COMMUNITY SERVICES, INC.)**

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

WHEREAS: Place of Peace, a program of Family & Community Services, Inc., has implemented a program of Supervised Visitation and Safe Exchange for Victims & children of domestic violence; and

WHEREAS: there are federal funds available for the hire of personnel, fringe benefits, travel, equipment, supplies, consultants, and contracts for the expansion and enhancement of this program; and

WHEREAS: the Portage County Board of Commissioners endorses this program and recognizes that the Mental Health & Recovery Board, Child Protective Services, the Portage County Sheriff’s Department, Portage County Domestic Relations Court, and Family & Community Services, Inc. will work together to implement and maintain the Place of Peace Visitation/Safe Exchange Center Program; and

RESOLVED: that the Portage County Board of Commissioners authorizes the electronic application to the U.S. Department of Justice Office of Violence Against Women Act Fund and agrees to act as the sub grantee of the Program, while Family and Community Services, Inc. will act as the implementing agency for the grant. The electronic grant application to the U.S. Department of Justice Office of Violence Against Women Act Fund for the expansion and enhancement of this program, to include personnel, fringe benefits, travel, equipment, supplies, consultants, and contracts is for a **total of \$302,058.04 with no local cash match from the Portage County Board of Commissioners;** 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

February 19, 2009

1. Does the Board wish to renew its subscription to the Crain's Cleveland Business for \$49.00/year/Journal Entry
2. February 12, 2009 correspondence from Janet Esposito, County Auditor, regarding Employee Fringe Benefits/Clerk to ask the Auditor for a recommendation and possible cost.
3. Discussion: Executive Session Land Acquisition.

10:02 AM In accordance with the Ohio Rev. Code Ann. (121.22(G)(1), it was moved by **Christopher Smeiles**, seconded by **Maureen T. Frederick** that the Board of Commissioners move into executive session to consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Yea; Maureen T. Frederick, Yea.

10:17 AM Upon conclusion of the above referenced discussion, it was moved by **Christopher Smeiles**, seconded by **Maureen T. Frederick** that the Board of Commissioners move out of executive session. Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Yea; Maureen T. Frederick, Yea.

Upon exiting Executive Session the Board of Commissioners authorized the hire of Frank DeLuca to investigate a possible land acquisition.

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JOURNAL ENTRIES

February 19, 2009

1. The Board of Commissioners acknowledged the receipt of the NEFCO FY 2008 and FY 2007 audits, as presented by Joseph Hadley, Executive Director.
2. Board of Commissioners' authorization requested to pay the January 31, 2009 Christley, Herington, & Pierce Invoice #30561, for professional services rendered during January 2009 for the Sheriff's 2006 Negotiations for \$ 376.25 and for the Sheriff's 2008 Negotiations \$ 4,527.10; Total Invoice \$ 4,903.35.
3. February 12, 2009 Certificate of the County Auditor that the Annual Appropriations from each fund does not exceed the Amended Official Certificate of Estimate Resources for the fiscal year beginning January 1, 2009 as presented by the Portage County Budget Commission.
4. The Board of Commissioners received the Weekly Report of Kennel population for the week ending February 15, 2009 as presented by Dave McIntyre, Dog Warden. The Board of Commissioners acknowledged the receipt of \$500 in Court Donations.
5. Board of Commissioners' authorization requested to pay real estate taxes for county owned property for the first half of 2008, as presented by the Executive Assistant, as follows:

Parcel #	Location	Amount
31-361-23-00-175-000	441 S. Meridian St.	\$ 496.92
31-361-23-00-198-000	438 S Chestnut St.	\$ 882.21
31-361-23-00-176-000	443 S. Meridian St.	\$ 396.25
29-308-20-00-227-000	Bridge Wahoo (095)	\$ 13.08
29-308-20-00-228-000	Bridge Wahoo (095)	\$ 12.88
29-700-00-00-050-000	Wahoo (095)	\$ 11.68
04-049-10-00-163-000	Fairwood, Beechcrest St., Lighting	\$ 2.00
29-700-00-00-001-000	East Park (092)	\$ 11.50
29-325-20-00-057-000	4859 Highland East Park (092)	\$ 1.90
01-037-00-00-002-000	Waterloo, Atwater St. Lighting	\$ 2.00
16-038-70-00-004-002	Hillside Brady Lake Sanitary Sewer Cnstr-FM	\$ 9.59
31-361-13-00-112-000	203 Main St. Downtown Improvements	\$ 5,077.92
16-038-70-00-004-003	Hillside Brady Lake Sanitary Sewer Cnstr FM	\$ 54.30
35-023-00-00-006-000	Pump Station Split #2	\$ 137.82
04-020-00-00-023-009	Pump Station Split #2	\$ 281.40
31-366-10-00-001-001	209 S. Chestnut, Downtown Imprv	\$ 6,226.28

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REFERRED

February 19, 2009

1. The Board of Commissioners received the Owner/Tenant Statement of balance due for water usage at County owned properties dated February 5, 2009 as presented by the City of Ravenna. Referred to Internal Services.
2. February 9, 2009 correspondence from Michael Riggleman, Ohio EPA, regarding 2009 Government Fleet E-Check Reporting Requirements. Referred to Internal Services.
3. The Board of Commissioners received the Complaint for Foreclosure regarding Deutsche Bank National Trust Company vs. Denzel and Octavia Jones, Portage County Board of Commissioners, Neighborhood Development Services Inc. and Capital One Bank. Referred to Prosecutor's Office, Neighborhood Development Services Inc., and Attorney Robert Paoloni.
4. February 13, 2009 correspondence from Kenneth Roach, regarding Robinson Memorial Hospital. Referred to Executive Assistant.
5. February 13, 2009 correspondence from NEFCO, including an invoice for annual cash match for Middle Cuyahoga River Watershed Plan. Referred to Water Resources Department for payment.

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PLEASE ADD TO YOUR AGENDA

February 19, 2009

1. DRAFT RESOLUTION: February 12, 2009 memo from Todd Peetz, Regional Planning Commission, requesting the Board adopt a resolution of support and concurrence with the NEFCO Comprehensive Economic Development Strategy/Hold for a review by Dan Banks and Bill Ulik.
2. DRAFT RESOLUTION: Board of Commissioners' authorization requested to electronically submit a request for funds from the US Department of Justice Office on Violence Against Women Safe Havens grant to support The Place of Peace Supervised Visitation and Safe Exchange Program as requested by Carole Beaty, Family & Community Services/09-0148.
3. February 17, 2009 memo from Jim Manion, General Services, regarding parking lot security/Bring back on 2/24/09.

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INFORMATION ONLY

February 19, 2009

1. February 11, 2009 correspondence from Victor Botosan, AMATS, to Ralph Coletta, City of Akron, regarding The American Recovery and Reinvestment Act (the federal stimulus package).
2. February 9, 2009 correspondence from Michael Hiler, Ohio Department of Development, regarding Grant Closeout for B-C-06-062-2.
3. February 9, 2009 correspondence from Michael Hiler, Ohio Department of Development, regarding Grant Closeout for B-F-06-062-1.
4. Undated notice (received February 13, 2009) from the Brimfield Lions Club, requesting donations for the Power Walk for Diabetes at Field High School on May 3, 2009.
5. February 12, 2009 e-mail from Anita Herington, Job and Family Services regarding Emergency Assistance Network meeting.
6. February 12, 2009 correspondence from Leigh Herington, NOPEC, to all DEO Member NOPEC Communities, regarding gas purchases – DEO Area.
7. February 13, 2009 correspondence from Joseph Ruby, Area Agency on Aging, including the Continuing The Way Forward 2008 Annual Report.
8. February 9, 2009 memo from County Commissioners' Association of Ohio, including a copy of the Legislative Program and Legislative Priorities of the County Commissioners' Association of Ohio for 2009-2010.
9. Undated correspondence (received February 17, 2009) from Michael Hiler, Ohio Department of Development, including a signed grant agreement for Grant No. B-E-08-062-1.
10. The Commissioners received the February 17, 2009 Amended Certificate of Estimated Resources for the year beginning January 1, 2009 as submitted by the Portage County Budget Commission (cc: Department of Budget & Financial Management).

11. February 17, 2009 memo from Charlene Badger, Executive Assistant, regarding tax exempt properties.

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Journal Entry

February 19, 2009

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

1. The Board of Commissioners acknowledged the receipt of the NEFCO FY 2007 and FY 2008 audits, as presented by Joseph Hadley, Executive Director.
2. The Board of Commissioners authorized payment of the January 31, 2009 Christley, Herington, & Pierce Invoice #30561 for professional services rendered during January 2009 for the Sheriff's 2006 Negotiations for \$376.25 and for the Sheriff's 2008 Negotiations \$4,527.10 for a total invoice amount of \$4,903.35.
3. The Board of Commissioners acknowledged the receipt of the February 12, 2009 Certificate of the County Auditor that the Annual Appropriations from each fund does not exceed the Amended Official Certificate of Estimate Resources for the fiscal year beginning January 1, 2009, as presented by the Portage County Auditor.
4. The Board of Commissioners acknowledged the receipt of the Weekly Report of Kennel population for the week ending February 15, 2009, as presented by Dave McIntyre, Dog Warden. The Board of Commissioners also acknowledged the receipt of \$500 in Court Donations.
5. The Board of Commissioners authorized payment of real estate taxes for county owned property for the first half of 2008, as presented by the Executive Assistant, as follows:

Parcel #	Location	Half Year	Full Year
31-361-23-00-175-000	441 S. Meridian St.	\$496.92	
31-361-23-00-198-000	438 S Chestnut St.	\$882.21	
31-361-23-00-176-000	443 S. Meridian St.	\$396.25	
29-308-20-00-227-000	Bridge Wahoo (095)		\$13.08
29-308-20-00-228-000	Bridge Wahoo (095)		\$12.88
29-700-00-00-050-000	Wahoo (095)		\$11.68
04-049-10-00-163-000	Fairwood, Beechcrest St., Lighting		\$2.00
29-700-00-00-001-000	East Park (092)		\$11.50
29-325-20-00-057-000	4859 Highland East Park (092)		\$1.90
01-037-00-00-002-000	Waterloo, Atwater St. Lighting		\$2.00
16-038-70-00-004-002	Hillside Brady Lake Sanitary Sewer Cnstr-FM		\$9.59
31-361-13-00-112-000	203 Main St. Downtown Improvements		\$5,077.92
16-038-70-00-004-003	Hillside Brady Lake Sanitary Sewer Cnstr FM		\$54.30
35-023-00-00-006-000	Pump Station Split #2		\$137.82
04-020-00-00-023-009	Pump Station Split #2		\$ 281.40
31-366-10-00-001-001	209 S. Chestnut, Downtown Imprv		\$6,226.28

6. Upon exiting Executive Session today, the Board of Commissioners authorized the hire of Real Estate Agent Frank DeLuca to investigate a possible land acquisition.
7. The Board of Commissioners authorized the renewal of the subscription to the Crain's Cleveland Business for \$49.00 per year.
8. On February 17, 2009, after meeting with Internal Services Director JoAnn Townend and Motor Pool Director Joe Dillon, the Board of Commissioners authorized the purchase of one 4-wheel drive utilitarian vehicle, possibly with a cargo bed, and two new or used Crown Victorias with a police package for the Sheriff's Department.

Today, the Board of Commissioners agreed to purchase two new Crown Victorias from the state contract and go to bid for the purchase of the 4-wheel drive utilitarian vehicle. Internal Services Director JoAnn Townend to coordinate.

9. The Board of Commissioners authorized the release of the Portage County 2009 allocation of \$37,500 to the Portage County Community Health Center, as requested in a February 19, 2009 fax from CFO John Sniezek.

All in favor, motion carries.

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We do hereby certify that the foregoing is a true and correct record of the Portage County Board of Commissioners' meeting on **February 19, 2009**. There being no further business to come before the Board, it was moved by Christopher Smeiles, seconded by Maureen T. Frederick to adjourn the official meeting at 11:43 AM. All in favor, motion carries.

Charles W. Keiper II, President

Maureen T. Frederick, Vice President

Christopher Smeiles, Board Member

Deborah Mazanec, Clerk

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