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RESOLUTION No. 10-0321 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

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

RESOLVED, that the bills were approved and certified to the County Auditor for payment, contingent upon the review of the Portage County Internal Auditor or other designee on April 6, 2010 in the total payment amount of **\$234,350.71 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:

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

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RESOLUTION No. 10-0322 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.

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

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

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

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

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

04/05/10	81	\$ 540.00
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04/05/10	82	300.00
04/05/10	83	35,608.00
04/05/10	87	52,254.49
04/05/10	88	834.40
04/05/10	89	3,210.15
04/05/10	91	411.63
04/05/10	92	77.25
04/05/10	93	61.80
Total		\$ 93,297.72

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; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0323 - RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.

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

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

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

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

RESOLVED, that the expenditures listed herein are properly certified by the County Auditor in the amount of **\$17,744.81** as set forth in Exhibit “A” dated **April 6, 2010** 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; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0324 - RE: ACCEPTANCE OF DONATION TO THE OFFICE OF THE PORTAGE COUNTY DOG WARDEN.

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

WHEREAS, The office of the Portage County Dog Warden received a donation of various cleaning supplies from Family & Community Services, Inc. which has an approximate value of \$300.00; now therefore be it

RESOLVED, The Board of Portage County Commissioners does hereby accept the donation on behalf of the Portage County Dog Warden’s Office;

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:

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

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RESOLUTION No. 10-0325 - RE: ACCEPT CONTRACT CHANGE ORDER NO. 1 AND FINAL FOR KARVO PAVING COMPANY COVERING THE 2009

**RESURFACING PROJECT, VARIOUS ROUTES, IN
RAVENNA TOWNSHIP, PORTAGE COUNTY.**

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

WHEREAS, Resolution 09-0761 accepted and awarded the bid of Karvo Paving Company for furnishing all labor, materials and equipment necessary to complete the project known as the **2009 Resurfacing Project**, in Ravenna Township, Portage County, and

WHEREAS, a contract was entered into with Karvo Paving Company in the total amount of \$464,570.95, and

WHEREAS, modifications to the **2009 Resurfacing Project** plans were required in order to complete the project which resulted in additional costs and a time extension, now therefore be it

RESOLVED, that the Board of Portage County Commissioners do hereby accept Contract Change Order No. 1 and Final to the construction contract between Karvo Paving Company and Portage County covering the **2009 Resurfacing Project**, and be it further

RESOLVED, that this Contract Change Order, in the amount of **\$17,131.82**, increases the contract between Karvo Paving Company and Portage County to **\$481,702.77** and extends the completion date by 45 days, from September 30, 2009 to November 14, 2009, and be it further

RESOLVED, that the Board of Portage County Commissioners authorizes the execution of said Contract Change Order between Karvo Paving Company and Portage County; 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:

Charles W. Keiper II, Yea;

Christopher Smeiles, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0326

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RE: REVISE THE DISBURSEMENT AMOUNTS FOR THE SECTION 594 GRANT RELATIVE TO THE RAVENNA TRAINING AND LOGISTICS SITE, PROJECT NOS. PC-W

**(08-120) AND PC (08-130), IN PORTAGE COUNTY
REGIONAL SEWER DISTRICT, WINDHAM TOWNSHIP.**

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

WHEREAS, this Board of Commissioners passed on January 27, 2009, Resolution 09-0065 authorizing the Board of Commissioners to enter into a grant agreement with the United States Army Corp of Engineers and Neighborhood Development Services, Inc. for federal grant funding under Section 594 of the Water Resources Development Act of 1999, Public Law 106-53, hereinafter referred to as “Section 594 Grant”, for:

Project No. PC-W (08-120), Ravenna Training and Logistics Site (Ravenna Ordnance Plant) Potable Water System and Facilities, hereinafter referred to as “Water Project”; and

Project No. PC (08-130), Ravenna Training and Logistics Site (Ravenna Ordnance Plant) Sanitary Sewer System and Facilities, hereinafter referred to as “Sanitary Sewer Project”; and

WHEREAS, Resolution 09-0065 contained a detailed split of the Section 594 Grant funds, as follows:

forty-five percent (45%) was applied toward the Water Project; and

fifty-five percent (55%) was applied toward the Sanitary Sewer Project; and

WHEREAS, the Ohio Army National Guard recently received a federal appropriations grant to pay for portions of the Sanitary Sewer Project; and

WHEREAS, the Ohio Army National Guard’s federal appropriations grant contains provisions that preclude it from being used in conjunction with any other federally-provided funds (such as the Section 594 Grant); and

WHEREAS, the Army Corps of Engineers has provided written concurrence that at the Board of Commissioners discretion, the Section 594 Grant can be solely applied to the Water Project without any need to revise the executed grant agreement; and

WHEREAS, this Board of Commissioners passed on March 9, 2010, Resolution 10-0234, which authorized the creation of Project No. PC-W (08-122) and PC-W (08-123) for the appropriate accounting purposes of tracking Water Project costs that are eligible for Section 594 Grant funding; now therefore be it

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

Section 1. The full amount of the Section 594 Grant be hereby applied toward Project No. PC-W (08-122) and PC-W (08-123), Ravenna Training and Logistics Site (Ravenna Ordnance Plant) Potable Water System and Facilities.

Section 2. That the Clerk of this Board is hereby directed to certify a copy of this Resolution to the County Auditor and the Department of Budget and Financial Management within 15 days after its passage.

Section 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Voice vote as follows:

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

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RESOLUTION No. 10-0327 - RE: ACCEPT BIDS AND AWARD CONTRACT FOR PROJECT NO. ST-4 (09-040), PORTAGE POINTE PUMP STATION ELIMINATION IN THE STREETSBORO SANITARY SEWER DISTRICT NO. 4.

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

WHEREAS, this Board by Resolution No. 10-0182 adopted February 23, 2010, set the date and time for bidding of Project No. ST-4 (09-040), Portage Pointe Pump Station Elimination, hereinafter referred to as the PROJECT; and

WHEREAS, the notice of accepting bids was advertised in the Record Courier Newspaper on March 1 and March 8, 2010; and

WHEREAS, twelve potential bidders received plans and specifications for the PROJECT; and

WHEREAS, this Board received nine bids for the PROJECT on March 24, 2010, as named below; and

EFB Construction, Inc.	\$ 32,020.80
H. Luli Construction	\$ 32,187.68

Bob Bennett Construction, Inc.	\$ 35,605.50
Bochert Excavating, Inc.	\$ 36,638.91
Jones & Associates Excavating	\$ 38,850.00
Gary Smith & Associates dba Titan Excavating	\$ 39,075.07
Ray Bertolini Trucking	\$ 41,938.73
Bauman Enterprises	\$ 48,168.75
Rootstown Excavating, Inc.	\$ 48,204.45

WHEREAS,

based upon the analysis of the bids received (bid tabulation attached), the Portage County Water Resources has made a recommendation for award; now therefore be it

RESOLVED,

by the Board of Commissioners of Portage County, Ohio:

Section 1. That this Board hereby awards the Contract for the PROJECT to the responsive bid of EFB Construction, Inc., 726 S. Cleveland Avenue, Mogadore, Ohio 44260, in the bid amount of \$ 32,020.80.

Section 2. That the Water Resources is hereby authorized and directed to issue the Notice Of Award to the contractor named in Section 1.

Section 3. That the funds to cover the cost of the PROJECT are budgeted in the “Portage Pointe Pump Station Elimination”, Fund 5600 Org 560040S6 Object 684000 Project No. 09040.

Section 4. That the Clerk of this Board is hereby directed to certify a copy of this Resolution to the County Auditor and the Department Of Budget and Financial Management within 15 days after its passage.

Section 5. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board and that all deliberations of this Board and of any of its committees on or after November 28, 1975, that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Charles W. Keiper II, Yea;

Christopher Smeiles, Yea;

Maureen T. Frederick, Yea;

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RESOLUTIONS

April 6, 2010

1. Approval of Meeting Minutes from the April 1, 2010 regular Board Meeting as presented.
2. Approve the Bills as presented by the County Auditor and reviewed by the Department of Budget & Financial Management./10-0321
3. Approve the Journal Vouchers as presented by the County Auditor./10-0322
4. Approve Then & Now as presented by the County Auditor./10-0323
5. Accept the donation to the office of the Portage County Dog Warden./10-0324
6. Accept contract change order no. 1 and final for Karvo Paving Company covering the 2009 resurfacing project, various routes in Ravenna Township, Portage County (County Engineer)./10-0325
7. Revise the disbursement amounts for the Section 594 Grant relative to the Ravenna Training and Logistics site, Project Nos. PC-W (08-120) and PC-W (08-130), in Portage County Regional Sewer District, Windham Township (Water Resources Department)./10-0326
8. Accept bids and award contract for Project No. ST-4 (09-040), Portage Pointe Pump Station Elimination in the Streetsboro Sanitary Sewer District No. 4 (Water Resources Department)./10-0327

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INVITATIONS/MEETING NOTICES

April 6, 2010

1. Invitation from the Northeast Ohio Snow & Ice Committee for the 5th Annual NEO Snow & Ice Technologies Workshop Thursday, May 13, 2010, Solon Community Center, 7:00 AM Registration.
2. Invitation to the 17th Annual Greater Akron Heart to Heart Communications event on Monday, April 26, 2010, John S. Knight Center, Akron, 7:10 AM-8:45 AM.

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INCOMING CORRESPONDENCE

DISCUSSION

April 6, 2010

1. Does the Board of Commissioners want to meet with the Airport Board President quarterly/Clerk to schedule quarterly meetings with Airport Board President

2. Possible Executive Session to discuss a JFS discipline issue/No executive session at this time.
3. March 31, 2010 correspondence from Dennis Lager, Public Defender, requesting appointment to the Community Based Corrections Board. (cc: Executive Assistant)/Information only – Executive Assistant to bring back the required resolution to appoint all members.
4. Does the Board wish to attend the Portage County Safety Council meetings Thursday, April 8th, May 13th or June 10th. 11:30 AM-1:00 PM, Ravenna Elks/Commissioner Keiper to attend the May 13th meeting/Commissioner Keiper will attend the May 13th event.
5. March 28, 2010 request from the City of Kent for a resolution of support of the grant application to the Economic Development Administration for funding to assist with some of the implementation costs associated with the Downtown Redevelopment Project/Dan Banks to prepare a draft resolution(s) for Board consideration.
6. March 30, 2010 correspondence from Nutan Poseria, Robinson Memorial Hospital, regarding the Medical Director position at The Woodlands At Robinson/Ask the Nursing Home Administrator to prepare a draft response for Board of Commissioners consideration.
7. March 31, 2010 correspondence from Dennis Zavinski, Board of Elections, requesting a resolution to set policy for the County mailroom/Board of Commissioners to wait for an update from JoAnn Townend
8. March 23, 2010 correspondence from Roger Monroe, Monroe's Orchard & Farm Market, LLC, regarding the following/Bring back April 8th :

- (A) County snowplow truck damage to electric at 6253 Pioneer Trail
- (B) Current Ohio Electrical code training for County employees
- (C) Request for deduction reimbursement for \$1,000

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JOURNAL ENTRY

April 6, 2010

1. The Board of Commissioners received the March 31, 2010 Certificate of County Auditor that the Total Appropriations from each fund do not exceed the Official Estimate Resources for the fiscal year beginning January 1, 2010 as presented by the Portage County Auditor's Office.
2. The Board of Commissioners received the March 30, 2010 Amended Certificate of Estimated Resources for the year beginning January 1, 2010 as submitted by the Portage County Budget Commission (cc: Department of Budget & Financial Management).

3. The Board of Commissioners received the March 31, 2010 correspondence from the Portage County Sheriff's Department including the Monthly Record of Proceedings and Transactions for March 2010, in accordance with Ohio Revised Code Section 325.07.
4. The Board of Commissioners received the 2009 Annual Report as presented by the Portage County Sheriff's Office. (cc: Executive Assistant).

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REFERRED

April 6, 2010

1. The Board of Commissioners received the Owner/Tenant Statement of balance due for water usage at County owned properties for March 2010 as presented by the City of Ravenna. Referred to Internal Services.
2. The Board of Commissioners received the Survey Questions Public Officials as presented by Knox Energy. Referred to Executive Assistant.
3. March 29, 2010 correspondence from Matthew Dietrich, Ohio Rail Development Commission, regarding Ohio Rail Development Commission Rail line Rehabilitation Program funding. Referred to Grants Administrator and Department of Budget and Financial Management.

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INFORMATION ONLY

April 6, 2010

1. April 1, 2010 correspondence from Mike Masino, TCP, regarding a price increase effective June 1, 2010.
2. March 25, 2010 memo from County Commissioners Association of Ohio, including the Board of Trustee meeting minutes from February 19, 2010.
3. April 1, 2010 e-mail from Polly Germer, Children's Advocacy Center, including the Pinwheels for Prevention calendar around Portage County.

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Journal Entry

April 6, 2010

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

1. The Board of Commissioners acknowledged the receipt of the March 31, 2010 Certificate of County Auditor that the Total Appropriations from each fund do not exceed the Official Estimate Resources for the fiscal year beginning January 1, 2010, as presented by the Portage County Auditor.

