

Thursday, May 20, 2010

The Board of County Commissioners met in regular session on **Thursday, May 20, 2010 at 9:40 AM** with the following members present:

Christopher Smeiles

Maureen T. Frederick

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Commissioner Keiper attending the NOPEC Seminar and Board Meetings at Geneva on the Lake

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It was moved by Maureen T. Frederick, seconded by Christopher Smeiles to approve the meeting minutes of the May 20, 2010 meeting. Commissioner Keiper absent, motion carries

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Also attending throughout the day: Mike Sever, Record-Courier; Executive Assistant and Marshall Brown, shadowing Commissioner Smeiles

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COUNTY ENGINEER/REGIONAL PLANNING COMMISSION

Present: Mickey Marozzi, Todd Peetz, Dan Jendrisak

Timberstone Subdivision, Freedom Township

The County Engineer advised that he met with Assistant Prosecutor Leigh Prugh to discuss the Timberstone Subdivision. He noted that the developer has the retention basin and culverts across the road in place but no road. The developer has no money to complete the roads and no access to funds. He added that Attorney Prugh believes that there is a course of action against the bank to get the road built since the bank (Chase) allowed the developer to withdraw the money from the escrow account without county approval.

Commissioner Smeiles expressed his concern that the developer can sell a lot today and the county would be obligated to finish the subdivision at the county cost. He suggested that the county erase the plat since the developer has no money. The County Engineer stated that perhaps the best thing to do in this case is to try to get the road built instead of vacating the road or the plat. Also, this case is not like Whispering Meadows in that we have an escrow agreement with Chase bank, as opposed to a letter of credit that has expired. Mr. Marozzi has talked to the developer and he thinks things are fine the way they are.

Regional Planning Commission Executive Director suggested the use of a binding development agreement with the developer agreeing that the he will not sell lots until the improvement is in place. The Board of Commissioners agreed that they want to work with developers county wide and asked Director Peetz to work with Attorney Prugh and the County Engineer to find a solution to the Timberstone Subdivision issue as quickly as possible and to determine if the use of a binding development agreement is an option/Journal entry.

The Board of Commissioners thanked Mr. Jendrisak for his efforts in getting the Whispering Meadows Subdivision in Suffield Township roadway paved.

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INTERNAL SERVICES

Present: JoAnn Townend

Discussion

1. The Director asked the Board of Commissioners if they have looked at the responses to the Kent Muni Court RFQ for construction management. The Board of Commissioners has not yet looked at the responses; Commissioner Frederick asked if JoAnn Townend could recommend three companies that the county has worked with in the past. Commissioner Smeiles noted that the county needs a footprint for the facility from the architect before this hire can be made.
2. Solid Waste fuel system. JoAnn Townend and Bill Steiner both view this project as a new construction project not requiring prevailing wages. When the Prosecutor's Office (either Attorney Chris Meduri or Dave Brode) reviewed the proposed contract while Attorney Prugh was out of the office once the award was made, there was no concern with the project determination as a new construction. Attorney Leigh Prugh is now ruling that this is an alteration, renovation and/or replacement project and not a new construction, so there is a lower threshold for prevailing wages that must be used. Attorney Prugh also believes that the bid specs were incorrect since this is not new construction. At first, Attorney Prugh suggested that Director Townend call the bidders and ask what the difference would be between the project paying prevailing wages. The Director did so and was told an additional \$5,000 would be necessary to pay prevailing wages. Attorney Prugh then suggested that the Director rebid the project as a new construction.

Commissioner Smeiles stated that he would like to get the project done before the snow flies and if the project must be rebid that may not happen. The Director advised the Board of Commissioners that this bid has been awarded already to the low bidder; since the award, the Prosecutor's Office will not approve the agreement without prevailing wages being paid.

The Board of Commissioners agreed that JoAnn Townend should contact Denise Smith to discuss this issue and move it forward.

3. The Director advised the Board of Commissioners that the County Auditor presented her with the cost proposal from Ciuni & Panichi, Inc. for the 2009 Portage County Audit. The Board of Commissioners asked the Director to forward the cost proposal to Denise Smith for review and comment. Commissioner Smeiles stated that he is not inclined to sign the Memorandum of Agreement at this time since the Board of Commissioners was not involved in the selection process.

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Resolutions

1. Enter into amendment no. 1 with URS Corporation for engineering services for Water Resources./10-0477
2. Enter into amendment no. 2 with Dixie L. Benshoff, Ph. D. to provide professional services for the Domestic Relations Court./10-0478

3. Set proposal date to accept Requests for Qualifications for Service Coordinators for the Help Me Grow Program./10-0479
4. Accept and award the bid of Family & Community Services for inmate anger management and domestic violence group counseling services./10-0480
5. Award the sale of one 1999 Roediger mechanical sludge press for the Portage County Water Resources Department./10-0481
6. Resolution to enter into an agreement for equipment and software support services between the Board of Commissioners on behalf of The Woodlands at Robinson and Kronos/10-0482

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HUMAN RESOURCES

Present: Karen U’Halie

1. Proposed New Position Description - Part-time Seasonal Canvasser at Dog Warden’s office/Journal Entry
2. Proposed Revision to Position Description – Job and Family Services Director/Journal Entry

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10:35 AM In accordance with the Ohio Rev. Code Ann. 121.22(G)(1), it was moved by Maureen T. Frederick, seconded by Christopher Smeiles that the Board of Commissioners move into executive session to consider a compensation issue. **Also present: Human Resources Department Director Karen U’Halie.** Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea.

10:55 AM Upon conclusion of the above referenced discussion, it was moved by Maureen T. Frederick, seconded by Christopher Smeiles that the Board of Commissioners moves out of executive session. Roll call vote: Christopher Smeiles, Yea; Charles W. Keiper II, Absent; Maureen T. Frederick, Yea.

After exiting executive session, the Board took no action.

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10:55 AM The Board of Commissioners recessed to the Solid Waste Management District meeting (1510)
 1:45 PM The Board of Commissioners reconvened

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OFFICE OF HOMELAND SECURITY & EMERGENCY MANAGEMENT – rescheduled

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RESOLUTION No. 10-0470 - 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 May 20, 2010 in the total payment amount of **\$523,381.29 for Funds 0001-7001** 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, Absent; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0471 - RE: WIRE TRANSFER 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 May 20, 2010 in the total payment amount as follows:

1. \$244,358.53 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, May 21, 2010 \$ 244,358.53

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

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RESOLUTION No. 10-0472 - 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:

05/20/10	781	\$ 650,000.00
05/20/10	780	15,103.16
05/20/10	778	286.50
05/20/10	777	7,786.30
05/20/10	776	661.04
05/20/10	779	20,740.38
Total		\$ 694,577.38

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

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RESOLUTION No. 10-0473 - 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 **\$25,705.59** as set forth in Exhibit “A” dated **May 20, 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, Absent; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0474 - RE: APPOINTMENT TO THE PORTAGE COUNTY MENTAL HEALTH AND RECOVERY BOARD.

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

WHEREAS, Ohio Revised Code 340.02 indicates the members of the Mental Health and Recovery Board of Portage County will be residents of the district and shall be interested in mental health programs and facilities or in alcohol or drug addition programs; and

WHEREAS, each year each board member shall attend at least one in-service training session provided or approved by the department of mental health or the department of alcohol and drug addition; and

RESOLVED, that the Portage County Board of Commissioners does hereby appoint the following member for a term of four years with a term beginning June 30, 2010 and expiring July 1, 2014:

William J. Wisniewski
529 N. Scranton St.
Ravenna, OH 44266

Theresa Tarchinski Nielsen
4474 Wayne Rd.
Mantua, OH 44255

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, Absent;

Christopher Smeiles, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0475

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RE: ACCEPTANCE OF DONATION TO THE PORTAGE COUNTY SENIOR SERVICES CENTER.

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

WHEREAS, The Portage County Senior Services Center held the annual Senior Celebration of Achievement where over 340 senior citizens were honored with a luncheon, door prizes and program including the Senior Citizen Hall of Fame award winners; and

WHEREAS, Donations to the Celebration were made by the following:

Silver Oaks: \$2,000
Family & Community Services, Inc.: \$500
Streetsboro Senior Citizen Foundation: \$500
Home Savings & Loan of Youngstown: \$250
Anna Maria of Aurora: \$250
Senior Services Network: \$1,000

Now therefore be it

RESOLVED, The Board of Portage County Commissioners does hereby accept the donations on behalf of the Senior Services Center;

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

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RESOLUTION No. 10-0476 - RE: APPOINTMENT TO THE PORTAGE COUNTY REGIONAL AIRPORT AUTHORITY BOARD OF TRUSTEES

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

WHEREAS, Ohio Revised Code Chapter 308 authorizes the creation of a regional airport authority and the Portage County Regional Airport Authority Board of Trustees has been established for the purpose of acquiring, establishing, constructing, operating and promoting the use of the Portage County Regional Airport; and

WHEREAS, There currently is a vacancy on the Board of Trustees; now therefore be it

RESOLVED, that the Portage County Board of Commissioners does hereby appoint the following to a three year term from June 28, 2010 to June 27, 2013:

Neil Mann, III
318 Woodbend Dr.
Ravenna, OH 44266

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

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RESOLUTION No. 10-0477 - RE: ENTER INTO AMENDMENT NO. 1 BETWEEN THE PORTAGE COUNTY BOARD OF COMMISSIONERS AND URS CORPORATION – OHIO FOR ENGINEERING SERVICES ON PROJECT NO. ST-4- (08-100) STREETSBORO BIOSOLIDS REDUCTION FACILITY IN THE STREETSBORO SANITARY SEWER DISTRICT NO. 4

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

WHEREAS, an agreement between the Portage County Board of Commissioners and URS Corporation was entered into on July 22, 2008 through resolution 08-0637, known as Portage County Contract No. 2008-0345 to provide engineering design services for the Streetsboro Biosolids Reduction Facility in the amount of \$277,841.40; and

WHEREAS, the Engineer was instructed to evaluate additional alternatives of the biosolids reduction facility and complete additional design services outside the original scope of services; and

WHEREAS, the Engineer has prepared a time and expense budget estimate of the needed additional scope of services to complete the project in the amount of \$89,118.40; and

WHEREAS, the Sanitary Engineer has reviewed the requested additional services and found them to be reasonable and appropriate and critical to the success of this major project; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into an Amendment no. 1 with URS Corporation to provide additional design assistance in an amount not to exceed \$89,118.40; and be it further

RESOLVED, that all other terms of the original agreement between the parties shall remain the same; 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:

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

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RESOLUTION No. 10-0478 - RE: ENTER INTO AMENDMENT NO. 2 BETWEEN THE PORTAGE COUNTY BOARD OF COMMISSIONERS, PORTAGE COUNTY COMMON PLEAS COURT DOMESTIC RELATIONS DIVISION AND DIXIE L. BENSHOFF, Ph.D. TO PROVIDE PROFESSIONAL SERVICES.

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

WHEREAS, an agreement between the parties was entered into known as contract #20060167 (the original contract) by Resolutions No. 06-0050 and 06-0091; and

WHEREAS, an amendment no. 1 was entered into on January 10, 2008 by Resolution 08-0023 to continue services from 1/1/2008 through 12/31/2009; and

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

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into Amendment No. 2 between the Board of Commissioners. Portage County Common Pleas Court Domestic Relations Division and Dixie L. Benshoff, Ph.D. to provide professional services from January 1, 2010 thru December 31, 2011 and shall thereafter be renewable for two year terms at the cost of Twenty thousand and 04/100 dollars (\$20,000.04) per year; and be it further

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

Voice vote as follows:

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

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RESOLUTION No. 10-0479

RE: SET PROPOSAL DATE FOR QUALIFICATIONS FOR SERVICE COORDINATORS FOR THE HELP ME GROW PROGRAM

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

- WHEREAS,** the Portage County Department of Job & Family Services has a need for certain service coordination for the Help Me Grow program; now therefore be it
- RESOLVED,** that the proposal specifications, for service coordinators for the Help Me Grow Program for the Portage County Commissioners, Department of Job & Family Services be and hereby are approved; and be it further
- RESOLVED,** that sealed proposals, therefore, will be accepted by the Portage County Director of Internal Services, 7th floor- room 701, Portage County Administration Building, 449 South Meridian St., Ravenna, Ohio until 3:00 p.m., E.S.T. on June 23rd, 2010; and be it further
- RESOLVED,** that the notice of receiving proposals shall be published in the Record Courier on May 27, 2010 and a copy thereof be posted on the bulletin board of the Board forthwith; 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 was as follows:

Charles W. Keiper II, Absent;

Christopher Smeiles, Yea;

Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0480

RE: AWARD AND ENTER INTO AN AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS AND FAMILY & COMMUNITY SERVICES OF PORTAGE COUNTY, INC. FOR INMATE ANGER MANAGEMENT & DOMESTIC VIOLENCE GROUP COUNSELING SERVICES AT THE PORTAGE COUNTY JUSTICE CENTER.

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

WHEREAS, anger management and domestic violence group counseling is a mandated service for inmates within the Portage County Justice Center requests for proposals were requested and mailed to three (3) firms; and

WHEREAS, one (1) proposal was received, opened, and tabulated on April 21, 2010; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to award and enter into an Agreement between the Board and Family & Community Services of Portage County, Inc. for a period of two (2) years beginning on January 1, 2010 and ending on December 31, 2011, in an amount of \$168.00 per each session (anger management & domestic violence) per week not to exceed \$17,472.00 per year; 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, Absent; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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RESOLUTION No. 10-0481 - RE: AWARD THE SALE OF ONE 1999 ROEDIGER MECHANICAL SLUDGE PRESS FOR THE PORTAGE COUNTY WATER RESOURCES DEPARTMENT.

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

WHEREAS, the 1999 Roediger mechanical sludge press located in the Portage County Water Resources Department, was declared obsolete and for sale to the highest bidder; and

WHEREAS, bid packages were mailed to five (5) potential bidders; and

WHEREAS, two sealed bids were received, tabulated and recorded on May 12, 2010, and

WHEREAS, upon review of the bids received, it is the recommendation of the Portage County Director of Internal Services that the following bid be accepted as the best bid received and that the 1999 Roediger mechanical sludge press be sold to;

Agri-Sludge, Inc.

8047 St. Rt. 754
Shreve OH 44676
\$10,290.00

now therefore be it

RESOLVED, that the Board of County Commissioners does hereby award the sale of the 1999 Roediger mechanical sludge press to Agri-Sludge, Inc. for the sum of \$10,290.00; and be it further

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

Voice vote was as follows:

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

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RESOLUTION No. 10-0482 - RE: ENTER INTO AN AGREEMENT FOR EQUIPMENT AND SOFTWARE SUPPORT SERVICES BETWEEN THE PORTAGE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE WOODLANDS AT ROBINSON AND KRONOS.

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

WHEREAS, the Woodlands at Robinson has the need to continue to maintain their current electronic time keeping payroll system; and

WHEREAS, Kronos has provided a quotation to continue to provide equipment and software support services; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby agree to enter into an Agreement between the Board and Kronos to provide electronic time keeping payroll equipment and software support services as stipulated through July 24, 2011; and be it further

RESOLVED, that the total service amount under this Agreement shall not exceed One-thousand-ninety and 23/100 dollars (\$1,090.23); 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, Absent; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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RESOLUTIONS

May 20, 2010

1. Approval of Meeting Minutes from the May 18, 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./10-0470
3. Approve the wire transfer as presented by the County Auditor./10-0471
4. Approve the Journal Vouchers as presented by the County Auditor./10-0472
5. Approve Then & Now as presented by the County Auditor./10-0473
6. Appointment to the Portage County Mental Health & Recovery Board – William Wisniewski and Theresa Tarchinski Nielsen for terms beginning June 30, 2010 and expiring June 30, 2014 (Executive Assistant)./10-0474
7. Acceptance of donation to the Portage County Senior Services Center (Executive Assistant)./10-0475
8. Appointment to the Portage County Regional Airport Authority Board of Trustees Neil Mann III (Executive Assistant)./10-0476
9. Rescind Resolution No. 10-026 dated March 16, 2010 appointment to the Portage County Regional Airport Authority Board of Trustees/Hold for Commissioner Smeiles to contact Mr. Gill to determine his interest in serving as appointed.

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INVITATIONS/MEETING NOTICES

May 20, 2010

1. Invitation from the Suffield League for the 2010 Memorial Day Parade on Monday, May 31, 2010, 1:00 PM line-up at the corner of Waterloo Road and Congress Lake Road.

2. Invitation from the Greater Akron Chamber for the 2010 Excellence in Business Awards Luncheon on Friday, June 11, 2010, 11:15 AM Registration, 11:45 AM Program, Sheraton Suites Akron/Cuyahoga Falls.
3. Invitation from Safer Futures for the Seventeenth Annual Benefit for Safer Futures featuring the 25th Annual Putnam County Spelling Bee on Friday, June 18, 2010 at Porthouse Theatre (on the grounds of Blossom Music Center), 6:30 PM reception and silent auction, 8:00 PM Show.
4. Invitation from the Mental Health & Recovery Board for the Annual Recognition Event on Thursday, May 27, 2010, 5:00-7:00 PM, The Tannery, Kent.

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INCOMING CORRESPONDENCE

DISCUSSION

May 20, 2010

1. Final decision for the 2010 Formula Grant applications due by May 20, 2010/Journal Entry.
2. Discussion: Who will serve on the Board of Revision throughout June and July 2010? The Executive Assistant advises that Jim Manion is not available and she cannot attend all of the daily hearings/The Board of Commissioners agreed to discuss this issue again on May 25, 2010 noting that they would each serve on the Board of Revision as their calendars allow.
3. Authorize the Portage County Chief Probation Officer James Eskridge to apply electronically for the receipt of \$200,000.00 designated in the FY2010 Congressional Appropriations Act for the Community Integration and Socialization Program (CISP). June 30, 2010 deadline to submit per Dan Banks/Hold for Director Tillis to present on May 25th.
4. April 22, 2007 (received May 17, 2010) from Stacey Vadaj, City of Streetsboro, indicating Matt Parnell, Hidden Valley Estates LLC, has applied for Subdivision Plat Amendment. Does the Board wish to review a copy of the proposed site plan amendment/Forward to Water Resources Department Director Harold Huff for review and comment
5. May 10, 2010 correspondence from Jennifer Hardin, Ohio Ethics Commission, regarding the Portage County Water Resources Department and the USA Bluebook rewards program/Forward to Attorney Denise Smith and Water Resources Department Director Harold Huff for review and comment.
6. May 17, 2010 e-mail from the County Engineer's Office, regarding the TRAC Application. The County Engineer is not pursuing any projects. Does the Board wish to pursue the application at this time/Commissioner Smeiles agreed to contact the County Engineer to discuss a Portage County application noting the due date of July 16, 2010.
7. May 14, 2010 memo from Chairman Dennis Missimi, Portage County EMA Advisory Board, regarding emergency communications/Board of Commissioners to discuss at the May 25th meeting

8. Discussion: As required in Part III of the Streetsboro Wastewater Treatment Plant NPDES Permit, Board of Commissioners' authorization requested to allow the Portage County Water Resources Department to seek consent from the Federal Drug Enforcement Administration (DEA) to develop and institute a community pharmaceutical collection event for the Streetsboro Regional Sewer District and Portage County Regional Sewer District scheduled for Saturday, September 18, 2010 from 10:00 AM-4:00 PM as requested by Director Harold Huff, Water Resources Department. Funding for this event is in the 2010 operations budget/Journal Entry.

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JOURNAL ENTRY

May 20, 2010

1. The Board of Commissioners received the 2009 Annual Report for the Portage County Common Pleas Court Probate/Juvenile Division as presented by Judge Thomas Carnes.
2. The Board of Commissioners received the Portage County Investment Reconciliation for the month of April 2010 as presented by the County Auditor and County Treasurer.
3. The Board of Commissioners received the Weekly Report of Kennel population for the week ending May 16, 2010 as presented by Dave McIntyre, Dog Warden. The Board of Commissioners acknowledged the receipt of \$1,477 in License Sales and \$657 for Impound fees.

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REFERRED

May 20, 2010

1. Undated correspondence (received May 17, 2010) from Hess Corporation, requesting completion of the Ohio Department of Taxation Sales and Use Tax Blanket Exemption Certificate prior to Monday, May 31, 2010. Referred to Executive Assistant.
2. May 17, 2010 correspondence from R. Daniel Forman, requesting appointment to the Portage County Regional Airport Authority. Referred to Executive Assistant.
3. May 12, 2010 memo from Michael Hiler, Ohio Department of Development, regarding new registry and certification requirements. Referred to Grants Administrator.

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INFORMATION ONLY

May 20, 2010

1. May 12, 2010 correspondence from H. Richard Obermanns, Kenneth A. Scott Charitable Trust, indicating the Kenneth A. Scott Charitable Trust does not fund county animal control activities such as the anti-dog fighting seminar and task force to be organized by the Dog Warden/Forwarded to the Grants Administrator and Dog Warden for their files and information.

2. May 13, 2010 e-mail from Mickey Marozzi, County Engineer to Leigh Prugh, including draft contracts between the Board of Commissioners and Soil & Water Conservation District for review and comment.

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PLEASE ADD TO THE AGENDA

May 20, 2010

1. Board of Commissioners' authorization requested to have Commissioner Smeiles sign the Ohio Neighborhood Stabilization Program Grant Obligation Update form for Grant No. B-Z-08-062-1 (B-Z-08-1CJ-1) as requested by the Regional Planning Commission. Documents reviewed by the Grants Administrator with no exceptions noted/Journal Entry
2. Board of Commissioners' authorization requested to approve a supplemental budget amendment to be funded from the General Fund Separation Contingency for \$67,663.00 to reimburse the Sheriff's Department for separation payouts for six (6) employees and one (1) retirement payout between January 22, 2010 and May 14, 2010 from the Sheriff's full time expense lines, as requested by the Department of Budget & Financial Management/Hold for a discussion with Department of Budget & Financial Management on May 25th.

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PROSECUTOR'S CORRESPONDENCE

May 20, 2010

1. May 12, 2010 e-mail from Justin Markey, Roetzel & Andress, including two (2) documents for signature in anticipation of the issuance of subordinate bonds by the Summit County Port Authority for the Plaza Field Project (Casamento project). Referred to Denise Smith by Roetzel & Andress/Dave Brode has been assigned the review of these documents/Information only

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Journal Entry

May 20, 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 2009 Annual Report for the Portage County Common Pleas Court Probate/Juvenile Division, as presented by Judge Thomas Carnes.
2. The Board of Commissioners acknowledged the receipt of the Portage County Investment Reconciliation for the month of April 2010, as presented by the County Auditor and County Treasurer.
3. The Board of Commissioners acknowledged the receipt of the Weekly Report of Kennel population for the week ending May 16, 2010, as presented by Dog Warden Dave McIntyre. The Board of Commissioners also acknowledged the receipt of \$1,477 in License Sales and \$657 in Impound fees.

4. After meeting today with Portage County Engineer Mickey Marozzi and Regional Planning Commission Executive Director Todd Peetz, the Board of Commissioners agreed that the County Engineer and Mr. Peetz should work with Assistant Prosecuting Attorney Leigh Prugh to investigate and execute, if allowable, a Binding Development Agreement between Portage County and the Developer of the Timberstone Subdivision in Freedom Township.
5. The Board of Commissioners approved the Position Description for a Part-time Seasonal Canvasser at the Portage County Dog Warden's Office, as presented by the Human Resources Department Director.
6. The Board of Commissioners approved the revision to Position Description for the Job and Family Services Director, as presented by the Human Resources Department Director.
7. The Board of Commissioners authorized Commissioner Smeiles to sign the Ohio Neighborhood Stabilization Program Grant Obligation Update form for Grant No. B-Z-08-062-1 (B-Z-08-1CJ-1), as presented by the Regional Planning Commission. Documents reviewed by the Grants Administrator with no exceptions noted.
8. The Board of Commissioners accepted the recommendation of Water Resources Department Director Harold Huff and agreed to request authorization from the Federal Drug Enforcement Administration (DEA) to hold a Pharmaceutical Collection Event on Saturday, September 18, 2010 at the Portage County Water Resources Department Operations & Maintenance Facility located at 8116 Infirmary Road in Shalersville Township, as required in Part III of the Streetsboro Wastewater Treatment Plant NPDES Permit for the Streetsboro Regional Sewer District and Portage County Regional Sewer District. The Board of Commissioners noted that funding for this event is available in the 2010 operations budget.
9. The Board of Commissioners authorized Commissioner Keiper to sign the Recovery Zone Bond Program Confirmation of Allocation Awards and Amounts Waived for the NEOUCOM Biomedical/Behavioral Complex Project in the amount of \$12,847,000 allocated in Recovery Zone Economic Development Bonds and waiving \$9,521,000 to the State in Recovery Zone Facility Bonds, as prepared by the Ohio Department of Development and presented by the Portage County Department of Economic Development.
10. On May 11, 2010, the Board of Commissioners accepted the resignation of Grants Administrator Daniel Banks, effective close of business on Friday, May 21, 2010. Today, the Board of Commissioners accepted Mr. Banks' recommendation and extended his resignation date to Thursday, June 3, 2010 noting that the Director will take unpaid leave from May 24 – May 28, 2010.
11. The Board of Commissioners approved the following activities for submission to the 2010 Community Development Block Grant Program (CDBG), Small Cities Formula Allocation Grant Application to the Ohio Department of Development, Office of Housing and Community Partnerships, contingent upon state approval of their request for a waiver of the 49% slum/blight maximum:

Total 2010 CDBG Formula Grant	\$398,000
Administration	59,700
Fair Housing	7,000
Slot 1. Coleman Professional Services – Rehab of apartment building (Roof replacement; windows; doors and furnace) on Vine Street, Ravenna	37,100
Slot 2. Family & Community Services of Portage County - Demolition of the White Rubber building located on Cleveland Road, Ravenna City, under slum and blight	107,900
Slot 3. Portage Park District - Demolition of a house located on Lakewood Road, Ravenna, including removal of the septic system and final grading and seeding	10,000
Slot 4. Deerfield Historical Society - Purchase and revitalize the 1830's John Diver House and Store Building located on the Deerfield Circle	47,100
Slot 5. 2010 Portage County CHIP – One Home Repair – Septic System	24,000
Slot 6. Village of Windham - Demolition of five (5) multi-family units located on Maple Grove & Community Road, Oak Court and East Center Drive	105,200
Total	\$398,000
Alternate: Countywide Portage County (except City of Kent and Ravenna) Home Repair Program for any project not accepted for funding by OHCP	

Commissioner Keiper absent, motion carries.

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We do hereby certify that the foregoing is a true and correct record of the Portage County Board of Commissioners’ meeting on **May 20, 2010**. 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 **2:50 PM**. Commissioner Keiper absent, motion carries.

ABSENT

Charles W. Keiper II, President

Maureen T. Frederick, Board Member

Christopher Smeiles, Vice President

Deborah Mazanec, Clerk

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