

Tuesday, January 25, 2011

The Board of County Commissioners met in regular session on Tuesday, January 25, 2011 at 9:25 AM with the following members present:

Christopher Smeiles

Tommie Jo Marsilio

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Commissioner Frederick – Absent

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It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio to approve the meeting minutes of the January 20, 2011 meeting. Commissioner Frederick absent, motion carries

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9:26 Recess to the Solid Waste Management District meeting
9:40 AM Board of Commissioners reconvened

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The Board of Commissioners cancelled the Public Hearing today for the proposed Annexation of 139.3981 acres from Hiram Township to the Village of Hiram due to the illness of Commissioner Frederick. The Board of Commissioners noted that the attorneys of record were advised of this cancellation. The Public Hearing will reconvene on Wednesday, January 26, 2011 at 10:00 AM.

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Also attending throughout the day: Mike Sever, Record-Courier; member of the public Dawn Pechman

Dawn Pechman is attending today to talk to the Board of Commissioners about her concerns about the Portage Development Board. She noted the Board makeup does not encompass all businesses; for example independent businesses are not represented on the Portage Development Board and that concerns her. She also noted that the \$15,000 was returned to the Portage County Department of Economic Development. She added that in May she had requested minutes of the Portage Development Board in the past and was told that the records are not public. She asked if the February 1st contract start date is confirmed and asked if it is possible to get the issues handled in time. Commissioner Marsilio responded that the final product will not be in place on February 1st but that is the start date for the transition. Ms. Pechman thought that the start date was moved to March. Commissioner Marsilio responded that the discussions between this Board and the Portage Development Board showed that for continuity and so that none of the external customers drop through the cracks, the February 1st date will remain as the start date.

Ms. Pechman stated that she does not understand why the Board of Commissioners is moving so fast when all of the questions have not been answered. For example, the fiscal agent has not been determined; is it Kent State? Commissioner Smeiles replied that Kent State will be the hiring person for the entity and added that he is confident that the members of the Portage Development Board are a cross section of the community.

Ms. Pechman asked how the 34 people were picked to serve on the Portage Development Board? Commissioner Smeiles replied that the Board of Commissioners chose the members. She responded that is a flaw since the public did not know about the openings so they could express their interest in serving. Commissioner Smeiles responded that the Board of Commissioners meets community members at various functions, Chamber of Commerce meetings for example, and meets people who are active in the community. The Board then contacts those people to serve on boards and commissions. Ms. Pechman disagreed with that method stating that it is political. Noting that the county is paying dues to the Akron Chamber, she suggested that the Board of Commissioners take care of Portage County people and businesses before going regional, citing the Board's payment of \$10,000 in dues to the Akron Chamber. The Board responded that they agreed not to join the Akron Chamber in 2011.

Commissioner Marsilio stated that the Portage Development Board endeavor is designed to do just what Ms. Pechman suggests; take care of the people of Portage County. She noted that she had concerns about the Board, the structure of the Portage Development Board and the entire premise of the Board but is now satisfied that her concerns are being corrected or on the road to correction. Looking at adjoining counties, there has been some successful models of private/public partnerships that do exactly what Ms. Pechman describes. They take care of the local people, retain and expand businesses; they assist and facilitate a good culture and climate for businesses bringing employment to Portage County, taking care of our citizens and businesses.

Ms. Pechman stated that she has been watching the local workforce program over the past years and does not believe it is working that well. She noted the Portage Visioning Committee, which is one the first she has seen that is countywide. Commissioner Smeiles told Ms. Pechman that the 34 members of the Portage Development Board have been asked to bring their checkbooks for dues payment. Those dues will range from a few hundred dollars to tens of thousands of dollars. Commissioner Marsilio added that there will be other dues payers as well. Ms. Pechman responded that she knows that the state is going to the public/private model but there are too many areas where improprieties can happen. She pointed to the Board of Commissioners' appointment of the hospital board and noted that the hospital board hired the Chairman of the Portage Development Board. She added that she has good ideas and does her homework but she cannot get a voice; how can she get a voice? Commissioner Smeiles asked if Ms. Pechman would write a check for \$5000 if she served on the Portage Development Board. Ms. Pechman responded of course not, she could not. Not many could. Commissioner Smeiles asked how the group can be supported without private investment.

The Board of Commissioners agreed to provide Ms. Pechman with a copy of the Portage Development Board agreement signed by the Board of Commissioners, the Chairman of the Portage Development Board and the County Auditor. Ms. Pechman stated that the public needs to know how this is changing. She asked who the consultant was hired for the Portage Development Board-the Board of Commissioners responded that no consultant has been hired by the Portage Development Board at this time although there is a discussion about that possibility.

The Commissioners thanked Ms. Pechman for her comments.

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Portage County Prosecutor Victor Vigluicci is attending today to discuss the staffing in his Appellate Division, which is falling dangerously behind in filings of briefs and responding in capital cases. The Prosecutor advised that he needs to add another attorney to keep up with the work load. He proposes moving on Civil Division attorney to part-time status, and now that the storm water money is coming in, supplementing the salary of the attorney supporting the storm water program with those funds. He would then hire an entrance level attorney for the Civil Division and move a Civil Division attorney to Appellate Division. The Prosecutor noted that all 18 murder cases heard in the last 15 months have gone to appeal, with new lawyers coming in to attack the first set of trial lawyers. This leads to a duplication of effort with the first review of the trial record by the appellate attorneys. Commissioner Marsilio asked if this "fix" will give the Prosecutor what he needs. The Prosecutor confirmed that it does. The Board of Commissioners appreciates that the Prosecutor found the money to make this hire; the Prosecutor noted that he may be \$10,000-\$12,000 short for this hire and move, which must come from the General Fund. He reminded the Board of Commissioners that his office is down four staff members.

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County Auditor Janet Esposito is attending to discuss her need for an employee in her Payroll Division to be trained for the future. The Auditor noted that her two person staff was reduced to a one person staff last year; she has not rehired that position. There is not enough time to cross-train in that position. The Auditor will send her request to the Board of Commissioners in writing.

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RESOLUTION No. 11-0067 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio 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 Department of Budget and Financial Management or other designee on January 25, 2011 in the total payment amount of **\$311,395.85 for Funds 0001-7002** 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; Maureen T. Frederick, Absent; Tommie Jo Marsilio, Yea;

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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, Absent;

Tommie Jo Marsilio, Yea;

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RESOLUTION No. 11-0073

RE: AMENDMENT TO THE GENERAL FUND 2011
ANNUAL APPROPRIATION RESOLUTION
NO. 10-1142 ADOPTED DECEMBER 16, 2010

It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio that the following resolution be adopted:

RESOLVED, that it has become necessary to amend the General Fund 2011 Annual Appropriation in the amounts and for the purposes set forth in the enumeration shown below:

	<u>Increase</u>	<u>Decrease</u>
Fund: 0001 General Fund		
010 Commissioners Other		
00107 Commissioner Other OE	0	43,421
MEMO TOTAL	<u><u>\$ -</u></u>	<u><u>\$ 43,421</u></u>
Note: Director Retirement		
Per Budget Hearing		
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017 Microfilm		
00170 Microfilm Full Payoff/Retireme	16,921	-
MEMO TOTAL	<u><u>\$ 16,921</u></u>	<u><u>\$ -</u></u>
Note: Director Retirement		
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300 Prosecutor		
0300D Prosecutor General Full Time	0	22,756
0300E Prosecutor General Part Time	22,756	-
MEMO TOTAL	<u><u>\$ 22,756</u></u>	<u><u>\$ 22,756</u></u>
Note: Employee full to part time		
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530 Common Pleas Court		
05304 Common Pleas Court CS	26,500	-
MEMO TOTAL	<u><u>\$ 26,500</u></u>	<u><u>\$ -</u></u>
Note: Needed for Cap Cases		
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TOTAL MEMO BALANCE ALL AMENDMENTS	<u><u>\$ 66,177</u></u>	<u><u>\$ 66,177</u></u>

; and be it further

RESOLVED, that the notes of explanation in this resolution are for informational purposes only and are not intended to restrict the expenditure of those appropriated funds to any single purpose. Such funds are for the use of all expenditures that are lawful under the approved appropriation; 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;

Maureen T. Frederick, Absent;

Tommie Jo Marsilio,

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	<i>Increase</i>	<i>Decrease</i>
Fund: 1112 Sheriff Inmate Commissary		
700 Sheriff's Department		
11124 Sheriff Inmate Commissary CS	1,000	-
11125 Sheriff Inmate Commissary MS	-	1,000
MEMO TOTAL	<u><u>\$ 1,000</u></u>	<u><u>\$ 1,000</u></u>

Note: Projected Need

Fund: 1122 Adult Probation		
590 Adult Probation		
11223 Adult Probation Fringes	-	1,663
11224 Adult Probation CS	2,083	-
11225 Adult Probation MS	15,499	-
11229 Adult Probation ME	12,000	-
1122D Adult Probation Full Time	-	3,255
MEMO TOTAL	<u><u>\$ 29,582</u></u>	<u><u>\$ 4,918</u></u>

Note: Projected Need

Fund: 1123 Community Integration Soc CISP		
590 Adult Probation		
11233 Comm Integra Soc CISP Fringes	6,520	-
11239 Comm Integr Soc CISP ME	36,000	-
1123D Comm Integr Soc CISP Full Time	12,240	-
1123E Comm Integr Soc CISP Part Time	5,774	-
MEMO TOTAL	<u><u>\$ 60,534</u></u>	<u><u>\$ -</u></u>

Note: Projected Need

Fund: 1148 Global Monitoring Intervention		
570 Juvenile Court		
11485 Global Monitoring Intervent MS	-	72
11489 Kids In Treatment ME	72	-
MEMO TOTAL	<u><u>\$ 72</u></u>	<u><u>\$ 72</u></u>

Note: Projected Need

	<i>Increase</i>	<i>Decrease</i>
Fund: 1149 Felony Delinque Care & Custody		
570 Juvenile Court		
11495 Juv Feny Delnq Care MS	2,500	-
MEMO TOTAL	<u><u>\$ 2,500</u></u>	<u><u>\$ -</u></u>

Note: Projected Need

Fund: 1160 Hazmat Operations		
930 Emergency Management Agency		
11604 Hazmat Operation CS	9,000	-
MEMO TOTAL	<u><u>\$ 9,000</u></u>	<u><u>\$ -</u></u>

Note: Increase overall budget

Fund: 1165 Homeland Security B (SHSP)		
930 Emergency Management Agency		
11654 Homeland Security B (SHSP) CS	18,754	-
11655 Homeland Security B (SHSP) MS	81,469	-
11656 Homeland Security B (SHSP) CO	-	22,691
11659 Homeland Security B (SHSP) ME	46,035	-
MEMO TOTAL	<u><u>\$ 146,258</u></u>	<u><u>\$ 22,691</u></u>

Note: Correct budget for grant Projected Need

Fund: 1170 Emergency Response LEPC/CERP		
931 Local Emergency Planning Commi		
11704 LEPC / CERP CS	3,700	-
11705 LEPC / CERP MS	200	-
MEMO TOTAL	<u><u>\$ 3,900</u></u>	<u><u>\$ -</u></u>

Note: Increase overall budget

Fund: 1201 Motor Vehicle And Gas Tax		
800 Engineer's Department		
12014 Motor Vehicle/Gas Tax CS	131,250	-
MEMO TOTAL	<u><u>\$ 131,250</u></u>	<u><u>\$ -</u></u>

Note: CRAIN AVE 2011

	<i>Increase</i>	<i>Decrease</i>
Fund: 1251 CDBG County Formula		
081 Community Development		
12514 CDBG Conty Formula CS	10,000	-
MEMO TOTAL	<u><u>\$ 10,000</u></u>	<u><u>\$ -</u></u>

Note: Appro year end balance

Fund: 1330 Dog And Kennel		
045 Dog And Kennel		
1330M Dog Kennel - Warden Overtime	10,000	-
MEMO TOTAL	<u><u>\$ 10,000</u></u>	<u><u>\$ -</u></u>

Note: Projected Need

Fund: 1390 Women Infants And Children		
053 Women, Infants & Children		
13909 Women Infant Children ME	90,000	-
MEMO TOTAL	<u><u>\$ 90,000</u></u>	<u><u>\$ -</u></u>

Note: Projected Need

Fund: 1412 JFS Help Me Grow Allocation		
051 Job And Family Services		
14123 JFS Help Me Grow Fringes	15,705	-
14124 JFS Help Me Grow CS	47,838	13,225
14125 JFS Help Me Grow MS	22,849	-
1412D JFS Help Me Grow Full Time	2,591	-
1412E JFS Help Me Grow Part Time	1,329	-
MEMO TOTAL	<u><u>\$ 90,312</u></u>	<u><u>\$ 13,225</u></u>

Note: Projected need

Fund: 1414 Child Support General Admini		
051 Job And Family Services		
14143 JFS Child Support Gen Fringes	10,000	-
1414D JFS Child Support Ge Full Time	-	10,000
MEMO TOTAL	<u><u>\$ 10,000</u></u>	<u><u>\$ 10,000</u></u>

Note: Projected need

	<i>Increase</i>	<i>Decrease</i>
Fund: 1460 Enforcement Protection Orders		
010 Commissioners Other		
14609 Enforcemt Protection ME	40,000	-
MEMO TOTAL	<u>\$ 40,000</u>	<u>\$ -</u>

Note: Projected Need

Fund: 1471 Senior Farmers Market Nutritio		
055 Senior Center		
14714 Senior Farmers Market Nutri CS	-	20,000
14719 Senior Farmers Market Nutri ME	12,000	-
MEMO TOTAL	<u>\$ 12,000</u>	<u>\$ 20,000</u>

Note: ADJUST TO ACTUAL RETURN CASH
ADVANCE

Fund: 1480 Violence Against Women		
300 Prosecutor		
14809 Violence Against Women ME	17,000	-
MEMO TOTAL	<u>\$ 17,000</u>	<u>\$ -</u>

Note: Projected Need

Fund: 4002 Multi Purpose C Bu Acq & Rehab		
012 Central Purchasing Services		
40024 Multi Purpose C Bu Acq & Re CS	75,338	-
MEMO TOTAL	<u>\$ 75,338</u>	<u>\$ -</u>

Note: Appropriation for cooling system

Fund: 4006 Veterans Memorial		
001 Commissioners		
40069 Veterans Memorial ME	10,000	-
MEMO TOTAL	<u>\$ 10,000</u>	<u>\$ -</u>

Note: RETURN CASH

	<i>Increase</i>	<i>Decrease</i>
Fund: 4011 Regional Planning Parking Lot		
012 Central Purchasing Services		
40114 Regional Plan Parking Lot CS	29,892	-
MEMO TOTAL	29,892	\$ -

Note: 2011 Appropriations

Fund: 4215 Resurfacing Projects		
800 Engineer's Department		
42156 Tallmadge Rd Resurfacing CO	81,900	-
42159 Tallmadge Rd Resurfacing ME	390,600	-
MEMO TOTAL	\$ 472,500	\$ -

Note: Projected Need

Fund: 5100 Nursing Home General Administr		
054 Nursing Home		
51004 Nursing Home General CS	-	106,522
51009 Nursing Home General ME	190,000	-
MEMO TOTAL	\$ 190,000	\$ 106,522

Note: Projected Need

Fund: 5101 NH Gifts And Donations		
054 Nursing Home		
51014 NH Gifts & Donations CS	5,000	-
MEMO TOTAL	\$ 5,000	\$ -

Note: 2010 Donations to

Fund: 5200 PCS General Administration		
060 Water Resources		
52003 Portage County Sewer Fringes	2,000	-
52004 Portage County Sewer CS	27,600	-
52005 Portage County Sewer MS	1,500	-
52009 Portage County Sewer ME	-	63,100
5200E Portage County Sewer Part Time	32,000	-
MEMO TOTAL	\$ 63,100	\$ 63,100

Note: Projected Need

	<i>Increase</i>	<i>Decrease</i>
Fund: 5313 PCS Twin Lakes Prelim Treatmnt 060 Water Resources		
53136 PCS Twin Lks Prelim Trtmnt CO	4,102	-
MEMO TOTAL	4,102	\$ -

Note: PROJECT EXPENSES

Fund: 5314 PCS A/C Pipe Replacement 060 Water Resources		
53146 PCS A/C Pipe Replacement CO	17,456	-
MEMO TOTAL	\$ 17,456	\$ -

Note: ANTICIPATED

Fund: 5315 PCS O&M Equipment Garage 060 Water Resources		
53156 PCS O&M Equipment Garage CO	70,692	-
MEMO TOTAL	\$ 70,692	\$ -

Note: CONTINGENCY

Fund: 5316 PCS W Branch Mobile Home Park 060 Water Resources		
53164 PCS W Branch Mbl Home Park CS	1,500	-
53166 W Brnch Mobile Home Park CO	75,281	-
53168 PCS W Branch Mbl Home Park DE	640,804	-
MEMO TOTAL	\$ 717,585	\$ -

Note: 2011 BUDGET

Fund: 5317 PCS Aurora Meadows Subdivision 060 Water Resources		
53174 PCS Aurora Meadows Subdiv CS	16,500	-
53176 PCS Aurora Meadows Subdiv CO	2,296,592	-
53178 PCS Aurora Meadows Subdiv DE	620,622	-
MEMO TOTAL	\$ 2,933,714	\$ -

Note: CONSTRUCTION,LEGAL COSTS - BOND NOTE INTEREST,NOTE PRINCIPAL
COUNSEL, PAYMENT

	<i>Increase</i>	<i>Decrease</i>
Fund: 5400 PCW General Administration		
060 Water Resources		
54004 Portage County Water CS	8,800	-
54005 Portage County Water MS	1,000	-
54009 Portage County Water ME	-	49,800
5400E Portage County Water Part Time	40,000	-
MEMO TOTAL	\$ 49,800	\$ 49,800

Note: Projected Need

Fund: 5507 PCW Cleveland to Aurora		
060 Water Resources		
55076 PCW Cleveland to Aurora CO	155,278	-
55079 PCW Cleveland to Aurora ME	1,622,551	-
MEMO TOTAL	\$ 1,777,829	\$ -

Note: CONSTRUCTION, PROJECT EXPENSES, TO DEBT FUND 5415, TO RETURN CASH ADVANCE

Fund: 5508 PCW Rav Training & Logistics		
060 Water Resources		
55084 PCW Rav Training & Logistic CS	197,036	-
55086 PCW Rav Training & Logistic CO	515,160	-
MEMO TOTAL	\$ 712,196	\$ -

Note: ANTICIPATED COSTS ARMY CORP EXPENSE, NDS GRANT EXPENSES, NEW CONSTRUCTION CONTRACT

Fund: 5600 StS General Administration		
060 Water Resources		
56004 Streetsboro Sewer CS	2,000	-
56005 Streetsboro Sewer MS	11,000	-
56009 Streetsboro Sewer ME	-	38,000
5600E Streetsboro Sewer Part Time	25,000	-
MEMO TOTAL	\$ 38,000	\$ 38,000

Note: Projected Need

	<i>Increase</i>	<i>Decrease</i>
Fund: 5705 StS Trunk Rehabilitation		
060 Water Resources		
57056 StS Trunk Rehabilitation CO	250,000	-
57059 StS Trunk Rehabilitation ME	763,737	-
MEMO TOTAL	\$ 1,013,737	\$ -

Note: ANTICIPATED RETURN CASH ADVANCE

Fund: 6200 Electronic Fingerprinting		
700 Sheriff's Department		
62009 Electronic Fingerprinting ME	10,000	-
MEMO TOTAL	\$ 10,000	\$ -

Note: Correction needed w/ fund

Fund: 6800 Storm Water Management		
800 Engineer's Department		
68004 Storm Water Mgmt CS	-	5,303
68005 Storm Water Mgmt MS	195	-
68009 Storm Water Mgmt ME	175,000	-
MEMO TOTAL	\$ 175,195	\$ 5,303

Note: Projected Need

TOTAL MEMO BALANCE FOR ALL FUNDS	\$ 9,439,040	\$ 334,631
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; and be it further

RESOLVED, that the notes of explanation in this resolution are for informational purposes only and are not intended to restrict the expenditure of those appropriated funds to any single purpose. Such funds are for the use of all expenditures that are lawful under the approved appropriation; 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;

Maureen T. Frederick, Absent;

Tommie Jo Marsilio, Yea;

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RESOLUTION No. 11-0075 - RE: CASH ADVANCE - FROM FUND 0001, GENERAL FUND TO FUND 1165, HOMELAND SECURITY B (SHSP)

It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio that the following resolution be adopted:

WHEREAS, Fund 1165 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 \$ 50,000.00:

FROM:
0001, GENERAL FUND
ORGCODE - 00100009
Debit Expense Account
Object 920000 – Advance Out \$ 50,000.00

TO:
HOMELAND SECURITY B (SHSP)
ORGCODE - 11659302
Credit Revenue Account
Revenue Source 290000 – Advance In \$ 50,000.00

and be it further

RESOLVED, that the cash 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 Homeland Security and Emergency Management Agency 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; Maureen T. Frederick, Absent; Tommie Jo Marsilio, Yea;

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Christopher Smeiles, Yea;

Maureen T. Frederick, Absent;

Tommie Jo Marsilio, Yea;

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RESOLUTION No. 11-0077

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RE:

AMEND RESOLUTION NO. 11-0065 APPOINTING THE PORTAGE COUNTY MEMBERS SERVING ON THE HOUSING ADVISORY COMMITTEE (HAC) TO CHANGE THE MR/DD ORGANIZATION APPOINTMENT.

It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio that the following Resolution be adopted:

WHEREAS, on January 20, 2011, the Board of Commissioners accepted the Neighborhood Development Services, Inc. recommendation and appointed members to serve on the Portage County Housing Advisory Committee (HAC) with Resolution No. 11-0065; and

WHEREAS, the MR/DD Organization appointment of Jim Rock, Portage County Board of MRDD, must be changed to Patrick R. Macke, Superintendent of the Portage County Board of Developmental Disabilities (PCBDD); now therefore be it

RESOLVED, that the Resolution be amended to read in its entirety as follows reflecting that change:

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WHEREAS, Portage County is eligible for Community Housing Improvement Program (CHIP) Funds through the State of Ohio. In 2004, the State required that the County develop a Community Housing Improvement Strategy (CHIS) with the assistance of a Housing Advisory Committee (HAC). This year the State has decided to set aside the CHIS until 2014, developing a new pre-planning process involving the HAC. This requires that specific agencies have representation on the HAC and hold two planning meetings before submission of the CHIP application; and

WHEREAS, the Portage County Board of Commissioners amended their appointment of the members of the Portage County Housing Advisory Committee with Resolution 10-0011; and

WHEREAS, it has become necessary to update that membership; now therefore be it

RESOLVED, the Portage County Board of Commissioners appoints the following required and optional members to the Portage County Housing Advisory Committee (HAC):

Required Member Category	Appointed Member
Local Government Staff:	Charlene Badger, Commissioners' Executive Assistant
Public Housing Authority:	Fred Zawilinski, Portage Metropolitan Housing Authority
Community Action Council:	David Shea

Fair Housing Representative: Lisa Reeves, Portage County Regional Planning Commission
 Community Development Staff: Jennifer King, Neighborhood Development Services, Inc
 Community Development Staff: Cheryl Wood, Neighborhood Development Services, Inc
 Area Agency on Aging: April O'Herron
 Homeless Shelter Agency: Carole Beaty, Miller House/Family and Community Services
 Homeless Shelter Agency: Cathy DeBord, Miller House/Family and Community Services
 MR/DD Organization: Patrick R. Macke, Portage County Board of MRDD
 Substance Abuse Counseling Agency: Mimi Domnie, Townhall II
 Habitat for Humanity Affiliate: Brian Rietz, Habitat for Humanity of Portage County
 Job & Family Services Agency: Rebecca Abbott, Portage County Job & Family Services
 Domestic Violence Shelter: Mark Frisone, Family and Community Services
 Landlord Assoc/Local Landlord: Stacy Brown, Neighborhood Development Services, Inc.
 Local Health Department: Jack Madved, Portage County Health Department

; 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; Maureen T. Frederick, Absent; Tommie Jo Marsilio, Yea;

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RESOLUTIONS

January 25, 2011

1. Approval of Meeting Minutes from the January 20, 2011 regular Board Meeting
2. Approve the Bills as presented by the County Auditor and reviewed by the Department of Budget & Financial Management./11-0067
3. Approve the Journal Vouchers as presented by the County Auditor./11-0068
4. Approve Then & Now as presented by the County Auditor./11-0069

5. Appointment to serve on the Portage County Community Based Corrections Board – Chief Michelle Lee for the remainder of the unexpired term of James Peach, City of Kent – March 14, 2013./11-0070
6. Resolution to designate the official representative and alternate for the purpose of voting at the annual meeting of the County Commissioners Association of Ohio in 2011./11-0071
7. Appointment of James Just as Apiarist of Portage County for the year 2011./11-0072

Department of Budget & Financial Management Director Audrey Tillis attending

8. The Department of Budget & Financial Management presents four (4) resolutions for Board consideration:

RESOLUTIONS

1. General Fund Amendments to the Annual Appropriation Resolution:/11-0073
 - a. Commissioners Other, Supplemental – Director Retirement, Per Budget Hearing
 - b. Microfilm, Supplemental – Director Retirement
 - c. Prosecutor, Transfer – Employee Full to Part-time
 - d. Common Pleas Court, Supplemental – Needed for Cap Cases
2. Other Funds Amendments to the Annual Appropriation Resolution:/11-0074
 - a. Fund 1001, Certificate of Title Administration – Supplemental, Projected Need
 - b. Fund 1102, Marine Patrol Grant – Supplemental, Projected Need
 - c. Fund 1105, Traffic Enforcement Program – Supplemental, 4th Quarter of Grant
 - d. Fund 1111, Sheriff Courtroom Deputies – Supplemental, Projected Need
 - e. Fund 1112, Sheriff Inmate Commissary – Transfer, Projected Need
 - f. Fund 1122, Adult Probation – Supplemental/Transfer, Projected Need
 - g. Fund 1123, Community Integration Soc CISP – Supplemental, Projected Need
 - h. Fund 1148, Global Monitoring Intervention – Transfer, Projected Need
 - i. Fund 1149, Felony Delinquent Care & Custody – Supplemental, Projected Need
 - j. Fund 1160, Hazmat Operation – Supplemental, Increase Overall Budget
 - k. Fund 1165, Homeland Security B (SHSP) – Suppl/Transfer, Correct Budget to Grant and Projected Need
 - l. Fund 1170, Emergency Response LEPC/CERP – Supplemental, Increase Overall Budget
 - m. Fund 1201, Motor Vehicle and Gas Tax – Supplemental, Crain Ave 2011
 - n. Fund 1251, CDBG County Formula – Supplemental, Appropriate Yearend Balance
 - o. Fund 1330, Dog and Kennel – Supplemental, Projected Need
 - p. Fund 1390, Women Infants and Children – Supplemental, Projected Need
 - q. Fund 1412, JFS Help Me Grow Allocation – Suppl/Transfer, Projected Need
 - r. Fund 1414, Child Support General Administration – Transfer, Projected Need
 - s. Fund 1460, Enforcement Protection Orders – Supplemental, Projected Need

- t. Fund 1471, Senior Farmers Market Nutrition – Supplemental/Transfer, Return Cash Advance & Adjust to Actual
 - u. Fund 1480, Violence Against Women – Supplemental, Projected Need
 - v. Fund 4002, Multi Purpose CBU Acq & Rehab – Supplemental, Appr. for Cooling
 - w. Fund 4006, Veterans Memorial – Supplemental, Return Cash Advance
 - x. Fund 4011, Regional Planning Parking Lot – Supplemental, 2011 Appropriations
 - y. Fund 4215, Resurfacing Projects – Supplemental, Projected Need
 - z. Fund 5100, Nursing Home General Administration – Suppl/Trans, Projected Need
 - aa. Fund 5101, NH Gifts and Donations – Supplemental, 2010 Donations to 2011
 - bb. Fund 5200, PCS General Administration – Transfer, Projected Need
 - cc. Fund 5313, PCS Twin Lakes Prelim Treatment – Supplemental, Project Expenses
 - dd. Fund 5314, PCS A/C Pipe Replacement – Supplemental, Anticipated Expenses
 - ee. Fund 5315, PCS O&M Equipment Garage – Supplemental, Contingency
 - ff. Fund 5316, PCS W Branch Mobile Home Park – Supplemental, 2011 Budget
 - gg. Fund 5317, PCS Aurora Meadows Subdivision – Supplemental, Note Payment & Interest, Bond Counsel, and Construction
 - hh. Fund 5400, PCW General Administration – Transfer, Projected Need
 - ii. Fund 5507, PCS Cleveland to Aurora – Supplemental, Construction, To Debt Fund, Return Cash Advance
 - jj. Fund 5508, PCW Rav Training & Logistics – Supplemental, Army Corp, NDS Expenses, New Construction Contract
 - kk. Fund 5600, StS General Administration – Transfer, Projected Need
 - ll. Fund 5705, StS Trunk Rehabilitation – Supplemental, Return Cash Advance, Anticipated Expenses
 - mm. Fund 6200, Electronic Fingerprinting – Supplemental, Correction Needed w/Fund
 - nn. Fund 6800, Storm Water Management – Suppl/Trans, Projected Need
3. Cash Advance from Fund 0001, General Fund to Fund 1165, Homeland Security B (SHSP)/11-0075
 4. Transfer from Fund 0001, General Fund to Fund 4006, Veterans Memorial/11-0076

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INCOMING CORRESPONDENCE

DISCUSSION

January 25, 2011

1. The Board of Commissioners received the January 17, 2011 Report of Dog Warden’s Investigation of Animal(s), Fowl or poultry killed or injured by dogs for owner of livestock, Brian Smith, 8494 Slagle Road, Freedom Township, for the loss of one (1) lamb with a fair market value of \$90.00 from a dog attack, as presented by Dave McIntyre, Portage County Dog Warden. Note: Dog Warden McIntyre did not forward this report to (Portage County) ODNR

Wildlife Officer Jared Roof since the owners witnessed the attack/Held from the January 20, 2011 agenda for a clarification from the Dog Warden about the ORC section cited/Journal Entry.

2. Discussion: Vehicle repairs/This Motor Pool issue will be addressed by Directors Townend and Tillis.
3. Discussion: Woodlands Collection/Clerk to contact Attorney Yates to discuss a traditional agreement vs. a fee agreement before the February 1st meeting.
4. Discussion: National County Government Week/Bring back for a discussion with Commissioner Frederick.
5. Discussion: Neighborhood Development Services correspondence to the President regarding a 25% cut in the Community Development Block Grant funding/Bring back on January 27th.
6. Discussion: Robinson Memorial Hospital Term Sheet/Board of Commissioners to discuss with Attorney Denise Smith.
7. Discussion: Insurance Coverage on Oakwood Street/The Board of Commissioners noted the response from the Safety/Loss Control Coordinator that the Park District is now covered by CORSA at their new location on Oakwood Street in Ravenna.

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JOURNAL ENTRY

January 25, 2011

1. Board of Commissioners' authorization requested to have Commissioner Maureen T. Frederick sign the Portage County Housing Semi Annual Program Income Report as requested by the Neighborhood Development Services/Held at the request of the Department of Budget & Finance.
2. Board of Commissioners' signature requested on the Satisfaction of Mortgage for Carl Lind as requested by the Neighborhood Development Services. Documents reviewed by the Department of Budget & Finance with no exceptions noted.
3. Board of Commissioners' authorization requested to have Commissioner Frederick sign the Quarterly Fiscal Report for Surface Water Improvement Fund Grant No. 10SWIF-111 for period ending December 31, 2011 as requested by the Regional Planning Commission. Documents reviewed by the Department of Budget & Finance with no exceptions noted.
4. Board of Commissioners' signature requested on the Personnel Action form acknowledging the resignation of Shannon Cassi as Case Manager for the Portage County Department of Job and Family Services effective January 21, 2011 as presented by the Human Resources Department Director Karen U'Halie and approved by the Department of Job and Family Services Director Judee Genetin.

5. Board of Commissioners' signature requested on the January 20, 2011 correspondence to the Ohio Public Works, regarding a change in the Water Resources Project Manager from Director Harold Huff to Interim Director Jeff Lonzrick as presented by Karen Garman, Department of Budget & Financial Management.
6. Board of Commissioners' authorization requested to use the Portage One Stop on February 26, 2011, March 19, 2011 and April 9, 2011 (Saturdays) for the for the Free Tax Filing for Portage County residents through the Ohio Benefit Bank from 8:30 AM-3:30 PM as requested by David Shea, Community Action Council.
7. Board of Commissioners' authorization requested to pay Title One Agency for Economic Development Loan CDBG ED RLF for Brandy Properties, LLC for \$135,000.00 as requested by Neighborhood Development Services. Documents reviewed by the Department of Budget & Finance with no exceptions noted/Journal Entry January 20, 2011.
8. Board of Commissioners' signature requested on the quarterly Subgrant report to the Ohio Office of Criminal Justice Services for the Domestic Violence Intervention Project for the VAWA Grant No. 2009-WF-VA2-8222 for period ending December 31, 2011, as requested by Carole Beaty, Family & Community Services.

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INFORMATION ONLY

January 25, 2011

1. January 19, 2011 correspondence from the Portage County Engineer to Bob Montgomery, Akron Barberton Cluster Railway, regarding storm sewer repair (sink hole).
2. January 20, 2011 e-mail from Kathryn Deorio, Auditor of State's office, regarding the Portage County Audit Contract – Memorandum of Agreements.

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PROSECUTOR CORRESPONDENCE

January 25, 2011

1. January 19, 2011 e-mail from Denise Smith, including the MOU between the Regional Airport Authority and the County for 16 acres of land transfer/Hold for Commissioner Frederick's comments.
2. January 19, 2011 e-mail from Paoloni & Lewis, including correspondence to David Brode regarding Shirley Gwinn vs. Neighborhood Development Services/Information only.
3. January 20, 2011 e-mail from Denise Smith to Diana Fierle, Economic Development, regarding enterprise zone agreements/Information only.
4. January 12, 2011 correspondence from Robert Paoloni, Paoloni & Lewis to Attorney Rami Awadallah, regarding Gwin Mediation/Information only.

5. January 20, 1011 e-mail from Barb Fleischmann, The Woodlands At Robinson, regarding outstanding collections/Information only.

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PLEASE ADD TO THE AGENDA
January 25, 2011

1. January 24, 2011 email from Attorney Leigh Prugh regarding the request from William Kremer (Liamette) for a tap-in credit. The Board of Commissioners met with Mr. Kremer, his attorney and Water Resources Department on December 2, 2010 and agreed that the attorneys should determine what the law allows and have the group meet again within the next 30 days/Commissioner Smeiles gave the history of this issue to Commissioner Marsilio. The Board of Commissioners agreed to ask Attorney Leigh Prugh to answer the questions: What does the law allow in this matter? Does the Board of Commissioners have the obligation to pass along the tap fees and if so, to who?
2. Resolution to amend Resolution No. 11-0065 appointing the Portage County members serving on the Housing Advisory Committee (HAC) to change the MR/DD Organization Appointment/11-0077

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JOURNAL ENTRY
January 25, 2011

Motion by Christopher Smeiles, seconded by Tommie Jo Marsilio to approve the following actions:

1. The Board of Commissioners acknowledged the receipt of the January 17, 2011 Report of Dog Warden's Investigation of Animal(s), Fowl or poultry killed or injured by dogs for owner of livestock, Brian Smith, 8494 Slagle Road, Freedom Township, for the loss of one (1) lamb with a fair market value of \$90.00 from a dog attack, as presented by Dave McIntyre, Portage County Dog Warden. The Board of Commissioners noted that no payment will be made for this loss in accordance with the Ohio Secretary of State's Form 955-A, which states that "if a claimant was the owner or harbinger of an unregistered dog, no recovery from the Dog Kennel Fund is allowable". The Dog Warden confirms that Mr. Smith's dog was unlicensed at the time of this event.
2. The Board of Commissioners signed the Satisfaction of Mortgage for Carl Lind, 9512 Community Road and 954 Cloverleaf Road in Windham, as presented by the Neighborhood Development Services. Documents reviewed by the Department of Budget & Finance with no exceptions noted.
3. The Board of Commissioners authorized Commissioner Marsilio, Vice-President of the Board, to sign the Quarterly Fiscal Report for the Surface Water Improvement Fund Grant No. 10SWIF-111 for period ending December 31, 2011, as presented by the Regional Planning Commission. Documents reviewed by the Department of Budget & Finance with no exceptions noted.

4. The Board of Commissioners signed the Personnel Action form acknowledging the resignation of Shannon Cassi as a Case Manager for the Portage County Department of Job and Family Services, effective January 21, 2011, as presented by the Human Resources Department Director Karen U'Halie and approved by the Department of Job and Family Services Director Judee Genetin.
5. The Board of Commissioners signed the January 20, 2011 correspondence to the Ohio Public Works Commission advising of the change in the Water Resources Project Manager from Director Harold Huff to Interim Director Jeff Lonzrick, as presented by Karen Garman, Department of Budget & Financial Management.
6. The Board of Commissioners authorized the use of the Portage County One Stop, 1081 West Main Street in Ravenna on February 26, March 19, and April 9, 2011 (Saturdays) for free tax assistance clinics for Portage County residents through the Ohio Benefit Bank, as requested by David Shea, Community Action Council. The Board of Commissioners agreed to waive the fee, insurance requirement and security.
7. The Board of Commissioners authorized Commissioner Marsilio to sign the quarterly Subgrant report to the Ohio Office of Criminal Justice Services for the Domestic Violence Intervention Project for the VAWA Grant No. 2009-WF-VA2-8222 for period ending December 31, 2011, as presented by Carole Beaty, Family & Community Services. Documents reviewed by the Department of Budget & Finance with no exceptions noted

Commissioner Frederick 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 **January 25, 2011**. There being no further business to come before the Board, it was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio to adjourn the official meeting at **11:10 AM**. Commissioner Frederick absent, motion carries.

ABSENT

Maureen T. Frederick, President

Tommie Jo Marsilio, Vice-President

Christopher Smeiles, Board Member

Deborah Mazanec, Clerk

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