

Tuesday, April 12, 2011

The Board of County Commissioners met in regular session on **Tuesday, April 12, 2011 at 6:30 PM** in the Portage County Administration Building, Room # 111, Ravenna, Ohio, with the following members present:

Maureen T. Frederick

Tommie Jo Marsilio

Christopher Smeiles

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It was moved by Tommie Jo Marsilio, seconded by Christopher Smeiles to approve the meeting minutes of the April 7, 2011 meeting. All in favor, motion carries

The Board of Commissioners recognized the elected officials who are attending.

Also attending throughout the day: Mike Sever, Record-Courier; members of the public

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The Board of Commissioners thanked County Elected Officials and their Department Heads for attending and participating in the Open House and meeting tonight.

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Commissioner Marsilio congratulated Mattie Marsilio for making the Honor Roll at Garfield Elementary School for the third time this school year.

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REGIONAL PLANNING COMMISSION

Present: Todd Peetz

Regional Planning Commission Agenda Review

Director Peetz reviewed the Regional Planning Commission agenda for the April 13th meeting.

On the agenda is the consideration of four replats; one in Deerfield, one in Franklin Township and two in Brimfield Township.

The Farmland Preservation Plan continues with the Ag Easement Program to protect farmland and preserved 1000 farm acres so far. There are three applications that were submitted on April 6th and are being processed and one to be signed by the Board of Commissioners tonight. A resolution is required to move the Groselle easement forward. Commissioner Marsilio asked how the Board of Commissioners can guarantee compliance as required by the state. Director Peetz responded that the Portage Soil & Water Conservation District provides that review for the Board of Commissioners/11-0321

The Subdivision Regulations update continues; the Director reported that staff is setting up a subdivision review committee and requesting feedback.

Services were provided to Deerfield, Freedom, Hiram, Mantua, Palmyra, and Windham Townships. The Commission has provided mapping assistance to the city of Ravenna and continues to work with the city on possible economic development opportunities.

Staff continues to meet quarterly with Zoning Inspectors.

The New Horizons Grant project to evaluate land use and business practices that may create unnecessary costs to development or hinder a person from acquiring fair housing is underway with a May 2011 completion goal.

The Brownfield Assessment Grant has been revised and staff continues to work with the city of Ravenna on where and how the grant should be structured.

The city of Ravenna is now a Regional Planning Commission member and has paid its dues. The city of Streetsboro is working through the application process.

The Portage Revitalization and Economic Planning (PREP) meetings continue; the focus of the group will be honed to the Portage Development Board (PDB) focus. Director Peetz sits on the PDB and its Strategic Planning Committee.

Visioning in Portage (VIP) continues with the goal to enhance county wide communication, coordination and support.

The 2009 CDBG Grant ends June 30th with the money being spent by the end of May. The Hiram School Demolition came in \$40,000 under the allocated amount. The client suggests using the money to pave and landscape the area but the State does not want to approve the use of that money for a different purpose for that project. The State would prefer that the money be moved to a different approved project. Commissioner Smeiles asked if the school deed has been transferred yet to the Village. Director Peetz responded not yet and agreed to follow-up.

Commissioner Frederick introduced Paris Township/Regional Planning Commission President Tom Smith. Mr. Smith commended Director Peetz on the city of Ravenna joining the Regional Planning Commission and the city of Streetsboro's intent to join. Kent officials have advised that they are interested in joining but money is an issue at this time.

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DEPARTMENT OF BUDGET & FINANCIAL MANAGEMENT

Present: Audrey Tillis

RESOLUTIONS

1. General Fund Amendments to the Annual Appropriation Resolution:/11-0322
 - a. Commissioner Other, Transfer – BOC J/E 3/24 #10
 - b. Building Maintenance, Supplemental – BOC J/E #10 3/24
 - c. Economic Development, Transfer – Contractual Agreement
 - d. Prosecutor, Transfer – Adjust to prepare for contract
 - e. Clerk of Courts, Transfer - Adjust to Actual

- f. Sheriff, Transfer – Transfer \$ to projected deficit
2. Other Funds Amendments to the Annual Appropriation Resolution:/11-0323
 - a. 1008, Computerization Clerk Comm Pls – Supplemental, Additional need
 - b. 1101, Enforcement and Education – Transfer, To cover workers compensation
 - c. 1112, Sheriff Inmate Commissary – Transfer, Transfer \$ to new object
 - d. 1330, Dog & Kennel – Supplemental, New grant
 - e. 3215, SA PCS OWDA 2001 – Supplemental, Anticipated expenses
 - f. 5200, PCS General Administration – Transfer, Anticipated expenses
 - g. 5313, PCS Twin Lakes Prelim Treatment – Supplemental, Anticipated expenses
 - h. 5400, PCW General Administration – Transfer, Anticipated
 - i. 5600, StS General Administration – Transfer, Anticipated expenses
 3. Transfer from Fund 5200, PCS General Administration to Various Funds for Portage County Sewer OWDA Loan payments/11-0324
 4. Transfer from Fund 5600, STS General Administration to Various Funds for Streetsboro Sewer OWDA loan payments./11-0325

OTHER

5. Journal entry approval(s):
 - a. 1st Quarter Unemployment Budget Adjustment

UPDATES

- b. The Director and Water Resources Director will meet with the Board of Commissioners on April 19th to discuss projects and cash balances. Commissioner Frederick noted that the Board wants to be certain that revenues will cover the expectations.

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WATER RESOURCES

Present: Jeff Lonzrick

1. **RESOLUTION** - Revising Resolution No. 09-0064, Establishing and Amending Miscellaneous Charges and Fees of the Water Resources Department, adopted January 27, 2009/11-0326
2. **SIGNATURES** - Acceptance by Portage County of State Route 14 – Porcase Sewer Project, RV-0 (07-270)/Journal Entry.
3. **DISCUSSION** - Project Update
The Director advised that the department will meet the July 15, 2011 substantial completion date for the Aurora Meadows project.

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Solid Waste Management Director Bill Steiner noted that he meets with the EPA next week to discuss the remediation of the Portage Landfill.

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Office of Homeland Security and Emergency Management Director Jon Barber thanked the Board of Commissioners for their support of emergency management in Portage County. He noted that the county has acquired over \$3.5 million in assets using federal money.

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RESOLUTION No. 11-0318 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

It was moved by Tommie Jo Marsilio, 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 Department of Budget and Financial Management or other designee on April 12, 2011 in the total payment amount of **\$409,348.01 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:

Maureen T. Frederick, Yea; Tommie Jo Marsilio, Yea; Christopher Smeiles, Yea;

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RESOLUTION No. 11-0319 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.

It was moved by Tommie Jo Marsilio, 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

RESOLVED, that the expenditures listed herein are properly certified by the County Auditor in the amount of **\$11,789.06** as set forth in Exhibit "A" dated **April 12, 2011** 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:

Maureen T. Frederick, Yea; Tommie Jo Marsilio, Yea; Christopher Smeiles, Yea;

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RESOLUTION No. 11-0321 - RE: ACCEPT THE DEED OF AGRICULTURAL EASEMENT FROM JOHN R. GROSELLE AND AGREE TO CO-HOLD THE EASEMENT WITH THE OHIO DEPARTMENT OF AGRICULTURE

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

WHEREAS, the Director of the Ohio Department of Agriculture, with monies from the Clean Ohio Fund, may purchase Agricultural Easements from qualifying land owners through the Ohio Agricultural Easement Purchase Program (AEPP); and

WHEREAS, the Ohio Administrative Code provides that in order for the Ohio Department of Agriculture to purchase an agricultural easement, the applicant sponsor must agree to be named as the local holder of the Deed of Agricultural Easement and share the legal responsibility to monitor, supervise and enforce the provisions of the easement with the Ohio Department of Agriculture; and

WHEREAS, the Board of Commissioners supported the 2009 AEPP applications to Ohio Department of Agriculture for the purchase of agricultural easements, agreeing to co-hold, monitor and enforce the terms of the easements in perpetuity should any purchase of agricultural easements be approved; and

WHEREAS, with Resolution No. 09-0346 adopted April 21, 2009, the Portage County Board of Commissioners authorized the submittal of these applications to the AEPP Program to the Ohio Department of Agriculture, Office of Farmland Preservation; and

WHEREAS, the Board of Commissioners has been notified that the application for John R. Groselle, for property located at 6741 Pioneer Trail, Hiram, Ohio for farmland

totaling 60.00 acres, has been approved by the Ohio Department of Agriculture for agricultural easement purchase in the amount of \$118,769.00; now therefore be it

RESOLVED, that the Board of Commissioners accepts the Deed of Agricultural Easement from John R. Groselle and agree to co-hold this easement with the Ohio Department of Agriculture; and be it further

RESOLVED, that the Board of Commissioners agrees to sign the Deed of Agricultural Easement, which has been reviewed by the Portage County Prosecutor's Office in coordination with the Ohio Department of Agriculture and authorizes either the President or Vice-President of the Board to sign said easement on behalf of the Commissioners; and be it further

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

Voice vote as follows:

Christopher Smeiles, Yea;

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

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RESOLUTION No. 11-0322

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

It was moved by Tommie Jo Marsilio, seconded by Christopher Smeiles 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>
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Fund: 0001 General Fund		
010 Commissioners Other		
00104 Commissioner Other CS	184,631	-
00107 Commissioner Other OE	0	26,514
MEMO TOTAL	<u>\$ 184,631</u>	<u>\$ 26,514</u>
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Note: BOC J/E 3/24 #10	CONTRACTUAL AGREEMENT	
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016 Building Maintenance		
00160 Building Maintenance Pay-off/R	26,514	-
MEMO TOTAL	<u>\$ 26,514</u>	<u>\$ -</u>
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Note: BOC J/E 3/24 #10		
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080 Economic Development		
00804 Economic Development CS	0	184,631
MEMO TOTAL	<u>\$ -</u>	<u>\$ 184,631</u>
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Note: CONTRACTUAL		
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300 Prosecutor		
03024 Prosecutor Child Welfare CS	1,769	-
0302D Prosecutor Ch Welfare Full-Tim	0	1,769
MEMO TOTAL	<u>\$ 1,769</u>	<u>\$ 1,769</u>
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Note: Adjust to prepare for Contract		
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		<i>Increase</i>	<i>Decrease</i>
500 Clerk of Courts			
05003	Clerk Common Pleas Ct Fringes	41	-
05023	Clerk-Civil/Criminal Fringes	0	41
	MEMO TOTAL	<u><u>\$ 41</u></u>	<u><u>\$ 41</u></u>

Note: Adjust to Actual

700 Sheriff's Department			
07105	Sheriff-Corrections MS	6,000	-
07403	Sheriff-Dispatch Fringes	0	10,000
0740M	Sheriff-Dispatch Overtime	4,000	-
	MEMO TOTAL	<u><u>\$ 10,000</u></u>	<u><u>\$ 10,000</u></u>

Note: Transfer \$ to projected deficit

TOTAL MEMO BALANCE ALL AMENDMENTS	<u><u>\$ 222,955</u></u>	<u><u>\$ 222,955</u></u>
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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:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION No. 11-0323

RE: AMENDMENT TO THE NON GENERAL FUND
2011 ANNUAL APPROPRIATION RESOLUTION
NO 10-1143 ADOPTED DECEMBER 16, 2010

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

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

	<i>Increase</i>	<i>Decrease</i>
Fund: 1008 Computerization Clerk Comm Pls		
500 Clerk of Courts		
10084 Comp-Clerk/Com Pls CS	10,470	-
MEMO TOTAL	<u><u>\$ 10,470</u></u>	<u><u>\$ -</u></u>

Note: Additional need

Fund: 1101 Enforcement And Education		
700 Sheriff's Department		
11013 Enforcement & Educ Fringes	50	-
11014 Enforcement & Education CS	-	50
MEMO TOTAL	<u><u>\$ 50</u></u>	<u><u>\$ 50</u></u>

Note: Trf \$ to cover W/C

Fund: 1112 Sheriff Inmate Commissary		
700 Sheriff's Department		
11124 Sheriff Inmate Commissary CS	1,000	-
11125 Sheriff Inmate Commissary MS	1,000	2,000
MEMO TOTAL	<u><u>\$ 2,000</u></u>	<u><u>\$ 2,000</u></u>

Note: Trf \$ to new objects

Fund: 1330 Dog And Kennel		
045 Dog And Kennel		
13304 Dog Kennel - Warden CS	2,000	-
MEMO TOTAL	<u><u>\$ 2,000</u></u>	<u><u>\$ -</u></u>

Note: NEW GRANT

	<i>Increase</i>	<i>Decrease</i>
Fund: 3215 SA PCS OWDA 2001		
010 Commissioners Other		
32158 SA PCS OWDA 2001 DS	300	-
MEMO TOTAL	<u><u>\$ 300</u></u>	<u><u>\$ -</u></u>

Note: ANTICIPATED

Fund: 5200 PCS General Administration		
060 Water Resources		
52004 Portage County Sewer CS	5,500	-
52005 Portage County Sewer MS	7,483	-
52006 Portage County Sewer CO	85,900	-
52009 Portage County Sewer ME	-	100,943
52000 Portage Count Sewer Retirement	2,060	-
MEMO TOTAL	<u><u>\$ 100,943</u></u>	<u><u>\$ 100,943</u></u>

Note: ANTICIPATED

Fund: 5313 PCS Twin Lakes Prelim Treatmnt		
060 Water Resources		
53136 PCS Twin Lks Prelim Trtmnt CO	319	-
MEMO TOTAL	<u><u>\$ 319</u></u>	<u><u>\$ -</u></u>

Note: ANTICIPATED

Fund: 5400 PCW General Administration		
060 Water Resources		
54004 Portage County Water CS	800	-
54005 Portage County Water MS	4,360	-
54006 Portage County Water CO	1,800	-
54009 Portage County Water ME	-	6,960
MEMO TOTAL	<u><u>\$ 6,960</u></u>	<u><u>\$ 6,960</u></u>

Note: ANTICIPATED EXPENSES

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		<i>Increase</i>	<i>Decrease</i>
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Fund: 5600	StS General Administration		
	060 Water Resources		
56003	Streetsboro Sewer Fringes	3,801	-
56004	Streetsboro Sewer CS	584	-
56005	Streetsboro Sewer MS	5,215	-
56006	Streetsboro Sewer CO	121,000	-
56009	Streetsboro Sewer ME	-	130,600
	MEMO TOTAL	<hr/> \$ 130,600 <hr/>	<hr/> \$ 130,600 <hr/>

Note:

TOTAL MEMO BALANCE FOR ALL FUNDS	<hr/> \$ 253,642 <hr/>	<hr/> \$ 240,553 <hr/>
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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:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION No. 11-0324 - RE: ANNUAL TRANSFER - FROM FUND 5200, PCS
 GENERAL ADMINISTRATION TO FUNDS:
 5241 PCS OWDA 1993 SUMMIT
 5242 PCS OWDA 1994
 5243 PCS OWDA 1996
 5244 PCS OWDA 2001
 5245 PCS OWDA 2005 RAVENNA
 5246 PCS OWDA 2003 MANTUA

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

WHEREAS, in order to meet our Ohio Water Development Authority (OWDA) debt obligations, due in July and December, 2011, it is necessary to transfer funds in the amount of \$699,149.62; now therefore be it

RESOLVED, that the following transfer of funds in the amount of \$699,149.62 is hereby authorized:

FROM:
FUND 5200 PCS GENERAL ADMINISTRATION
 ORGCODE - 52004009
 Debit Expense Account
 Object 910000 - TRANSFER OUT \$ 699,149.62

TO:
FUND 5241, PCS OWDA 1993 SUMMIT
 ORGCODE - 52410602
 Credit Revenue Account
 Revenue Source 280000 - TRANSFER IN \$ 62,318.71

FUND 5242, PCS OWDA 1994
 ORGCODE - 52420602
 Credit Revenue Account
 Revenue Source 280000 - TRANSFER IN \$ 121,802.80

FUND 5243, PCS OWDA 1996
 ORGCODE - 52430602
 Credit Revenue Account
 Revenue Source 280000 - TRANSFER IN \$ 6,195.36

FUND 5244, PCS OWDA 2001
 ORG CODE - 52440602
 Credit Revenue Account
 Revenue Source 280000 - TRANSFER IN \$ 24,854.77

FUND 5245, PCS OWDA 2005 RAVENNA

ORGCODE - 52450602

Credit Revenue Account

Revenue Source 280000 - TRANSFER IN \$ 460,761.06

5246, PCS OWDA 2003 MANTUA

ORGCODE - 52460602

Credit Revenue Account

Revenue Source 280000 - TRANSFER IN \$ 23,216.92

TOTAL TRANSFERS IN \$ 699,149.62

and be it further

RESOLVED, that the County Auditor is hereby requested to make said transfer by Journal Entry, and that a certified copy of this resolution be filed with the County Auditor the Department of Budget and Financial Management and the Water Resources 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.

Roll call vote as follows:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION No. 11-0325

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**RE: ANNUAL TRANSFER - FROM FUND 5600, STS
GENERAL ADMINISTRATION TO:
FUND 5640, STS OWDA 1996
FUND 5642, STS OWDA 2000**

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

WHEREAS, in order to meet the Ohio Water Development Authority (OWDA) loan obligations due in July and December 2011, it is necessary to transfer funds in the amount of \$544,394.90; now therefore be it

RESOLVED, that the following transfer of funds in the amount of \$544,394.90 be made as follows:

FROM:

FUND 5600, STS GENERAL ADMINISTRATION

ORGCODE - 56004009

Debit Expense Account

Object 910000 - TRANSFER OUT \$ 544,394.90

TO:

FUND 5640, STS OWDA 1996

ORGCODE - 56400602

Credit Revenue Account

Revenue Source 280000 - TRANSFER IN \$ 33,935.42

FUND 5642, STS OWDA 2000

ORGCODE - 56420602

Credit Revenue Account

Revenue Source 280000 - TRANSFER IN \$ 510,459.48

TOTAL TRANSFERS IN \$ 544,394.90

and be it further

RESOLVED,

that the County Auditor is hereby requested to make said transfer by Journal Entry, and that a certified copy of this resolution be filed with the County Auditor, the Department of Budget and Financial Management and the Water Resources 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.

Roll call vote as follows:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION No. 11-0326

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RE: REVISING RESOLUTION NO. 09-0064, ESTABLISHING AND AMENDING MISCELLANEOUS CHARGES AND FEES OF THE WATER RESOURCES DEPARTMENT, ADOPTED JANUARY 27, 2009.

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

RESOLUTION No. 11-0327

RE: AUTHORIZE PORTAGE COUNTY TO ENTER INTO AN AGREEMENT WITH THE NATIONAL ASSOCIATION OF COUNTIES (NACO) AND CAREMARK PCS HEALTH LP (CAREMARK) FOR THE NACO PRESCRIPTION DISCOUNT CARD PROGRAM AND/OR THE FIRST AMENDMENT TO THE AMENDED AND RESTATED MANAGED PHARMACY BENEFIT SERVICES AGREEMENT.

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

WHEREAS, NACo has contracted with Caremark to provide a prescription discount card program for member counties to offer to their uninsured and underinsured residents, to be used anytime a prescription is not covered by insurance; and

WHEREAS, the rising cost of prescription drugs coupled with a growing population of uninsured and underinsured residents has created a crisis in our country; and

WHEREAS, NACo has recognized an opportunity for their member counties by offering a prescription discount card program to help uninsured and underinsured county residents save on their prescriptions; and

WHEREAS, the NACo prescription discount card program includes the following benefits:

- No enrollment fee
- No age requirement
- No income requirement
- Unlimited usage
- No application forms
- Open to all county residents

WHEREAS, over 1,370 counties and more than 60,000 pharmacies are participating in this program nationwide; and

WHEREAS, the average savings on prescriptions is 24% with a savings of over \$300 million on more than 27 million prescription medicine purchases at local pharmacies since the program began; and

WHEREAS, there is no cost to Portage County to participate in this program; and

WHEREAS, participation by Portage County in the NACo prescription discount card program requires an authorization to enter into an agreement with NACo and Caremark and/or the First Amendment to the Amended and Restated Managed Pharmacy Benefit Services Agreement; now therefore be it

RESOLVED, that the Portage County Board of Commissioners hereby agrees to enter into an agreement with the National Association of Counties (NACo) and Caremark PCS Health LP (Caremark) to participate in the NACo Prescription Discount Card Program and/or the First Amendment to the Amended and Restated Managed Pharmacy Benefit Services Agreement; 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 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:

Maureen T. Frederick, Yea; Tommie Jo Marsilio, Yea; Christopher Smeiles, Yea;

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RESOLUTIONS

April 12, 2011

1. Approval of the meeting minutes from the April 7, 2011 regular Board meeting.
2. Approve bills as presented by the County Auditor and reviewed by the Department of Budget & Financial Management./11-0318
3. Approve the Journal Vouchers, as presented by the County Auditor./11/0319
4. Approve the Then & Now Certification, as presented by the County Auditor./11-0320
5. Resolution to accept the Deed of Agricultural Easement from John R. Groselle and agree to co-hold this easement with the Ohio Department of Agriculture (Regional Planning Commission agenda). /11-0321

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INVITATIONS

April 12, 2011

1. Notice of the Portage Senior Services Network Celebration of their 10 years of service in Portage County on Thursday, May 19, 2011 from 4:30 – 6:30 PM at the Ravenna Elks Lodge.
2. Invitation from GOVERNING to the Sustainability Summit on June 21-22, 2011 at the Lincoln Center in New York City.

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INCOMING CORRESPONDENCE

April 12, 2011

1. Discussion: Portage County participation in the National Association of Counties' (NACo) Prescription Discount Card Program. Commissioner Frederick explained the program to attendees noting that the card could save residents up to 20% on medications/11-0327.
2. Discussion: Brimfield Township Sinkhole issue.
County Engineer's General Superintendent Bryan Ford is attending the meeting tonight to discuss this issue. Mr. Ford reported that he visited the site and believes that this is drainage piping that conduct water from one side of the development to the other side. The easement is platted and there should have been a Home Owners' Association (HOA) in place in accordance with the Portage County Subdivision Regulations. There is no HOA in place and the easement belongs to the homeowner. The pipe needs to be cleaned and repaired at the seams. Commissioner Marsilio responded that this is not a wash-out but a 10'x12'x10' deep hole. She asked where the homeowner should start; what can the County Engineer's Office offer to the homeowner; who can he call and what should he do. She added that the Neighborhood Development Services is waiting for information from the County Engineer before moving forward with options. Mr. Ford replied that this is not an isolated case in Portage County. The drainage pipe in this case was installed to create lots suggested that the HOA be re-established. He also suggested that the homeowner hire a good contractor. Commissioner Smeiles stated that the homeowner should first fix the pipe to alleviate the leak, fill the hole and plant grass, and then litigate with the developer and the neighbors. This is not within the jurisdiction of the county or Brimfield Township. Mr. Ford added that the Engineer's Office can/will spend money in the road right-of-way only. He also reported that James Bierlair of the Soil & Water Conservation District has offered to walk the property again. He noted that he was at the site two years ago and made recommendations at that time including advising the homeowner of the Petition Ditch Process and advising the homeowner that the pipe should be cleaned out, repaired and inspected. The County Engineer cannot dig at the site nor fix the pipe joints. This is an ongoing problem that was more minor two years ago. Commissioner Frederick reported that she had contacted County Engineer Marozzi to determine if Stormwater monies could be used in this matter and he responded that would not be an appropriate use of Stormwater monies. Commissioner Frederick asked if there was any option other than the reforming of the HOA. Mr. Ford responded neighborhood cooperation; Commissioner Smeiles stated that he hopes the neighbors are discussing the issue. Commissioner Marsilio commented that she will ask the Neighborhood Development Services to make a recommendation to the homeowner. The Board of Commissioners agreed to meet with Township Trustees to discuss this issue and invite the County Engineer to attend that meeting. Commissioner Smeiles stated that the township and homeowner may be disappointed when they hear that the General Fund cannot assist with this repair.
3. Board authorization requested to pay the \$55 fee to Reed Memorial Library for the Board of Commissioners' hosted Auditor of State Certified Public Records Seminar on October 28, 2011/Journal Entry.

4. March 11, 2011 notice from the City of Ravenna of the new electronic payment program. Referred to the Department of Budget & Financial Management for comment.
5. April 8, 2011 memo from the Ohio Department of Development regarding the FY 2011 CDBG Notice of Funding Availability. Forwarded to the Regional Planning Commission, Neighborhood Development Services, and Department of Budget & Financial Management.
6. April 7, 2011 correspondence from the Ohio Rail Development Commission inviting applications for grant and loan funding for FY 2012. Applications due May 27, 2011. Bring back for discussion on April 14th.

The Board of Commissioners noted that the county could submit an application for assistance with sinkhole issues. Ravenna City Councilman Amy Michael, attending tonight, reported that the city council discussed the Commissioners' request that the city share in the \$31,000 cost to repair that sink hole last night.

7. On April 5, 2011, the Board of Commissioners approved payment to the cities of Kent and Ravenna for the 2010 Annual Filing Fee Certification from the Ohio Department of Health certifying the number of birth, death, fetal death, and military service certificates registered with the Ravenna City Health Department as 1,305, with \$1,305 due to the city for the year ending December 31, 2010, and also certifying the number of birth, death, fetal death, and military service certificates registered with the Kent City Health Department as 636, with \$636 due to the city for the year ending December 31, 2011, as presented by the Ohio Department of Health.

Today, the Board of Commissioners received the April 4, 2011 revised 2010 Fee Certification from the Portage County Treasurer's Office noting that the Kent City Health Department is not due \$636 but \$624 and the Ravenna City Health Department is not due \$1,305 but \$1,249.

The Ravenna City Health Department has not yet received the Portage County check but will return it upon receipt. The Kent City Health Department will return the amount difference of \$56.00/Journal Entry.

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JOURNAL ENTRY

April 12, 2011

1. On February 24, 2011, the Board of Commissioners signed the Ohio Department of Youth Services Subsidy Grant Post Audit Appeal, Audit Number AUD-14-2011 for the Fiscal Year 2009 covering the period of July 1, 2008 through June 30, 2009 for Mental Health/Counseling Services Program No. 11, as presented by Director of Youth Rehabilitation, Lenny Sorboro.

The Board of Commissioners received a copy of the April 4, 2011 correspondence to Judge Carnes from the Ohio Department of Youth Services advising that their review of the Post Audit Appeal determines that the appeal is upheld and no funds are due to the state.

2. The Board of Commissioners received the Portage County Veterans Service Commission and the Portage County Veterans Service Office First Quarter 2011 Report, as presented by Director/Service Officer Robert Park.
3. Board of Commissioners' approval requested for The Woodlands at Robinson Easter Egg Hunt on April 16, 2022 from 2:30 – 4:00 PM on the nursing home lawn and Activity Room, as requested by NHA Christa Mayes.
4. Board of Commissioners' signatures requested on the Satisfaction of Mortgage for William Sackman and Jeanette Thompson, as presented by the Neighborhood Development Services. Documents reviewed by the Department of Budget & Financial Management with no exceptions noted.
5. The Board of Commissioners acknowledged the receipt of the April 4, 2011 correspondence from the Portage County Sheriff including the Monthly Record of Proceedings and Transactions for March 2011 in accordance with Ohio Revised Code Section 325.07. Referred to Department of Budget & Financial Management.

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REFERRED

April 12, 2011

1. April 5, 2011 correspondence from Richard Brockett indicating his interest in continuing to serve on the PARTA Board of Trustees as the northern Portage County representative. Referred to the Executive Assistant.

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INFORMATION ONLY

April 12, 2011

1. The Board of Commissioners received the April 12, 2011 notice from the Ohio Public Defender of the reimbursement of \$20,399.98 for indigent defense costs submitted in January 2011 (35% of total costs expended).

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JOURNAL ENTRY

April 12, 2011

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

1. On February 24, 2011, the Board of Commissioners signed the Ohio Department of Youth Services Subsidy Grant Post Audit Appeal, Audit Number AUD-14-2011 for the Fiscal Year 2009 covering the period of July 1, 2008 through June 30, 2009 for Mental Health/Counseling Services Program No. 11, as presented by Director of Youth Rehabilitation, Lenny Sorboro.

Today, the Board of Commissioners acknowledged the receipt of a copy of the April 4, 2011 correspondence to Judge Carnes from the Ohio Department of Youth Services advising that their review of the Post Audit Appeal determines that the appeal is upheld and no funds are due to the state.

2. The Board of Commissioners acknowledged the receipt of the Portage County Veterans Service Commission and the Portage County Veterans Service Office First Quarter 2011 Report, as presented by Director/Service Officer Robert Park.
3. The Board of Commissioners approved the request for the use of the nursing home lawn and Activity Room at The Woodlands at Robinson for an Easter Egg Hunt on April 16, 2022 from 2:30 – 4:00 PM, as requested by Nursing Home Administrator Christa Mayes.
4. The Board of Commissioners signed the Satisfaction of Mortgage for William Sackman and Jeanette Thompson, 6522 West Shope Drive, Kent, as presented by the Neighborhood Development Services. Documents reviewed by the Department of Budget & Financial Management with no exceptions noted.
5. The Board of Commissioners acknowledged the receipt of the April 4, 2011 correspondence from the Portage County Sheriff including the Monthly Record of Proceedings and Transactions for March 2011 in accordance with Ohio Revised Code Section 325.07. Referred to Department of Budget & Financial Management.
6. On April 5, 2011, the Board of Commissioners approved payment to the cities of Kent and Ravenna for the 2010 Annual Filing Fee Certification from the Ohio Department of Health certifying the number of birth, death, fetal death, and military service certificates registered with the Ravenna City Health Department as 1,305, with \$1,305 due to the city for the year ending December 31, 2010, and also certifying the number of birth, death, fetal death, and military service certificates registered with the Kent City Health Department as 636, with \$636 due to the city for the year ending December 31, 2011, as presented by the Ohio Department of Health.

Today, the Board of Commissioners received the April 4, 2011 revised 2010 Fee Certification from the Portage County Treasurer's Office noting that the Kent City Health Department is not due \$636 but \$624 and the Ravenna City Health Department is not due \$1,305 but \$1,249.

The Ravenna City Health Department has not yet received the Portage County check but will return it upon receipt and the Board of Commissioners authorizes the re-issue of a check for \$624. The Kent City Health Department will return the amount difference of \$56.00.

7. The Board of Commissioners authorized payment of the \$55 fee to Reed Memorial Library for the Board of Commissioners' hosted Auditor of State Certified Public Records Seminar on Friday, October 28, 2011 from 1:00 – 4:00 PM.

8. The Board of Commissioners accepted the recommendation of Department of Budget & Financial Management Director Audrey Tillis and authorized a budget transfer of \$42,449 from the Separation Contingency to the accounts listed below to address the costs of employee separation:

Department	Org	Object	Description	Actual/Encumb
Prosecutor's Office	03003003	321400	Unemployment	\$ 5,353.00
Human Resources	00180003	321400	Unemployment	5,700.00
Juvenile Probation	05800003	321400	Unemployment	7,090.00
Adult Probation	05900003	321400	Unemployment	10,899.00
Building Inspection	00200003	321400	Unemployment	13,407.00
Total 1st Qtr				\$42,449.00

9. The Board of Commissioners signed the April 12, 2011 correspondence to Portage Distributing, P.O. Box 68, Ravenna, advising that the Portage County Water Resources Department records indicate that Project No. RV-0 (07-270), State Route 14 – Porcase Sewer, has been completed, including construction of all sewer lines, testing, adjustment of manholes to final grade and restoration. All conditions of the General Sewer Agreement have been met and the project is accepted by Portage County subject to the usual one year guarantee of workmanship and material, as presented by the Portage County Water Resources Department.

10. The Board of Commissioners accepted Nursing Home Administrator Christa Mayes' recommendation and authorized the hire of Barbara K. Hall as a temporary full-time employee as The Woodlands of Robinson Admissions and Marketing Director during the current Director's leave of absence. The starting salary will be \$18.00 per hour with a tentative start date of Monday, April 18, 2011 contingent upon the applicant passing a pre-employment physical and drug screen and motor vehicle record check, if applicable.

All in favor, motion carries.

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We do hereby certify that the foregoing is a true and correct record of the Portage County Board of Commissioners' meeting on **April 12, 2011**. There being no further business to come before the Board, it was moved by Tommie Jo Marsilio, seconded by Christopher Smeiles to adjourn the official meeting at 7:36 PM. All in favor, motion carries.

Maureen T. Frederick, President

Tommie Jo Marsilio, Vice-President

Christopher Smeiles, Board Member

Deborah Mazanec, Clerk

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