

Thursday, August 11, 2011

The Board of County Commissioners met in regular session on **Thursday, August 11, 2011 at 9:55 AM** with the following members present:

Maureen T. Frederick

Tommie Jo Marsilio

Christopher Smeiles

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It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio to approve the meeting minutes of the August 9, 2011 meeting. All in favor, motion carries

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Also attending throughout the day: Mike Sever, Record-Courier; residents Dawn Pechman and Patricia Petty

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INTERNAL SERVICES

Present: JoAnn Townend

DISCUSSION

1. Old County Engineer's site

The County Engineer has been approached by the city of Ravenna asking if the Board of Commissioners wants curbs put in along the old Engineer's facility on Cleveland in an upcoming project. Commissioner Frederick stated that she would be concerned about the vehicles that

currently access the lot to park would now have to access the lot over the curbs or use the Park District driveway. Commissioner Smeiles noted that BUSTR would require a Phase II environmental cleanup due to the water ditch and an analysis of the entire site before it could be sold. The Director confirmed that in the Phase I, the county pulled the tanks and replaced the soil. A buyer would not make an offer unless certain that the area was safe since the new owner would be responsible for the Phase II. Commissioner Smeiles would prefer to lease the lot to a company for parking. The Director responded that the person who currently parks there wants to use the site at no charge since he believes that this is a private lot. She added that the Prosecutor is looking at that issue.

Director Townend to let County Engineer Mickey Marozzi know that the Board of Commissioners approves a curb cut with a driveway wide enough for industrial use. Once completed, the Board of Commissioners would work with the County Engineer to barricade the area with concrete slabs.

2. The Board of Commissioners agreed to cancel the Time Warner service currently in place at the Administration Building.
3. One-stop building
The Director has pulled the sales agreement and noted that the state quick-claimed the site to the county and the county paid \$32,625. The Board of Commissioners asked the Director to check with the Prosecutor's Office to make certain that the Board of Commissioners could do as they please with this building.
4. The Director has met with AT&T and JFS staff to look at a call center demo. Staff is now looking at the cost before making a recommendation to the Board of Commissioners.
5. Commissioner Frederick noted that after yesterday's events at the Justice Center, she would suggest a joint meeting with the Homeland Security and Emergency Management Office Director, Sheriff, and Board of Commissioners to review how we could have improved the situation with a more expeditious outcome. She has asked the Homeland Security and Emergency Management Office Director for a copy of the Standard Operating Procedure that covers this type of event to ascertain what might have been improved upon. She added that she did not receive the reverse 911 call w/ instructions that Mr. Barber indicated was forthcoming; Commissioner Smeiles did. The Board of Commissioners agreed to host such a meeting.

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RESOLUTIONS

1. Enter into amendment no. 2 for PRC Information & Referral Services with United Way 211 Portage for the period 7/1/11 to 6/30/12 for \$140,004.90./11-709
2. Enter into amendment no. 2 for Help Me Grow service coordination with Family & Community Services for the period 7/1/11 to 6/30/12 for \$316,000.00./Director to get a breakdown of what service is provided under this contract/11-710
3. Enter into amendment no. 2 for Title XX Senior Track Case Management Services decreasing services ending 11/30/11 by \$13,204.74. /Director to get a breakdown of what service is provided under this contract//11-711
4. Enter into amendment no. 2 for Title XX Senior Mobile Meal Services terminating the agreement due to loss of funding./ /Director to get determine which seniors this will affect/11-712
5. Enter into an agreement with the Portage County Soil & Water Conservation District and the City of Ravenna for storm water management./11-713

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HUMAN RESOURCES

Present: Karen U'Halie, Michelle Ripley

Workers Compensation Reduction Program

Noting that the Sheriff's Department comprises a majority of the county's Workers' Compensation claims with soft tissue injuries, Safety Loss Control Coordinator (SLCC) Ripley is attending today to present her suggestion to the Board of Commissioners that the Board authorize her to offer the Sheriff's Department a "Power On Weight Off Workout" Program at the Ravenna Athletic Center (RAC). This would be an eight week program requiring two sessions per week. The employee would have to join the RAC at \$28 per month and the Human Resources Department would pay the \$85 fee per employee for the Program. Ms. Ripley also suggested that the Commissioners approve a minimum of 25 employees agree to participate before the Program could begin. The Board of Commissioners also authorized the purchase of a t-shirt for each participant, a t-shirt for each participant that completes the Program and the chance for one employee to win a free year at the RAC. The SLCC noted that the Safety Budget would pay for this Program and not the General Fund. The Portage County WIC has agreed to provide nutritional guidelines for participants. Ms. Ripley also advised that the Sheriff has agreed to offer this Program to his employees, if approved by the Board of Commissioners.

The SLCC also proposed the purchase of a commercial treadmill for use at the Justice Center with a review of its use in six and twelve months to determine its effectiveness.

The Board of Commissioners thanked the SLCC for her suggestion, which was approved by Journal Entry.

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Sick Leave Conversion Issue

Director U’Halie reported that Attorney Denise Smith has responded to her that it is her opinion that “once accrued unused sick leave from out of county service is accepted, it is deemed sick leave belonging to the employee”. When an employee retires, the County cannot issue a sick leave conversion pay out distinguishing between county and out of county leave.

Commissioner Marsilio commented that she would contact Attorney Smith to inquire as to the basis of the opinion.

The Director added that Department of Budget & Financial Management Director Audrey Tillis was also looking at this issue for the Board of Commissioners.

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LIBRARY RESOLUTION

Library Director Cecelia Swanson called the Commissioners’ Office to advise that the article in the Record-Courier today with details about their levy is incorrect in that it states that this is a continuing levy when it is only a five year levy. The Board of Commissioners agreed that the Clerk should work with the Prosecutor’s Office and/or the Board of Elections to make the changes to this resolution, if possible.

Board of Elections Director Linda Marcial has advised that she would check with the Secretary of State’s office, once the hand corrections were made, to make certain that this was acceptable. The Clerk confirmed that the changes were made, as directed by the Board of Commissioners and detailed in the Library’s resolution.

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HONEYWELL

Present: Brent Van Hoose and David Riddle; JoAnn Townend

The representatives presented the Energy Savings Assessment and Preliminary Overview of the existing operating conditions and facility improvement measures for Portage County facilities. The representatives noted that the next steps would be to prepare construction documents, advertise for bids and award the contract or choose a contractor based on an RFP process.

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11:45 AM Lunch recess

1:30 PM Board of Commissioners reconvened

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COUNTY ENGINEER – cancelled

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EXECUTIVE ASSISTANT

Present: Charlene Badger

Commissioner Marsilio thanked the Executive Assistant for her assistance with the Department of Job and Family Services, which was appreciated.

Veterans Day 2011

The Board of Commissioners agreed to host a program on Friday, November 11th to honor veterans and the Memorial; the Executive Assistant will coordinate the event. Commissioner Smeiles wondered if the event could be handled by some of the veterans groups, which the Executive Assistant will investigate.

The county Veterans' Memorial website has been updated and more bricks have been sold. Ms. Badger is going to the memorial to check to see which bricks are damaged or worn. The donators for the Adam Hamilton brick donated \$1,200 but only \$1,000 was needed. They have agreed that the remainder will go into a maintenance fund. The Executive Assistant will run an ad in September to advertise the availability of bricks.

The Executive Assistant suggested that the Board of Commissioners invite Channel 3 Reporter Eric Mansfield to speak. The Board of Commissioners agreed yes, if he is available. Each Commissioner will participate in the event, as they have in the past; there will be a band and perhaps a choir will be available. Executive Assistant to bring back a draft agenda focusing on the veterans.

The Executive Assistant does report to the County Auditor and the Department of Budget & Finance Director twice a year.

Veterans Fair

The Board of Commissioners noted that everyone seemed interested in the Fair. The Board agreed to wait for a response from Tim Beckner to respond before setting up the second meeting.

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Resident Patricia Petty is attending to express her concern about the possibility that the Solid Waste Management District would be privatized and county recycling would be sent out of state and that the workers would lose their jobs. The Commissioners informed the public that the Board of Commissioners has agreed to investigate this option and would intend to bid out the privatization, should that decision be made to move forward. There will be public meetings so that the facts and figures can be released to the public before a final decision is made.

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2:25 PM Recessed to Solid Waste Management District
3:15 PM Reconvened to recess for the Records Commission Meeting

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RESOLUTION No. 11-0703 - 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 August 11, 2011 in the total payment amount of **\$ 431,861.71 for Funds 0001-7219** 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. 11-0704 - RE: WIRE TRANSFER 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 August 11, 2011 in the total payment amount as follows:

- 1. \$268,374.00 or Medical Mutual Claims-Fund 7101; and
- 2. \$650.00 to Take Care by WageWorks, Inc. for processing admin fees for Medical Mutual; and
- 3. \$5,000.00 - Take Care by Wage Works Minimum Maintenance Deposit; 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, August 12, 2011	\$ 268,374.00
Wire Transfer on Friday, August 12, 2011	\$ 650.00
Wire Transfer on Friday, August 12, 2011	\$ 5,000.00

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 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. 11-0705 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.

It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio 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:

8-11-11	555	\$2,500.00
8-10-11	522	\$35,146.37
Total		\$37,646.37

and be it further

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

Roll call vote as follows:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION NO. 11-0706

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RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.

It was moved by Christopher Smeiles, seconded by Tommie Jo Marsilio 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 **\$4,547.08** as set forth in Exhibit "A" dated **August 11, 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. 11-0707

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RE: BOARD OF COMMISSIONERS' APPOINTMENT TO THE PORTAGE COUNTY REGIONAL PLANNING COMMISSION.

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

WHEREAS, the Portage County Regional Planning Commission is responsible for comprehensive planning and implementation programs for Portage County; and

WHEREAS, The Commission is governed by 28-members, which represent local governments, professional organizations, service agencies and the general public; and

WHEREAS, an opening exists for Commissioner Marsilio's alternate; now therefore be it

RESOLVED, that the Portage County Board of Commissioners does hereby appoint the following as the alternate member for Commissioner Marsilio:

Gino Calcei
2020 May Rd.
Mogadore, OH 44260

and be it further

RESOLVED, that the above mentioned alternate board member serve a term commencing immediately and expiring on December 31, 2012; 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:

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

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RESOLUTION NO. 11-0708 - RE: RECOMMENDATION FOR APPOINTMENT TO THE PORTAGE COUNTY LOCAL EMERGENCY PLANNING COMMITTEE (LEPC).

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

WHEREAS, Ohio Revised Code section 3750.03 designates Local Emergency Planning Districts to prepare and implement district chemical emergency response and preparedness plans, and

WHEREAS, ORC 3750.03 describes the required member organizations or groups to be represented on the Local Emergency Planning Committee (LEPC) of each emergency planning district, and

WHEREAS, the State Emergency Response Commission, which is under the Ohio EPA, shall appoint the members from a list submitted by the Portage County Board of Commissioners to serve on the Portage County Local Emergency Planning Committee for a two-year term;

WHEREAS, Commissioners Resolution 11-680 appointed members to serve on the LEPC for the Aug. 2011-2013 term;

now therefore be it

RESOLVED, that the Board of Commissioners does hereby recommend the following two additional members to serve on the Portage County LEPC for the term starting August 14, 2011 and ending August 15, 2013:

<u>Nominee</u>	<u>Representing</u>
1. Sheriff David Doak	Law Enforcement
2. Christine Gerez	Media (print)

and be it further

RESOLVED, that all Applications for Appointment to the Portage County LEPC will be forwarded to the State Emergency Response Commission (SERC); P.O. Box 1049; Columbus Ohio 43216-1049; 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. 11-0709

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RE: ENTER INTO AMENDMENT NO. 2 FOR PREVENTION, RETENTION AND CONTINGENCY (PRC) INFORMATION AND REFERRAL SERVICES BETWEEN THE BOARD OF COMMISSIONERS ON BEHALF OF THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND UNITED WAY OF PORTAGE COUNTY D.B.A. UNITED WAY 211 PORTAGE.

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

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20100339 (the "Original Contract") on August 3, 2010 by Resolution No. 10-0662 to provide PRC Information and Referral Services for Portage County residents; and

WHEREAS, an Amendment No. 1 was entered into on March 3, 2011 through Resolution No. 11-0178; and

WHEREAS, the parties desire to amend the Original Contract; now therefore be it; and

RESOLVED, that the Board of Portage County Commissioners does hereby enter into Amendment No. 2 between the Board of Commissioners on behalf of the Portage County Department of Job & Family Services and United Way of Portage County doing business as United Way 211 Portage to extend the agreement one (1) additional year from July 1, 2011 to June 30, 2012; and be it further

RESOLVED, that the parties agree that PRC Information and Referral Services shall be rendered at a rate of Twelve and 78/100 dollars (\$12.78) per unit for a maximum of ten thousand nine hundred fifty-five (10,955) units; and be it further

RESOLVED, that the annual service under this agreement shall not exceed One hundred forty thousand four and 90/100 dollars (\$140,004.90); 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:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION NO. 11-0710

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RE: ENTER INTO AMENDMENT NO. 3 BETWEEN THE PORTAGE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND FAMILY & COMMUNITY SERVICES, INC. TO PROVIDE SERVICE COORDINATION FOR THE HELP ME GROW PROGRAM.

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

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20100346 (the "Original Contract") on August 3, 2010 by Resolution No. 10-0684 to provide Help Me Grow service coordination, developmental assessment and parenting for eligible families of Portage County; and

WHEREAS, an Amendment No. 1 was entered into on December 2, 2010 through Resolution No. 10-1068; and

WHEREAS, an Amendment No. 2 was entered into on March 10, 2011 through Resolution No. 11-0213; 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. 3 between the Board of Commissioners on behalf of the Portage County Department of Job & Family Services and Family & Community Services, Inc. to extend the agreement one (1) additional year from July 1, 2011 to June 30, 2012; and be it further

RESOLVED, that annual services under this agreement shall be based on actual costs not to exceed Three hundred sixteen thousand and 00/100 dollars (\$316,000.00); 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 as follows:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION NO. 11-0711

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RE:

ENTER INTO AMENDMENT NO. 2 BETWEEN THE PORTAGE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND FAMILY & COMMUNITY SERVICES, INC. TO PROVIDE SENIOR TRACK CASE MANAGEMENT SERVICES.

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

- WHEREAS,** an agreement between the parties was entered into and known as Portage County Contract No. 20100145 (the "Original Contract") on January 26, 2010 by Resolution No. 09-1135 to provide Case Management Services titled "Senior Track" for eligible Portage County senior citizens (age 60 and over) under Adult Protective Services; and
- WHEREAS,** an Amendment No. 1 was entered into on February 3, 2011 through Resolution No. 11-0094; and
- WHEREAS,** the parties desire to amend the Original Contract to continue such services; now therefore be it
- RESOLVED,** that the Portage County Board of Commissioners does hereby agree to enter into Amendment No. 2 between the Board of Commissioners on behalf of the Portage County Department of Job & Family Services ("PCDJFS") and Family & Community Services, Inc. ("FCS") for the period December 1, 2010 to November 30, 2011; and be it further
- RESOLVED,** that effective August 1, 2011, FCS will provide one (1) Case Manager instead of two (2) Case Managers for the Senior Track program; and be it further
- RESOLVED,** that the parties agree to decrease the agreement by Thirteen thousand two hundred four and 74/100 dollars (\$13,204.74); and be it further
- RESOLVED,** that annual service under this agreement shall not exceed One hundred two thousand nine hundred thirty-two and 17/100 dollars (\$102,932.17); and be it further
- RESOLVED,** that, as a result of a calculation error, the credit of Six thousand two hundred seventy-two and 72/100 dollars (\$6,272.72) taken against invoices submitted during contract period December 1, 2010 to November 30, 2011 shall be reimbursed to FCS by PCDJFS; and be it further
- RESOLVED,** that PCDJFS will not be renewing the agreement effective December 1, 2011 due to loss of funding; 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:

Maureen T. Frederick, Yea;

Tommie Jo Marsilio, Yea;

Christopher Smeiles, Yea;

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RESOLUTION NO. 11-0712 - RE: ENTER INTO AMENDMENT NO. 2 BETWEEN THE PORTAGE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND FAMILY & COMMUNITY SERVICES, INC. TO PROVIDE SENIOR MOBILE MEAL SERVICES.

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

WHEREAS, an agreement between the parties was entered into and known as Portage County Contract No. 20100144 (the "Original Contract") on January 26, 2010 by Resolution No. 09-1134 to provide Senior Mobile Meal Services titled "Best Choice Senior Meals" to prevent and/or reduce neglect, abuse or exploitation of eligible Portage County senior citizens (age 60 and over); and

WHEREAS, an Amendment No. 1 was entered into on January 28, 2011 through Resolution No. 10-1128; and

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

RESOLVED, that the Portage County Board of Commissioners does hereby enter into Amendment No. 2 between the Board of Commissioners on behalf of the Portage County Department of Job & Family Services and Family & Community Services, Inc. to terminate this contract effective August 1, 2011 due to loss of funding; 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:

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

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RESOLUTION NO. 11-0713 - RE: ENTER INTO AN AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS, THE PORTAGE SOIL AND WATER CONSERVATION DISTRICT AND THE CITY OF RAVENNA

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

WHEREAS, mandated by Congress under the Clean Water Act, the National Pollutant Discharge Elimination System (NPDES) Storm Water Program is a comprehensive two-phased national program for addressing the non-agricultural sources of storm water discharges that adversely affect the quality of our nation's waters. The Program uses the NPDES permitting mechanism to require the implementation of controls designed to prevent harmful pollutants from being washed by storm water runoff into local water bodies. The Phase II Final Rule, published in the Federal Register on December 8, 1999, requires NPDES permit coverage for storm water discharges from certain regulated small municipal separate storm sewer systems (MS4s) and construction activity disturbing between 1 and 5 acres of land; and

WHEREAS, the Board of Commissioners has identified the Portage Soil and Water Conservation District as the lead agency for the Portage County NPDES Phase II program. The Commissioners invited other county municipalities to join the Portage County NPDES Phase II program as co-permittees; now therefore be it

RESOLVED, that, recognizing the need for a close working relationship in carrying out the responsibilities of the Phase II program for which each is charged, the City of Ravenna, the Portage Soil and Water Conservation District, and the Board of Commissioners agree to enter into an Agreement as the foundation for an enduring cooperative relationship. Such cooperation allows for joint effort in the solution of problems relating to storm water management, land use planning and the development of the soil and water resources in the City of Ravenna; and be it further

RESOLVED, that the Board of Commissioners agrees to sign the required agreement effective for a period of one year ending March 1, 2012; 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.

Vote was as follows:

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

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RESOLUTIONS

August 11, 2011

1. Approval of the meeting minutes from the August 9, 2011 regular Board meeting.
2. Approve bills as presented by the County Auditor and reviewed by the Department of Budget & Financial Management./11-703
3. Approve the wire transfers as presented by the County Auditor./11-704
4. Approve the Journal Vouchers, as presented by the County Auditor./11-705
5. Approve the Then & Now Certification, as presented by the County Auditor./11-706
6. Board of Commissioners' appointment to the Portage County Regional Planning Commission Gino Calcei./11-707
7. Recommendation for appointment to the Portage County Local Emergency Planning Committee (LEPC) Sheriff David Doak and Christine Gerez./11-708

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INVITATIONS

August 11, 2011

1. Invitation for the PARTA's 8th Annual Golf Outing on Friday, September 9, 2011, 8:00 AM registration, 9:00 AM shotgun start.
2. Meeting notice for the AMATS Annual Luncheon on Friday, October 21, 2011, Sheraton Suites Cuyahoga Falls. Additional information to follow.

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INCOMING CORRESPONDENCE

August 11, 2011

1. August 4, 2011 correspondence from Jim Hale, CORSA, regarding the site visit o the Water Resources Building on August 3, 2011 for compliance with the CORSA Loss Control Incentive Program (LCIP)/On August 9, 2011, Water Resources Department Director Lonzrick advised the Board of Commissioners that the department has taken measures to comply with each of the issues/Information only.
2. The Board of Commissioners received the August 1, 2011 Action Alert Status Update from the National Waterways Conference/Forwarded to the County Engineer and the Building Department for review and comment.
3. August 8, 2011 e-mail from Jon Barber, Office of Homeland Security and Emergency Management, regarding 2010 LEPC Recognition Awards/Information only.
4. August 9, 2011 e-mail from Heather Neikirk, OSU Extension, inviting the Board to participate in one of the four fall CCAO regional meetings. Ms. Neikirk recommends the

Tuesday, September 13, 2011 meeting at Oliver Ocasek Government Building, Akron, Summit County. Commissioner Smeiles has asked the Executive Assistant to attend for the Board of Commissioners.

5. Discussion: Agreement with Windham Village for water and sewer/Hold for an update from the Water Resources Department Director.

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JOURNAL ENTRY

August 11, 2011

1. The Board of Commissioners acknowledged the receipt of the Kennel Disposition Report for August 1, 2011 through August 7, 2011, as presented by Dog Warden Dave McIntyre.
2. Board of Commissioners' authorization requested to have Commissioner Maureen T. Frederick sign the Schedule of Records Retention and Disposition dated August 8, 2011 for the Portage County Veterans Service Commission/Hold for the correct form and for the next Records Commission Meeting.
3. Board of Commissioners' signature requested on the purchase requisition for Print Shop Business Center for 3 magnetic signs for the Ohio EPA SWIF Grant as part of the education/outreach for \$91.02 as requested by the Regional Planning Commission. The Ohio EPA SWIF Grant #10SWIF-111 will fund this expense.
4. Board of Commissioners' signature requested on the purchase requisition for Rhoads Print Center for 3 foam core boards for the Ohio EPA SWIF Grant as part of the education/outreach for \$43.74 as requested by the Regional Planning Commission. The Ohio EPA SWIF Grant #10SWIF-111 will fund this expense.

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REFERRED

August 11, 2011

1. August 8, 2011 correspondence from James Catalano, regarding Job & Family Services. Referred to Director Judee Genetin.
2. August 9, 2011 e-mail from Kelly Harris, Northeast Ohio Sustainable Communities Consortium, including the Agenda for the Wednesday, August 10, 2011 meeting. Referred to Regional Planning Commission.

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INFORMATION ONLY

August 11, 2011

1. Undated correspondence (received August 9, 2011) from Mitch Kisamore, inviting the Board to the livestock auction at the 2011 Portage County Randolph Fair.

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PROSECUTOR

August 11, 2011

1. August 5, 2011 correspondence from Denise Smith to Ben Sutton, Edward H. Sutton Insurance Agency, regarding pre-litigation letter (Cassan)/Information only.

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JOURNAL ENTRY

August 11, 2011

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

1. The Board of Commissioners acknowledged the receipt of the Kennel Disposition Report for August 1, 2011 through August 7, 2011, as presented by Dog Warden Dave McIntyre.
2. The Board of Commissioners signed the purchase requisition for Print Shop Business Center of Ravenna for three (3) magnetic signs for the Ohio EPA SWIF Grant as part of the education/outreach at a cost of \$91.02, as presented by the Regional Planning Commission. The Ohio EPA SWIF Grant #10SWIF-111 will fund this expense.
3. The Board of Commissioners signed the purchase requisition for Rhoads Print Center of Kent for three (3) foam core boards for the Ohio EPA SWIF Grant as part of the education/outreach at a cost of \$43.74, as presented by the Regional Planning Commission. The Ohio EPA SWIF Grant #10SWIF-111 will fund this expense.
4. The Board of Commissioners accepted the recommendation of the Human Resources Department and authorized the Safety Loss Control Coordinator to offer Sheriff's Department employees a "Power On Weight Off Workout" Program at the Ravenna Athletic Center (RAC). This would be an eight week program requiring two sessions per week. The employee would have to join the RAC at \$28 per month and the Human Resources Department would pay the \$85 fee per employee for the Program. The Commissioners noted that a minimum of 25 employees would have to agree to participate before the Program could begin. The Board of Commissioners also authorized the purchase of a t-shirt for each participant, a t-shirt for each participant that completes the Program and the chance for one employee to win a free year at the RAC. The SLCC noted that the Safety Budget would be used to pay for this Program and not the General Fund.

The Board of Commissioners also agreed to authorize the purchase of a commercial treadmill for use at the Justice Center with a review of its use in six and twelve months to determine its effectiveness, also to be paid for from the Safety Budget.

5. The Board of Commissioners accepted the resignation of William Christie, Portage County Department of Job & Family Services Attorney, effective immediately, as presented by Human Resources Department Director Karen U'Halie.

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 **August 11, 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 4:00 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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