



Portage County Board of Commissioners

449 South Meridian Street
Ravenna, OH 44266
<http://www.co.portage.oh.us>

Regular Meeting

~ Minutes ~

Deborah Mazanec, Clerk
330-297-3895

Tuesday, November 8, 2011

Commissioners' Board Room

The Portage County Board of Commissioners' meeting came to order on Tuesday, November 8, 2011 with the following members present:

Attendee Name	Title	Status
Maureen T. Frederick	President	Present
Tommie Jo Marsilio	Vice President	Present
Christopher Smeiles	Board Member	Absent

Minutes Approval

Minutes of November 7, 2011

RESULT: ADOPTED [UNANIMOUS] MOVER: Tommie Jo Marsilio, Vice President SECONDER: Maureen T. Frederick, Board Member AYES: Maureen T. Frederick, Tommie Jo Marsilio ABSENT: Christopher Smeiles
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PROSECUTOR

Present: Denise Smith

Executive Session

10:24 AM In accordance with the Ohio Rev. Code Ann. 121.22(G)(3), it was moved by Tommie Jo Marsilio, seconded by Maureen Frederick that the Board of Commissioners move into executive session for pending and imminent litigation Also present: Prosecutor Denise Smith and Prosecutor Leigh Prugh. Roll call vote: Christopher Smeiles, Absent; Tommie Jo Marsilio, Yea; Maureen T. Frederick, Yea.

10:46 AM Upon conclusion of the above referenced discussion, it was moved by Tommie Jo Marsilio seconded by Maureen T. Frederick that the Board of Commissioners move out of executive session. Roll call vote: Christopher Smeiles, Absent, Tommie Jo Marsilio, Yea; Maureen T. Frederick, Yea.

After exiting Executive Session, the Board of Commissioners took no action.

10:51 AM Commissioner Smeiles attending

WOODLANDS AT ROBINSON

Present: Christa Mayes

Director Mayes indicated the census today is 80 plus 3 with 10 medicare and 4 private insurance patients.

Director Mayes discussed a very basic draft policy that she has forwarded both to the Commissioners' Clerk and Executive Assistant in case employees should received telephone calls or walk ins. It reads as follows: (1) No reporters or media outlets allowed on the property for the facility with the HIPAA violations unless it was something preplanned. (2) No one is to make any comments whatsoever (3) Take the reporter's name, number and timeframe for their deadline. Let them know it will be referred to a County representative (4) Contact the Commissioners immediately. Upon contact, Commissioners will be responsible for responses.

Director Mayes shared discussed snowplowing this season at The Woodlands. Yost has done snowplowing in the past and a quote has been received. Last it the cost was approximately \$1200 which included service from Chestnut Street to the back parking lot. Commissioner Smeiles asked if other tenants pay a portion of that bill? Director Townend indicated that other tenants are closer to the street and the amount would probably need to be pro-rating. The Board does want Director Townend to research further by contact the Veterans Clinic and Coleman Services as well. The Board also suggested Director Townend receive at least 3 cost estimates. Director Mayes reached out to Bowers and to date they haven't responded. Director Townend will provide Director Mayes with another vendor to make sure the County received three bids.

Director Mayes stated that she would like to send a dietary manager to the State SERB class for a two day training class on November 28-29th in Twinsburg./Journal Entry

Executive Session

10:58 AM In accordance with the Ohio Rev. Code Ann. 121.22(G)(1), it was moved by **Tommie Jo Marsilio**, seconded by **Christopher Smeiles** that the Board of Commissioners move into executive session to consider the hiring and resignation of public employees. Also present: Prosecutor Denise Smith, Allison Box, Director Christa Mayes and Director Karen U'Halie. Roll call vote: Christopher Smeiles, Yea; Tommie Jo Marsilio, Yea; Maureen T. Frederick, Yea.

11:30 AM Upon conclusion of the above referenced discussion, it was moved by **Tommie Jo Marsilio**, seconded by **Christopher Smeiles** that the Board of Commissioners move out of executive session. Roll call vote: Christopher Smeiles, Yea, Tommie Jo Marsilio, Yea; Maureen T. Frederick, Yea.

After exiting Executive Session, the Board of Commissioners took action by Journal Entry.

REGIONAL PLANNING

Present: Todd Peetz

Director Peetz attending today to reviewed the agenda for the October 12, 2011 meeting. The following is a portion of agenda topics to be discussed:

SUBDIVISIONS

1. *Replat of subplot 4R and 5R in the "Kent Park Allotment" on Marteney Avenue, Lot 33 in Franklin Township, Badreyyeh Alhasawi, Applicant.
2. *Approval of an extension of time until December 30, 2012 for the Preliminary Plan approval for the "Country View Estates" subdivision in Brimfield Township, G2 Professional Services, LLC, Applicant.

ZONING

1. Edinburg Township Text Amendment. Re: Small energy systems.
2. Mantua Township Zoning Code (CD attached).

SHALERSVILLE TOWNSHIP COMPREHENSIVE PLAN

EXECUTIVE COMMITTEE

A. WORK PROGRAM

1. October, 2011 RPC Work Program Report
2. October, 2011 CDBG Program Report

B. FINANCE

1. October, 2011 Financial Statement
2. Then and Now Certification (Resolution 11-13)

DIRECTOR'S REPORT & OTHER BUSINESS

- ◎ Next Meeting - December 14, 2011 - 124 North Prospect Street, RPC Meeting Room.

Commissioner Frederick asked about the Neighborhood Development Services Revolving Loan project for septic tank assistance program. Director Peetz commented they had a meeting last month and Neighborhood Development Services felt they may be able to fund 2 septic tanks. Director Peetz also shared that with the use of Rehab monies, the Regional Planning Commission could fund 2-4 additional tanks, bringing the total to around 6. Commissioner Frederick inquired about potential revenue for the Planning Commission? Director Peetz indicated this is a one time grant.

Mr. Peetz announced they may have a new renter in their facility - Downtown Betty's.

WIC

Present: Nancy Dailey

Director Dailey discussed the State requests more justification on the "Special Conditions" portion of all FY12 WIC grant. Specifically, they are asking why Counties are spending money and making each County accountable for the funding. There has been no change in numbers but further justification was requested for travel, supplies, etc. Director Daily has provided another detailed justification which has been reviewed by Director Tillis and the Board agreed to have Director Dailey submit the requested information. Director Dailey indicated that at the beginning of January 2012 they will be making approximately \$30,000 in cuts. The cuts have been accounted for by not replacing employees or filled the positions part time. She will be attending a meeting next week at the State and will have a better understanding once that happens.

EXECUTIVE ASSISTANT

Present: Charlene Badger

Assistant Badger indicated she spoke to the Law Library about the appointment to the Resources Board with a deadline of this Thursday. The Law Library recommends Chad Murdock. Commissioner Marsilio remarked that she discussed the opening with Kim Kohli who is interested in serving. Assistant Badger will contact Ms. Kohli for a letter of interest.

Assistant Badger also asked if the Board if it would be interested in having a collection box located in the lobby to collect Toys for the Center of Hope and the Board agreed.

BUDGET & FINANCE

Present: Audrey Tillis

Resolutions

RESOLUTIONS

1. General Fund Amendments to the Annual Appropriation Resolution:/11-979
 - a. Auditor, Transfer - Projected Need
 - b. Clerk of Courts, Transfer - Projected Need
 - c. Sheriff's Department, Transfer - Trf \$ for Projected Deficits
 - d. Board of Elections, Transfer - Projected Need
 - e. Veterans Services Commission, Transfer - Van

2. Other Funds Amendments to the Annual Appropriation Resolution:/11-980
 - a. Fund 1003, Real Estate Assessment - Supplemental, Projected Need
 - i. Auditor - Supplemental, Projected Need
 - ii. Board of Revision - Supplemental, Projected Need
 - b. Fund 1008, Computerization Clerk Common Pls - Transfer, Projected Need

- c. Fund 1111, Sheriff Courtroom Deputies - Transfer, Move Budget Where Needed
 - d. Fund 1121, Probation Services - Transfer, Projected Need
 - e. Fund 1201, Motor Vehicle And Gas Tax - Supplemental, CHIP/SEAL & Projected Need
 - f. Fund 1271, RLF CDBG Housing - Supplemental, Adjust Budget
 - g. Fund 1272, RLF Section 17 - Supplemental, Adjust Budget
 - h. Fund 1273, RLF CDBG Foreclosure/Rescue - Supplemental, Adjust Budget
 - i. Fund 1330, Dog And Kennel - Transfer, Projected Need
 - j. Fund 1390, Women Infants And Children - Supplemental, Payroll Expenses for Year
 - k. Fund 4005, Local Public Agency (Replcmnt) - Supplemental, Closing Fund
 - l. Fund 4203, Issue II Bridge Program -Supplemental, Closing Fund
 - m. Fund 4204, Sign And Sign Upgrades - Supplemental, Closing Fund
 - n. Fund 4205, Bridge Program - Supplemental, Closing Fund
 - o. Fund 4209, Tallmadge Rd Bridge Replacmt -Supplemental, Closing Fund
 - p. Fund 5215, PCS Revenue Bonds 2007 (USDA) - Supplemental, Xtra Debt Payment
3. Transfer from Fund 0001, General Fund to Fund 1111, Sheriff Courtroom Deputies/11-981
 4. Transfer from Fund 5200, PCS General Administration to Fund 5215, PCS Revenue Bonds 2007 (USDA)/11-982
 5. Transfer from Fund 5200, PCS General Administration to Fund 5218, PCS Revenue Bonds 2011 USDA/11-983
 6. Close Fund 1162 FEMA PLANNING/11-984

RESOLUTION NO. 11-0979 - RE: AMENDMENT TO THE GENERAL FUND 2011 ANNUAL APPROPRIATION RESOLUTION NO. 10-1142 ADOPTED DECEMBER 16, 2010

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:

*****PLEASE SEE ATTACHED *****

<p>RESULT: ADOPTED [UNANIMOUS]</p> <p>MOVER: Tommie Jo Marsilio, Vice President</p> <p>SECONDER: Christopher Smeiles, Board Member</p> <p>AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles</p>

RESOLUTION NO. 11-0980 - RE: AMENDMENT TO THE NON GENERAL FUND 2011 ANNUAL APPROPRIATION RESOLUTION NO. 10-1143 ADOPTED DECEMBER 16, 2010.

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:

*****PLEASE SEE ATTACHED*****

RESULT: ADOPTED [UNANIMOUS] MOVER: Tommie Jo Marsilio, Vice President SECONDER: Christopher Smeiles, Board Member AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles
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RESOLUTION NO. 11-0981 - RE: TRANSFER FROM FUND 0001, GENERAL FUND TO FUND 1111, SHERIFF COURTROOM DEPUTIES

WHEREAS, all grant funds have been received for Fund 1111, Sheriff Courtroom Deputies and expenses have exceeded grant revenue by \$ 589.87, and

WHEREAS, the Portage County Commissioners desires to transfer \$ 589.87 to cover expenses in excess of grant revenue; now therefore be it

RESOLVED, that the following transfer of funds be made in the amount of \$ 589.87:

FROM:

FUND 0001, GENERAL FUND

ORGCODE - 00100009

Debit Expense Account

Object 910000- TRANSFERS OUT \$ 589.87

TO:

FUND 1111, SHERIFF COURTROOM DEPUTIES

ORGCODE - 11117302

Revenue Account

Object 280000 - TRANSFERS IN \$ 589.87

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 Portage County Sheriff, 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.

<p>RESULT: ADOPTED [UNANIMOUS] MOVER: Tommie Jo Marsilio, Vice President SECONDER: Christopher Smeiles, Board Member AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles</p>
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RESOLUTION NO. 11-0982 - RE: TRANSFER FROM FUND 5200, PCS GENERAL ADMINISTRATION TO FUND 5215, PCS REVENUE BONDS 2007 (USDA)

WHEREAS, the Water Resources Department wishes to make an additional principal payment on the Randolph Township Sewer Bond that we have with USDA, Loan No. 92-04, and

WHEREAS, in order to make the additional principal payment on UDSA Loan No. 92-04, it is necessary to transfer funds in the amount of \$ 77,000.00 to Fund 5215, PCS Revenue Bonds 2007; now therefore be it

RESOLVED, that the following transfer of funds in the amount of \$77,000.00 be made as follows:

FROM:

FUND 5200 PCS GENERAL ADMINISTRATION

ORG CODE - 52004009

Debit Expense Account

Object 910000 - TRANSFERS OUT \$ 77,000.00

TO:

FUND 5215, PCS REVENUE BONDS 2007 USDA

ORG CODE - 52150602

Credit Revenue Account

Revenue Source 280000 - TRANSFER IN \$ 77,000.00

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.

<p>RESULT: ADOPTED [UNANIMOUS] MOVER: Tommie Jo Marsilio, Vice President SECONDER: Christopher Smeiles, Board Member AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles</p>
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RESOLUTION NO. 11-0983 - RE: TRANSFER - FROM FUND 5200, PCS GENERAL ADMINISTRATION TO FUND 5218, PCS REVENUE BONDS 2011 USDA

WHEREAS, in accordance with our Loan agreement with USDA for the Aurora Meadows Subdivision Sanitary Improvements Project, it is necessary to place one year of principal and interest payments into the debt fund as a reserve; now therefore be it

RESOLVED, that the following transfer of funds in the amount of \$23,000.00 be made for our reserve requirements with USDA as follows:

FROM:

FUND 5200 PCS GENERAL ADMINISTRATION

ORGCODE - 52004009

Debit Expense Account

Object 910000 - TRANSFER OUT \$ 23,000.00

TO:

FUND 5218 PCS REVENUE BONDS 2011 USDA

ORGCODE - 52180602

Credit Revenue Account

Revenue Source 280000 - TRANSFER IN

\$ 23,000.00

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 Portage 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.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Tommie Jo Marsilio, Vice President

SECONDER: Christopher Smeiles, Board Member

AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles

RESOLUTION NO. 11-0984 - RE: CLOSING OF FUND 1162, FEMA PLANNING

WHEREAS, fiscal activity has ceased in Fund 1162, FEMA Planning, all payments have been made and the Treasurers Cash Balance is \$0.00; now therefore be it

RESOLVED, that Fund 1162, FEMA Planning is hereby closed; and be it further

RESOLVED, that a certified copy of this resolution be filed with the County Auditor, the Department of Budget and Financial Management and the Homeland Security and Emergency Management Agency; 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.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tommie Jo Marsilio, Vice President
SECONDER: Christopher Smeiles, Board Member
AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles

LUNCH RECESS: 11:57 AM

MEETING RECONVENED: 1:27 PM

LEADERSHIP MEETING - CANCELLED

WATER RESOURCES

Present: Jeff Lonzrick

Director Lonzrick and the Board discussed a draft resolution to authorize the prep of plans for bulk water fill station in the Portage County Regional Sewer District. This will eliminate the need for hydrant meters could be in more of a centralized location at the Operations Maintenance Center. In the sense of savings, it would really just eliminate a lot of unnecessary work for the hydrant meter. The approximate cost would be around \$100,000 and is not guaranteed to provide any cost savings.

Commissioner Frederick asked if the Board was familiar with the water stealing in Brimfield. Director Lonzrick stated a police report was made and the person was charged with theft of water and tampering with a device at the water system. Commissioner Marsilio asked about the Maintenance and Director Lonzrick indicated it would be very minimal.

Commissioner Smeiles asked what is involved with this project? Director Lonzrick indicated that a small extension to the driveway would need to be installed, a short stretch of water main and a control panel. Commissioner Smeiles reminder the Board about the possibility the public may choose to purchase water at another facility such as Rootstown or Ravenna.

At this time, the Board is not inclined to adopt this resolution but if Director Lonzrick has the figures he should bring back an analysis of actual dollar comparison for review.

The Board approved the following by Journal Entry:

1. **SIGNATURE** - Approval to fill Biologist position internally./Journal Entry
2. **SIGNATUE** -Personnel Requisition for Engineering Tech I./Journal Entry

Executive Session

1:40 PM In accordance with the Ohio Rev. Code Ann. 121.22(G)(1), it was moved by **Tommie Jo Marsilio**, seconded by **Christopher Smeiles** that the Board of Commissioners move into executive session to consider compensation. Also present: Director Jeff Lonzrick. Roll call vote: Christopher Smeiles, Yea; Tommie Jo Marsilio, Yea; Maureen T. Frederick, Yea.

1:46 PM Upon conclusion of the above referenced discussion, it was moved by **Tommie Jo Marsilio**, seconded by **Christopher Smeiles** that the Board of Commissioners move out of executive session. Roll call vote: Christopher Smeiles, Yea, Tommie Jo Marsilio, Yea; Maureen T. Frederick, Yea.

After exiting Executive Session, the Board of Commissioners took no action.

SHERIFF - CANCELLED

Discussion

RESOLUTIONS

1. Approval of the meeting minutes from the November 3, 2011 regular Board meeting.
2. Approve bills as presented by the County Auditor and reviewed by the Department of Budget & Financial Management/11-975
3. Approve the Journal Vouchers, as presented by the County Auditor./11-976
4. Approve the Then & Now Certification, as presented by the County Auditor./11-977
5. Approval of the Robinson Memorial Hospital proposed 2012 operating and capital budgets./11-978

RESOLUTION No. 11-0975 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.

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 November 8, 2011 in the total payment amount of \$281,133.74 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tommie Jo Marsilio, Vice President

SECONDER: Christopher Smeiles, Board Member

AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles

RESOLUTION NO. 11-0976 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.

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:

11/04/11	277	\$ 51,393.45
11/04/11	278	1,250.00
11/04/11	279	25,948.38
11/04/11	288	60.00
11/04/11	292	16,035.98
11/04/11	324	24,482.74
11/04/11	328	29,706.52
11/04/11	269	1,250.00
11/04/11	252	4,025.29
Total		\$ 154,152.36

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.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tommie Jo Marsilio, Vice President
SECONDER: Christopher Smeiles, Board Member
AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles

RESOLUTION NO. 11-0977 - RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.

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 \$12,307.56 as set forth in Exhibit "A" dated November 8, 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.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tommie Jo Marsilio, Vice President
SECONDER: Christopher Smeiles, Board Member
AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles

RESOLUTION NO. 11-0978 - RE: APPROVAL OF ROBINSON MEMORIAL HOSPITAL PROPOSED 2012 OPERATING AND CAPITAL BUDGETS.

WHEREAS, according to the Ohio Revised Code, the Robinson Memorial Hospital is responsible for submitting its proposed budget for the next fiscal year to the Portage County Commissioners on or before the first day of November of each year. The Commissioners are responsible for approving that budget by the first day of December of the same year; and

WHEREAS, the operating and capital budgets were presented and approved by the Robinson Memorial Hospital Board of Trustees on October 26, 2011; now therefore be it

RESOLVED, that the Portage County Board of Commissioners does hereby approve the Robinson Memorial Hospital Proposed 2012 Operating Expense Budget for \$160,230,000 and the Proposed Capital Budget for \$2,149,000, as received by the Board of Commissioners on October 28, 2011 and presented at the next session of the Board of Commissioners on November 3, 2011; 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.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Tommie Jo Marsilio, Vice President

SECONDER: Christopher Smeiles, Board Member

AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles

INCOMING CORRESPONDENCE

1. Discussion: Term Sheet for Robinson Memorial Hospital. Bring back for further discussion.

Commissioner Frederick indicated that she would like to see the expansion of the Board of Trustees reflecting more appropriate demographics of the County with inclusion of more segments of the population including a retired person from Robinson Memorial Hospital and a current employee. She feels the current Board of Trustees has been very diligent and Robinson has progressed because of their guidance. She believes there is a process and possibly one or two member's term will expire in March and at that time recruit for those vacancies rather than taking the Board and removing members.

Commissioner Marsilio indicated that she does not want to be counter productive and if that's how the majority of the Board feels, she will vote no on going non-profit.

Commissioner Frederick stated that she liked the idea of maintaining Robinson Memorial but is not willing to forsake the hospital. She believes the Board should listen to what they have to say and have them present all the materials they used in their analysis to say it's essential to be non-profit. Commissioner Frederick would also like to have the ability for legal expertise to look at the finer points to see if there are other possibilities the Board hasn't considered.

Commissioner Frederick suggests the possibility of a blue ribbon committee to study this further. From the presentation, while Robinson wants to go in a certain direction it's not eminent so there may be time to create a committee which she would be willing to serve on. Current trustees should not be penalized when there's a process the Board could use to introduce new people in two months. She would like the Commissioners to give consideration to the options she presents.

Commissioner Smeiles asked if there is a conflict of interest of the existing board appointing a new board? That seems to be the question that would resolve the issue of all new members or half and half.

Commissioner Frederick reported that Prosecutor Smith indicated there was a conflict but Mr. Colecchi felt there was no conflict. Again, she believes the Board does not have the legal expertise which is needed. Commissioner Smeiles spoke to Mr. Colecchi about this issue and he advised their law firm, Brickler & Eckler, indicated there is no conflict. Commissioner Smeiles contacted Prosecutor Viglucci and he referred the Board to Squires Sanders & Dempsey. Commissioner Smeiles would still like to move forward with non-profit because the hospital needs to keep moving in a direction that's right for the hospital.

Commissioner Frederick indicated that some of the financial burden has been brought on by Robinson themselves. There are 1,000 employees that will be affected by this. Commissioner Smeiles indicated current PERS employees will retain their PERS but will have to pay Social Security.

The Board would like to get an update from Director Townend as to where the agreement is for Squires. Commissioner Smeiles will contact Mike Sharb with one very important question - conflict or no conflict? At the same time he will talk with Mr. Colecchi in order to obtain their financials to resolve any issues as to the burden they are under. Commissioner Frederick indicated that everything they used in their analysis the Board of Commissioners would like to see.

Commissioner Marsilio indicated that in order to take this measure, Robinson has concluded there is a problem - how did they arrive at that end result? She further observed that "financial" are any and all items used to arrive at the conclusion that non profit status was necessary.

Commissioner Frederick shared that all of us want to see Robinson continue but the Board needs to

explore further.

2. November 3, 2011 correspondence from the Garrettsville Freedom Nelson Joint Fire District regarding Pierce Road./This is a Township Road which the Board has no jurisdiction over.
3. November 3, 2011 e-mail from JoAnn Townend, Internal Services, regarding instruction classes at the One Stop.

The Board of Commissioners contacted Director Genetin who indicated that Ms. Pechman had concerns about the One Stop and GAPP and felt she had a lot to offer job seekers and wanted to do a support group to talk about ideas or frustrations people have trying to find jobs. Ms. Genetin stated she could conduct her support group at the One Stop for an hour on Thursday afternoon's beginning at the end of October. Ms. Genetin remarked this group is for whoever chooses to show up but the One Stop is not promoting this in any way. The Board would like to make sure Ms. Pechman is not representing anything official that could be confused as a County sponsored function. Ms. Genetin will discuss specifics with Ms. Pechman.

Commissioner Marsilio indicated she has no issue with use of the One Stop but the proper paperwork must be completed;

Ms. Genetin will discuss specifics with Ms. Pechman.

INVITATIONS

1. Invitation from the Kent Environmental Council for the Fall Forum entitled Sustainability: The 3 E's - Economics Environment and Equity in Kent and Portage County on Thursday, November 10, 2011, 7:00-9:00 PM, United Church of Christ.

INFORMATION ONLY

1. November 2, 2011 e-mail from Director Audrey Tillis, Department of Budget & Financial Management to Bob Park, Veterans Services, regarding the purchase of two (2) vans.

PLEASE ADD TO THE AGENDA

November 8, 2011

1. November 4, 2011 e-mail from Mickey Marozzi, regarding Pierce Road, Nelson Township. The Board indicated that this is a Township Road issue.

Commissioner Marsilio asked if the Board would like to discuss the restructuring of Commissioners' personnel.

2:23 PM In accordance with the Ohio Rev. Code Ann. 121.22(G)(1), it was moved by **Tommie Jo Marsilio**, seconded by **Christopher Smeiles** that the Board of Commissioners move into executive session to consider personnel. Roll call vote: Christopher Smeiles, Yea; Tommie Jo Marsilio, Yea;

Maureen T. Frederick, Yea.

3:40 PM Upon conclusion of the above referenced discussion, it was moved by **Tommie Jo Marsilio**, seconded by **Christopher Smeiles** that the Board of Commissioners move out of executive session. Roll call vote: Christopher Smeiles, Yea, Tommie Jo Marsilio, Yea; Maureen T. Frederick, Yea.

After exiting Executive Session, the Board of Commissioners took no action.

JOURNAL ENTRY

November 8, 2011

1. In accordance with Ohio Revised Code Section 325.07, the Board of Commissioners acknowledged receipt of the Monthly Record of Proceedings and Transactions for October 2011 as presented by the Portage County Sheriff's Department.
2. The Board of Commissioners received the third quarter reports of departmental activity as required by House Bill 355 and presented by the Portage County Combined General Health District.
3. The Board of Commissioners accepted the resignation of Susan Schaub, RN at The Woodlands At Robinson effective November 13, 2011 as presented by Director Christa Mayes, The Woodlands At Robinson
4. The Board of Commissioners authorized the promotion of Crystal Trussel, RN Restorative to an ADON position as presented by Director Christa Mayes, The Woodlands At Robinson
5. The Board of Commissioners authorized the posting of a full time permanent RN Restorative position (replacing Crystal Trussel), as presented by Director Christa Mayes, The Woodlands At Robinson. The Board of Commissioners agreed that such hire is contingent upon the applicant passing a pre-employment physical and drug screen and motor vehicle record check, if applicable.
6. The Board of Commissioners authorized the Dietary Manager at The Woodlands At Robinson to attend a two (2) day seminar for a cost of \$150.00 on November 28-29, 2011 at US Foods in Twinsburg, Ohio as presented by Director Christa Mayes, The Woodlands At Robinson.
7. The Board of Commissioners authorized the purchase of 144 each 4x9 flags from CVS for an approximate cost including shipping of \$56.00 for use at the Veterans Day Celebration on November 11, 2011. The Board further directed tag to be affixed to each flag with the wording "Celebrating Veterans Day 2011".
8. The Board of Commissioners authorized the promotion of Gary Gifford from Engineering Technician II to full time permanent Biologist (replacing Claudia Kotich) effective November 14, 2011 for the Water Resources Department as presented by Director Jeff Lonzrick.

9. The Board of Commissioners approved the following Personnel Requisitions as presented by the Portage County Water Resources Department Director Jeff Lonzrick:

DEPARTMENT	JOB TITLE	GRADE	ACTION
Water Resources Department	Engineering Tech I	ETI/1	Post Internally and Externally

10. The Portage County Board of Commissioners has delayed the road vacation viewing of Marcie Drive and Megan Lane, Timberstone Subdivision, Freedom Township, Portage County originally scheduled for Thursday, November 10, 2011 at 8:30 AM upon the advice of counsel.

<p>RESULT: ADOPTED [UNANIMOUS] MOVER: Tommie Jo Marsilio, Vice President SECONDER: Christopher Smeiles, Board Member AYES: Maureen T. Frederick, Tommie Jo Marsilio, Christopher Smeiles</p>
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ADJOURN

We do hereby certify that the foregoing is a true and correct record of the Portage County Board of Commissioners' meeting on **November 8, 2011**. There being no further business to come before the Board, it was moved by Tommie Jo Marsilio and seconded by Christopher Smeiles to adjourn the official meeting at 4:11 PM

Maureen T. Frederick, President

Tommie Jo Marsilio, Vice-President

Christopher Smeiles, Board Member

Amy Hutchinson, Acting Clerk

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