

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
February 12, 2024

A Caucus was held prior to the meeting to discuss Agenda items. On February 7, 2024, Former President Veronica Sims was appointed to represent Ohio's 33rd House District. Councilmember Elizabeth Walters presented a commendation to House District 33 State Representative Veronica Sims for her service on County Council.

Council members Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite were present.

The following items were addressed before Council at the Caucus:

- 2024-035 Brian Nelsen from the Executive's Office addressed Council on this first reading passage request.
- 2024-036 Lisa Kamlowsky from the Summit Developmental Disabilities Board addressed Council on this first reading passage request.
- 2024-037 Executive Ilene Shapiro addressed Council on this first reading passage request.
- 2024-038 Sarah Buccigross from the Executive's Office addressed Council on this first reading passage request.
- 2024-039 Bethany McKenney addressed Council on this first reading passage request.
- M-019-2024 Dr. David James from Summit Education Initiative addressed Council on this motion.

The Council Regular Meeting was called to order at 04:50 PM in Council Chambers.

ROLL CALL- Present: Mr. Schmidt, Mrs. Rodgers, Mr. Donofrio, Ms. Walters, Mr. Wilhite, Mrs. McKenney, Mrs. Darrow, Ms. Dickinson, Ms. Wiedie Higham; Absent: Mr. DeVitis

MINUTES FOR APPROVAL: Mr. Schmidt moved to approve the minutes of the regular Council meeting(s) held January 29, 2024.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

9-0

ANNOUNCEMENT OF GENERAL INTEREST:

ANNOUNCEMENT FROM EXECUTIVE:

ANNOUNCEMENT OF OFFICEHOLDERS:

MOTIONS FOR COUNCIL

M-016-2024 A Motion of Council confirming the appointment of Anthony Gomez as alternate to Clerk of Courts Tavia Galonski to the Criminal Justice Advisory Board.

Movant - Ms. Darrow

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Motion passed - Voice Vote: 9-0

Motion M-016-2024 was adopted.

M-017-2024 A Motion of Council confirming the appointments of Anthony Gomez as first alternate and Latoya Jones as second alternate to Clerk of Courts Tavia Galonski to the County Information Technology Board.

Movant - Ms. Darrow

Mr. Wilhite moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Motion M-017-2024 was adopted.

M-018-2024 A Motion of Council confirming the appointments of Anthony Gomez as first alternate and Latoya Jones as second alternate to Clerk of Courts Tavia Galonski to the Records Commission.

Movant - Ms. Darrow

Ms. Wiedie Higham moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Motion M-018-2024 was adopted.

M-019-2024 A Motion of Council confirming the appointment of Dr. David James (replacing Tamiyka Rose) to the Child Fatality Review Board.

Movant - Ms. Darrow

Mrs. Rodgers moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Motion M-019-2024 was adopted.

M-021-2024 A Motion of Council confirming the appointment of Ms. Rita Darrow as Summit County Council President for the remainder of calendar year 2024.

Movant - Mr. Donofrio

Mr. Donofrio moved to adopt.

Roll Call on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Schmidt, Walters, Wiedie Higham, Wilhite

No: Rodgers

Absent: DeVitis

Motion passed - Roll Call: 8-1

Motion M-021-2024 was adopted.

M-022-2024 A Motion of Council confirming the appointment of Ms. Erin Dickinson as Summit County Council Vice President for the remainder of calendar year 2024.

Movant - Mr. Schmidt

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Schmidt, Walters, Wiedie Higham, Wilhite

No: Rodgers

Absent: DeVitis

Motion passed - Voice Vote: 8-1

Motion M-022-2024 was adopted.

FIRST READINGS

2024-035 **A Resolution authorizing the Executive to execute the Eighth Amendment to the Master Services Agreement with Energy Harbor, Corp., to supply electricity for the County's opt-out electricity aggregation program pursuant to the Master Services Agreement for a one-year term, from 5/1/24 until 4/30/25, at an estimated fixed price of .0603/kWh, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Ms. Walters moved to suspend Council Rule 8.01 (A): the requirement of three readings at a Regular Council meeting.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Resolution 2024-035 was adopted.

2024-036 **A Resolution declaring the month of March 2024 as Developmental Disabilities Awareness Month in Summit County, recognizing people with developmental disabilities for their contributions to our community and their perseverance in breaking down barriers, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro, Council as a Whole

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Ms. Walters moved to suspend Council Rule 8.01 (A): the requirement of three readings at a Regular Council meeting.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Resolution 2024-036 was adopted.

2024-037 **A Resolution declaring the month of March 2024 as Women's History Month in Summit County, recognizing the women of America, the achievements they have made, and the struggles they have faced and continue to face today, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro, Council as a Whole

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Ms. Walters moved to suspend Council Rule 8.01 (A): the requirement of three readings at a Regular Council meeting.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Resolution 2024-037 was adopted.

2024-038 **A Resolution appropriating funds in order to meet projected expenditures for the balance of 2024 as set forth in Exhibit A, for the Executive’s Department of Finance and Budget, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Mr. Donofrio moved to suspend Council Rule 8.01 (A): the requirement of three readings at a Regular Council meeting.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Mr. Donofrio moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Resolution 2024-038 was adopted.

2024-039 **A Resolution supporting the bipartisan federal legislation House Resolution 1139 and Senate Bill 740 – together referred to as the “Governing Unaccredited Representatives Defrauding (GUARD) VA Benefits Act” – which aim to protect veterans from financial exploitation by reinstating criminal penalties for unaccredited claims representatives who charge unauthorized fees for purporting to assist veterans with filing a claim for Department of Veterans Affairs (VA) disability compensation benefits, for County Council, and declaring an emergency.**

Sponsor - Ms. McKenney, Council as a Whole

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Mrs. McKenney moved to suspend Council Rule 8.01 (A): the requirement of three readings at a Regular Council meeting.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Mrs. McKenney moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed - Voice Vote: 9-0

Resolution 2024-039 was adopted.

- 2024-040 **A Resolution approving the salary adjustment for classified non-bargaining employees Duane Hawk and Timothy Boley, for the Engineer, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings
- 2024-041 **A Resolution approving the salary adjustments for classified non-bargaining employees Lisa Horba and James Schlagel based upon job performance, increased responsibilities in their job duties and pay equity, for the Sheriff, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings
- 2024-042 **A Resolution confirming the award by the Board of Control of Change Order No. 2 to a professional service contract with Jones & Henry Engineers, Ltd. for engineering design services for Project Q-960 Pump Station #30 Replacement, located in the City of Green, in Council District 8, in an amount not to exceed \$55,000.00 (for a cumulative increase of 33.21%), for a total amount not to exceed \$461,250.00, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings
- 2024-043 **A Resolution authorizing the Executive to execute a grant agreement with the Summit Soil and Water Conservation District in the amount of \$219,000.00 for services to the Surface Water Management District and pursuant to the County's MS4 permit, for the Executive, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings
- 2024-044 **A Resolution approving the Downtown Akron Special Improvements District's Plan of Services and authorizing the Executive to execute a petition to approve the Plan of Services, for the Executive's Department of Law and Risk Management, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings

2024-045 **A Resolution authorizing the Executive to execute a lease renewal with the City of Akron for the lease of 32 parking spaces on the Upper Level (B1) of the Harold K. Stubbs Justice Center Parking Garage, located at 217 S. High Street, Akron, Ohio, in Council District 4, for a 5-year term from 2/29/24 to 2/28/29, for \$28,800.00 annually, for a total amount not to exceed \$144,000.00 for the length of the agreement, for the Summit County Court of Common Pleas Judges and various County Elected Officials, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Committee First Readings

2024-046 **A Resolution confirming the award of the Board of Control of a construction contract with Western Specialty Contractors for the Summit County Parking Deck Improvement Project, located in the City of Akron, in Council District 4, for an amount not to exceed \$2,112,414.00, for the Executive's Department of Administrative Services–Physical Plants, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Committee First Readings

2024-047 **An Ordinance amending Part 13 of the Codified Ordinances of the County of Summit entitled "BUILDING CODE," to update the Building Code for the County of Summit, for the Executive's Department of Sanitary Sewer Services – Division of Building Standards, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Committee First Readings

2024-048 **A Resolution authorizing the Executive's participation in an Electronic Pollbook Memorandum of Understanding with the Ohio Secretary of State concerning the use of the funding provided by the State Operating Budget for reimbursement of electronic pollbook equipment, for the Executive and the Board of Elections, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Committee First Readings

2024-049 **A Resolution confirming the award of the Board of Control of a purchase contract with AT&T, as a Best Practical Source, to provide local Centrex telephone and long distance services, for a one-year term, from 1/1/24 through 12/31/24, in an amount not to exceed \$168,000.00, for the Office of Information Technology, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Committee First Readings

2024-050 **A Resolution authorizing the Executive to execute grant agreements with various Summit County nonprofit organizations and State mandated entities, in a total amount not to exceed \$906,900.00, for the year 2024, as set forth in Exhibit A, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Executive Shapiro, Council as a Whole

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Committee First Readings

Routine Agenda Motion(s)

Ms. Dickinson moved to suspend Council Rule 8.01 (A): the requirement of three readings at a Regular Council meeting.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed

Ms. Dickinson moved to adopt.

Voice Vote on the motion.

Yes: Darrow, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Walters, Wiedie Higham, Wilhite

Absent: DeVitis

Motion passed

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2024-020 **A Resolution approving a salary adjustment for classified non-bargaining employee, Tara Fought, for the Prosecutor, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Resolution 2024-020 was adopted.

2024-021 **A Resolution authorizing the Executive to establish the intersection of Riverview Road and Boston Mills Road, located in Boston Township, in Council District 1, a 4-way stop intersection from April 5, 2024, to April 9, 2024, and thereafter said intersection shall revert to a 2-way stop intersection with the stop signs installed for the eastbound and westbound Boston Mills Road traffic, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Resolution 2024-021 was adopted.

2024-022 **A Resolution confirming the award by the Board of Control of a professional service contract with Arcadis US, Inc. for an engineering services task order, for a one-year term, from 1/1/24 to 12/31/24, with three options to renew for an additional one-year term, in an amount not to exceed \$175,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Resolution 2024-022 was adopted.

- 2024-023 **A Resolution authorizing the Executive to execute any agreements, memorandums of understanding or other documents necessary to participate with the Village of Mogadore in applying for Ohio Public Works Commission grant funding for Project Q-969-6 Herbert Street and Norwich Avenue Infrastructure Improvement, located in the Village of Mogadore, in Council District 8, at a cost to the County not to exceed \$75,000.00, for the Executive’s Department of Sanitary Sewer Services, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Resolution 2024-023 was adopted.
- 2024-024 **A Resolution authorizing the Executive to execute a Cooperative Funding Intergovernmental Agreement with Boston Township for construction of Project Q-165-1 Akron-Cleveland Road Sanitary Sewer Extension, in an amount not to exceed \$3,315,000.00, and authorizing the Executive to apply for and execute a Water Pollution Control Loan Fund loan agreement to fund the project in an amount not to exceed \$2,115,000.00 and fund the remaining project cost in an amount not to exceed \$1,200,000.00 from available American Rescue Plan Act funds, for Project Q-165-1, located in Boston Township, in Council Districts 1 and 3, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Resolution 2024-024 was adopted.
- 2024-025 **A Resolution authorizing the Executive to advertise for bids for the Legal Department Renovation Project, for the Summit County Children Services Administration Building, located in the City of Akron, in Council District 4, for an estimated amount not to exceed \$300,000.00, for the Executive’s Department of Administrative Services–Physical Plants, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Resolution 2024-025 was adopted.
- 2024-026 **A Resolution confirming the award by the Board of Control of a purchase contract with WEX Bank, for fleet fuel card services and miscellaneous small vehicle expenses, at Sourcewell pricing, in an amount not to exceed \$375,000.00, for the Sheriff, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net
- Resolution 2024-026 was adopted.

2024-027 **An Ordinance amending Section 113.09 of the Codified Ordinances of the County of Summit entitled “Fees For Legal Representation Of Indigent Defendants By Appointed Private Counsel,” to require fee applications to be filed via the Ohio Public Defender on-line system and to update fee schedules for appointed counsel, for the Executive’s Department of Law and Risk Management, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

Ordinance 2024-027 was adopted.

2024-028 **A Resolution adopting the Capital Improvements Program for 2024-2029 for the County of Summit and appropriating funds as set forth in Exhibit A, for the balance of projects in the 2024 Capital Improvement Plan, for the Executive’s Department of Finance and Budget, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Resolution 2024-028 was adopted.

2024-029 **A Resolution authorizing various County offices to make expenditures, in a total combined amount not to exceed \$105,000.00, for hospitality items for events to be held in 2024, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Resolution 2024-029 was adopted.

2024-030 **A Resolution confirming the award by the Board of Control of a professional service contract with The Amazing Cloud, LLC, as a Best Practical Source, for Disaster Recovery as a Service, for a one-year term, from 1/1/24 through 12/31/24, for a total not to exceed amount of \$82,500.00, for the Office of Information Technology, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Resolution 2024-030 was adopted.

2024-031 **A Resolution confirming the award by the Board of Control of a purchase contract with FairlawnGig, as a Best Practical Source, for high speed internet service to support the virtual court project, for a one-year term, from 1/1/24 to 12/31/24, in an amount not to exceed \$120,000.00, for the Office of Information Technology, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Resolution 2024-031 was adopted.

2024-032 **A Resolution confirming the award by the Board of Control of a purchase contract with ZixCorp Systems, Inc., as a Best Practical Source, for a subscription license and support for Zix Encryption and Threat Protection, for e-mail encryption and threat protection software, for a three-year term, from 1/6/24 through 1/5/27, in a total amount not to exceed \$163,325.82, for the Office of Information Technology, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Resolution 2024-032 was adopted.

2024-033 **A Resolution authorizing the Executive, subject to the approval of the Board of Control, to execute a Purchase and Professional Services contract with DMT Solutions Global Corporation, d/b/a BlueCrest, for the purchase and installation of mail balloting equipment, under the Public Cooperative Purchasing Agreement with Equalis Group, and for maintenance services for a two-year term from 1/1/24 to 12/31/25, for a total amount not to exceed \$1,699,170.00, for the Executive and the Board of Elections, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

Resolution 2024-033 was adopted.

Presentation of New Business:

Presentation of Petitions to address Council:

Executive Session

Motion By:

Seconded By:

Motion Type:

For:

Against:

Abstain:

Absent:

Outcome:

Call To Order:

Reason:

Adjournment: Council adjourned at 5:03 pm. The next regular meeting will be held March 4, 2024 at 4:30 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 12th day of February, 2024.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL