

CAUCUS: 5:00 PM

COUNCIL MEETING: 5:30 PM

**COUNTY OF SUMMIT
REGULAR COUNCIL MEETING AGENDA
October 18, 2010**

MINUTES: 9/27/10 Minutes for Approval

Commendation to be Presented Tonight:

**Jackie Silas-Butler, Executive Director of Project GRAD (Graduation Really Achieves Dreams)
Presented by Mrs. Ilene Shapiro**

Note: The Treecrest Ditch Petition public viewing will be held October 27, 2010 and the public hearing on November 29, 2010.

Brian Nelsen will present the monthly financial report during Caucus

MOTIONS FOR COUNCIL

M-045-2010 A Motion of Council confirming the reappointment of Mr. Mark T. Clark to the Akron-Canton Airport Authority Board of Trustees.

First Consideration: October 18, 2010

Mr. Clark has not been asked to attend the 10/25/10 Personnel Committee Meeting

Movant - Mr. Poda

FIRST READINGS

- *2010-433 **A Resolution declaring the recent structural damage to the Yellow Creek Bridge over Yellow Creek (BAT-033-0208) to be an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and authorizing the County Executive to enter into contracts for the repair of the Yellow Creek Road Bridge over Yellow Creek without complying with the competitive bidding procedures of Chapter 177, in Council District 1, for the Engineer, and declaring an emergency.**

FRP Request By H. Swindell

Sponsor - Mr. Pry

(PW)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

- *2010-434 **A Resolution accepting and approving a resubdivision titled "Bellaire Allotment No. 2 Replat", located in Bath Township, Council District 1, for the Executive-Planning Commission and the Engineer, and declaring an emergency.**

FRP Request By R. Henwood

Mylar associated with this resolution.

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

- 2010-435 **A Resolution, pursuant to Section 169.04(j) of the Codified Ordinances of the County of Summit, entitled "Temporary Hiring Freeze," to authorize the County Prosecutor to hire one external person into a part-time, non-bargaining unit, classified Student Helper position, to work in the Domestic Violence Unit of the Criminal Division, to be funded in full through a Domestic Violence Training grant from the Akron Community Foundation, for the Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry

(P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

- 2010-436 **A Resolution, pursuant to Section 169.04(j) of the Codified Ordinances of the County of Summit, entitled "Temporary Hiring Freeze," to authorize the County Sheriff to hire a total of two external persons into part-time, bargaining unit Communication Technician 1 positions, at salary of \$14.05 per hour, for an estimated cost for both part-time positions of \$46,758.00 annually, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

(P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

FIRST READINGS

2010-437 **A Resolution confirming an award by the Board of Control of a contract renewal (2nd of 2) with Ease@Work for employee assistance program services for the period 9/1/10 to 8/31/11 in an amount not to exceed \$70,000.00, for the Executive's Department of Insurance, and declaring an emergency.**

Sponsor - Mr. Pry (P&I)
Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

2010-438 **A Resolution authorizing the County Executive to execute a contract, subject to the approval of the Board of Control, with Guardian Life Insurance Company to provide voluntary dental insurance for County employees, for the period 1/1/11 through 12/31/11, in an amount not to exceed the single rate of \$25.29 per month and the family rate of \$74.93 per month, for an estimated total not to exceed amount of \$1,064,593.00 for 2011, with two options to renew for an additional one-year term, for the Executive's Department of Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry (P&I)
Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

2010-439 **A Resolution authorizing the County Executive to execute a contract, subject to approval of the Board of Control, with Medical Mutual of Ohio to provide flexible spending account management services for County employees, for the period 1/1/11 through 12/31/11, in an amount not to exceed \$4.30 per employee per month, for an estimated total not to exceed amount of \$30,960.00 for 2011, with two options to renew for an additional one-year term, for the Executive's Department of Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry (P&I)
Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

2010-440 **A Resolution authorizing the County Executive to execute a contract, subject to the approval of the Board of Control, with Lincoln Financial Group to provide life and accidental death and dismemberment insurance for County employees, for the period 1/1/10 through 12/31/10, in an amount not to exceed \$.05/\$1,000.00 of basic life coverage and \$.01/\$1,000.00 of accidental death and dismemberment coverage, for an estimated total amount not to exceed \$40,919.00 for 2011, with two options to renew for an additional one-year term, for the Executive's Department of Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry (P&I)
Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

FIRST READINGS

2010-441 **A Resolution authorizing the County Executive to execute a contract, subject to the approval of the Board of Control, with Davis Vision, Inc. to provide voluntary vision insurance for County employees, for the period 1/1/11 through 12/31/11, in an amount not to exceed the single rate of \$3.37 per month and the family rate of \$9.25 per month, for an estimated total not to exceed amount of \$165,000.00 for 2011, with two options to renew for an additional one-year term, for the Executive's Department of Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry (P&I)
Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

2010-442 **A Resolution authorizing the County Executive to pay Jeff Brasdovich the sum of \$3,174.50 for costs of repair and restoration to the basement and loss of his personal property resulting from a sewer back-up at his residence on 7676 Kitner Blvd., Northfield, Ohio 44067, Council District 1, for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry (PW)
Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

2010-443 **A Resolution appropriating carryover funds in the amount of \$330,041.50 from the Low Income Housing Trust Fund, for the County of Summit's Housing Advisory Board, and authorizing the County Executive to execute a contract with the City of Akron in an amount not to exceed \$272,251.50 for development projects through 12/31/10, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry (PL)
Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

2010-444 **A Resolution confirming the Board of Control's award of a purchase order to The Armored Group LLC for a Ballistic Armored Tactical Transport vehicles BATT-S AP package for the County Sheriff's Special Weapons and Tactics ("SWAT") team, in an amount not to exceed \$149,725.57, under federal General Services Administration ("GSA") pricing, to be paid using a \$150,000.00 Community Oriented Policing Services ("COPS") Technology Program grant awarded to the Sheriff by the U.S. Department of Justice ("DOJ"), for the period 12/16/09 through 12/15/12, and authorizing the County Executive to execute any documents necessary for the purchase, for the Sheriff, and declaring an emergency.**

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

FIRST READINGS

2010-445 **A Resolution confirming the Board of Control’s award of a super blanket encumbrance to pay agencies in the communities of Stow, Silver Lake, Peninsula, Barberton, Boston Heights, Akron Richfield, Springfield and New Franklin assigned by the Ohio Department of Public Safety (“ODPS”) to the Operating a Motor Vehicle While Intoxicated (“OVI”) Task Force, in an amount not to exceed \$105,770.00, to be paid out of \$206,392.05 in federal funds awarded by ODPS to the County Sheriff, with no local cash match requirement, for the period 10/1/10 to 9/30/11, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

2010-446 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award from the Ohio Department of Public Safety for a countywide Operating a Motor Vehicle While Intoxicated (“OVI”) Task Force program, in the amount of \$206,392.05 in federal funds, with no local cash match requirement, for the period 10/1/10 to 9/30/11, and appropriating all grant funds for the period 10/1/10 through 12/31/10, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

2010-447 **A Resolution authorizing the County Executive to execute agreements with the City of Akron for the Akron Municipal Court district and the Cities of Barberton, Norton and New Franklin and the Township of Copley, being communities within the Barberton Municipal Court district not already served by the County Sheriff’s direct indictment officer, whereby the County Prosecutor will provide direct indictment services for a period of one year commencing on 10/21/10, for a total cost to those communities of \$345,191.00 collectively, and appropriating funds in the amount of \$55,000.00 for the period 10/21/10 through 12/31/10, for the Prosecutor and Executive’s Department of Law-Division of Public Safety, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

2010-448 **A Resolution authorizing the County Executive to execute any documents necessary to accept an Akron Community Foundation (“ACF”) award of an Arthur Kelly Fund Domestic Violence Training Grant in the amount of \$4,000.00, with no local cash match requirement, and appropriating these funds for the Prosecutor’s Domestic Violence Program expenditures through 12/31/10, for the Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

FIRST READINGS

2010-449 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award of a federal Demonstration Grant from the United States Department of Health and Human Services Office of Child Support Enforcement (“U.S. OCSE”), in the amount of \$83,330.00, with no local cash match requirement, for a Special Improvement Program for custodial and non-custodial parents, and involving various agency partnerships within the County, for the period 9/1/10 through 8/31/13, and appropriating these funds through 12/31/10, for the Prosecutor’s Child Support Enforcement Agency, and declaring an emergency.**

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

2010-450 **A Resolution authorizing the County Executive to execute any documents necessary to accept a Fiscal Year (“FY”) 2010 Justice Assistance Grant (“JAG”) award of federal funds from the City of Akron, in the amount of \$12,000.00, with no local cash match requirement, available 10/1/09 through 9/30/13, and appropriating grant funds for expenditures through 12/31/10, for the Executive’s Department of Law, Division of Public Safety - Justice Affairs Office, and declaring an emergency.**

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

2010-451 **A Resolution confirming the award of the second amendment to a lease with Summit Workforce Solutions for approximately 10,500 square feet of space in Unit 1 of the condominium unit located at 1040 East Tallmadge Avenue in the City of Akron, in Council District 2, for the use of the Executive's Department of Job and Family Services, to include an additional 1,213.16 square feet of space in the lease, for a rent for the new total of approximately 11,713.16 square feet of space of: \$309,758.00 annually for the period July 1, 2010 through June 30, 2011, payable in monthly installments of \$23,967.14 from 7/1/10 through 10/31/10 and payable in monthly installments of \$26,736.18 from 11/1/10 through 6/30/10; and \$330,459.00 annually for the period 7/1/11 through 6/30/12, payable in monthly installments of \$27,538.25, for a total amount of rent of \$640,217.00 for the two-year term of the lease, for the Executive, and declaring an emergency.**

Sponsor - Mr. Pry (HS)
Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

FIRST READINGS

2010-452 **A Resolution authorizing the County Executive to execute a contract, subject to the approval of the Board of Control, with Medical Mutual of Ohio to provide medical insurance coverage, prescription drug coverage, administrative services and reinsurance for County employees under the County's self-funded insurance plan, for the period 1/1/11 through 12/31/11, in an amount not to exceed \$34.96 per employee per month for administrative services and \$18.49 per employee per month for stop-loss reinsurance, for an estimated total not to exceed an amount of \$1,906,241.00 for 2011, with two options to renew for an additional one-year term, for the Executive's Department of Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry (P&I)
Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

2010-453 **A Resolution accepting and approving a subdivision titled "The Hammonds," located in Bath Township, Council District 1, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.**

Mylar associated with this Resolution

Sponsor - Mr. Pry (PL)
Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

2010-454 **A Resolution assessing the residents of The Hammonds subdivision, located in Bath Township, Council District 1, for drainage maintenance, for the Engineer, and declaring an emergency.**

Exhibit A attached and will be supplemented by an updated version

Sponsor - Mr. Pry (PL)
Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-405 **A Resolution authorizing the Executive to execute a Cooperative Agreement and other agreements and documents contemplated by and/or set forth in the Cooperative Agreement for the Austen BioInnovation Institute in Akron Renovation Project, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Introduced: September 13, 2010

Please see Cooperative Agreement in Council Office

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Planning and Economic Development Committee recommends passage.

2010-415 **A Resolution authorizing the County Executive to execute a collective bargaining agreement between Ohio Council 8 and Local 1229 of the American Federation of State, County and Municipal Employees, AFL-CIO, and the County Fiscal Officer's Auditor's Division, for the period 9/1/10 through 8/31/13, for the Executive and the Fiscal Officer, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Personnel Committee recommends passage.

2010-417 **A Resolution authorizing the County Executive to execute a lease agreement with Summit Soil and Water Conservation District for approximately 2,100 square feet of office space on the southeast corner of the second floor of the building located at 2525 State Road, Cuyahoga Falls, Ohio 44223 (Parcel No. 0209872), in Council District 2, for a one-year term, from 5/1/10 through 4/30/11, for \$2,000.00 per month until 12/31/10 and \$2,500.00 per month thereafter, with two options to renew for an additional one-year term, for the Executive, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Planning and Economic Development Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-418 **A Resolution authorizing the County Executive to execute any documents necessary to accept the award of federal funds from the State of Ohio Attorney General's Office of a Federal Fiscal Year ("FFY") 2011 Victims of Crime Act ("VOCA") grant of \$66,959.00, with a 25% local cash match requirement of \$22,320.00, and State Victims Assistance Act ("SVAA") grant, in the amount of \$3,470.00, with no local cash match requirement, for the period 10/1/10 through 9/30/11, and appropriating \$92,749.00 for expenditures through 12/31/10, for the Prosecutor, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2010-420 **A Resolution confirming an award by the Board of Control of a lease agreement with Fred Martin Motor Company to provide seven vehicles for the Drug Unit, for the period 9/1/10 through 8/31/12, in an amount not to exceed \$72,000.00 for two years (\$3,000.00 per month), as Best Practical Source, for the Sheriff, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2010-421 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award from the U.S. Department of Justice, Office of Community-Oriented Policing Services ("COPS"), in the amount of \$150,000.00, for the period 12/16/09 through 12/15/12, with no local cash match requirement, and appropriating these funds for equipment expenditures through 12/31/10, for the Sheriff, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-422 **A Resolution confirming an award by the Board of Control of a purchase order with BPI Information Systems for Cisco switches, cables and power supplies, approved by the IT Board 9/7/10, under State Term Pricing, in an amount not to exceed \$31,030.00, for the General Division of the Common Pleas Court, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2010-423 **A Resolution confirming an award by the Board of Control of a purchase order with Jeter Systems Corporation for Fiscal Year 2011 case files, including inside delivery and stacking of boxes, under State Term Pricing, in an amount not to exceed \$33,138.00, for the Clerk of Courts - Legal Division, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2010-424 **A Resolution authorizing the County Executive to execute any documents necessary to accept a grant award from PetSmart Charities in the amount of \$15,454.00, with no local cash match requirement, for the period 8/15/10 through 8/15/11, and appropriating these funds for the County of Summit's Animal Control Facility equipment expenditures through 12/31/10, for the Executive's Department of Administrative Services, Division of Animal Control, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-425 **A Resolution authorizing the County Executive to execute any documents necessary to accept a Statewide Search and Rescue Capability Grant award from the Ohio Emergency Management Agency (“OEMA”) of state funds in the amount of \$12,250.00 with no local cash match requirement, for the period 7/1/10 through 6/30/11, and appropriating these funds to build Region 5 water rescue capabilities through 12/31/10, for the Executive’s Division of Public Safety-Emergency Management Agency, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2010-429 **A Resolution approving and authorizing the County Executive to execute and submit the Community Development Block Grant (“CDBG”) and HOME Investment Partnership Program (“HOME”) and 2011 Action Plan to the Department of Housing and Urban Development (“HUD”) for program year 2011 CDBG and HOME federal funding awards, and authorizing the Executive to execute the 2011 CDBG and HOME contracts for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Introduced: September 27, 2010

Exhibits

Sponsor - Mr. Pry

(P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Personnel Committee recommends passage.

2010-430 **A Resolution appropriating carryover 2009 Community Development Block Grant (“CDBG”) funds in the amount of \$35,000.00, and carryover 2009 Community Development Block Grant-Stimulus (“CDBG-R”) funds in the amount of \$32,569.00, received as a result of the American Recovery and Reinvestment Act of 2009, both received from the Federal Department of Housing and Urban Development (“HUD”), for the period ending 12/31/10, for the Executive’s Department of Community and Economic Development and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Personnel Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-431 **A Resolution authorizing the County Executive to execute a quitclaim deed and any other documents necessary to transfer to the Board of Education of the Akron City School District approximately 1.08 acres of real property owned by the County of Summit (Parcel No. 6708848) located at 460 East North Street, Akron Ohio 44305, in Council District 5, pursuant to a reversionary clause in the deed dated November 11, 1955 transferring the real property to the County, for the Executive, and declaring an emergency.**

Introduced: September 27, 2010

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Planning and Economic Development Committee recommends passage.

SECOND READINGS

2010-427 **A Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them for the year 2011 to the County Fiscal Officer, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Introduced: September 27, 2010

Exhibit A

Sponsor - Mr. Pry

(F)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net