

**COUNTY OF SUMMIT
REGULAR COUNCIL MEETING AGENDA
November 15, 2010**

Minutes: 11/1/10 Minutes for Approval

**Akron Board of Trades Award Presentation to County Executive Russ Pry
Joyce DeWitt Kinser Award**

**Note: The Treecrest Ditch Petition Public Hearing will immediately follow the November 29th
Council Meeting**

MOTIONS FOR COUNCIL

M-051-2010 **A Motion of Council confirming the reappointments of Ms. Connie Krauss, Mr. William Alford, Mr. Rick Kavenagh, Mr. David James, Reverend Sandra Selby, Ms. Barbara Vassel, Mr. Robert Kulinski, Mr. Gene Nixon, Ms. Julie Rittenhouse, Mr. Brad Schroeder, Mr. Michael Byun, Ms. Nan McClenaghan, Ms. Linda Omobien, and confirming the appointment of Ms. Kathleen Downing to the Social Services Advisory Board.**

First Consideration: November 15, 2010

Mr. Kavenagh, Reverend Selby, Ms. Vassel, Ms. Rittenhouse, Mr. Schroeder, Mr. Byun, Ms. McClenaghan, Ms. Omobien, and Ms. Downing have been asked to attend the 11/22/10 Personnel Committee Meeting.

Movant - Mr. Poda

M-052-2010 **A Motion of Council confirming the reappointment of Ms. Ilene Shapiro (with alternate Joan Hug-Anderson) to the Western Reserve Resource Conservation and Development Council.**

First Consideration: November 15, 2010

Movant - Mr. Poda

M-053-2010 **A Motion of Council confirming the reappointments of Ms. Beth Curley and Ms. Susan Tucker to the Children Services Board of Trustees.**

First Consideration: November 15, 2010

Ms. Curley and Ms. Tucker have been asked to attend the 11/22/10 Personnel Committee Meeting.

Movant - Mr. Poda

MOTIONS FOR COUNCIL

M-054-2010 A Motion of Council confirming the reappointments of Ms. Connie Krauss and Ms. Erin Siebel, and the appointments of Mr. Bryan Hoffman, and Bryan Edwards to the Community Improvement Corporation.

First Consideration: November 15, 2010

*Mr. Edwards has been asked to attend the 11/22/10 Personnel Committee Meeting
Movant - Mr. Poda*

M-055-2010 A Motion of Council confirming the reappointments of Mr. Russell Pry (with alternate Erin Siebel), Mr. Nick Lautzenheiser, Ms. Connie Krauss, and Mr. Alan Brubaker (with alternates Larry Fulton and Joe Paradise) to the AMATS Policy Committee.

First Consideration: November 15, 2010

Movant - Mr. Poda

M-056-2010 A Motion of Council confirming the reappointment of Mayor Bill Goney to the AMATS Technical Advisory Committee.

First Consideration: November 15, 2010

Movant - Mr. Poda

M-057-2010 A Motion of Council confirming the reappointments of Mr. Nick Kostandaras, Mr. John Moore, Mr. Dennis Stoiber, and the appointment of Mr. R. Bruce Killian to the Planning Commission.

First Consideration: November 15, 2010

Movant - Mr. Poda

M-058-2010 A Motion of Council confirming the reappointments of Mr. Richard Rebadow, Jr., and Mr. Larry Saulino and confirming the appointment of Ms. Connie Krauss (to replace Scott Wagner) as an alternate to the NEOTEC Board of Trustees.

First Consideration: November 15, 2010

Mr. Rebadow, Jr. and Mr. Saulino have not been asked to attend the 11/22/10 Personnel Committee Meeting as these are routine reappointments and Ms. Krauss has not been asked to attend.

Movant - Mr. Poda

MOTIONS FOR COUNCIL

M-059-2010 A Motion of Council confirming the reappointments of Ms. Jill Skapin (with alternate David Nott), Ms. Maureen Schneider, and Mr. Christopher Hamad, Sr. to the Akron/Summit Convention & Visitors Bureau Board of Trustees.

First Consideration: November 15, 2010

Ms. Skapin, Ms. Schneider, and Mr. Hamad have not been asked to attend the 11/22/10 Personnel Committee Meeting.

Movant - Mr. Poda

FIRST READINGS

- *2010-472 **A Resolution authorizing the County Executive to enter into a Local Public Agency agreement with the State of Ohio, through the Department of Transportation, for bridge load ratings of the Memorial Parkway over Little Cuyahoga River, East North Street over Little Cuyahoga, Bath Road over Cuyahoga River, Cuyahoga Street over Cuyahoga River, Front Street over Cuyahoga River, and Kenmore Boulevard over Ohio Canal in the City of Akron, Wooster-Robinson over Tuscarawas River in the City of Barberton, South Main Street over Cottage Grove Lake in the City of Green, Boston Mills Road over Cuyahoga River in Boston Township and Brandywine Road over Brandywine Creek in Northfield Center Township, Council Districts 1, 2, 4, 5, 7, and 8, at a cost not to exceed \$38,079.00, for the Engineer, and declaring an emergency.**

FRP Request By T. Tuskas

Local Public Agency Agreement (LPA Agreement)

Sponsor - Mr. Pry

(PW)

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

- *2010-473 **A Resolution confirming an award by the Board of Control of a professional service contract with Karl Rohrer Associates, Inc., for design services for the Emergency building and site repairs to the Oriana House Power Street facility, in Council District 4, in an amount not to exceed \$29,600.00, for the Executive's Department of Administrative Services, and declaring an emergency.**

FRP Request By J.Dodson

Sponsor - Mr. Pry

(PL)

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

- *2010-474 **A Resolution authorizing the County Executive to advertise for bids for the ABIA Demolition Project, including demolition of walls, asbestos, ceilings, floors, HVAC and electrical, in preparation of the reconstruction that will be bid at a later date, for an estimated total cost not to exceed \$663,800.00, for the Executive's Department of Administrative Services-Physical Plants, in Council District 4, and declaring an emergency.**

FRP Request By J.Dodson

Bid specs are available for review in the Council office.

Sponsor - Mr. Pry

(PL)

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

FIRST READINGS

- *2010-475 **A Resolution authorizing the County Executive to execute an agreement between the County, Summit County Port Authority (“Port Authority”) and Austen BioInnovation Institute in Akron (“ABIA”) whereby the Port Authority and/or ABIA will proceed with the demolition and asbestos abatement necessary for the ABIA Project, upon certain terms and conditions, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

FRP Request By J. Dodson

Sponsor - Mr. Pry (PL)

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

- 2010-476 **A Resolution, pursuant to Section 169.04(i) of the Codified Ordinances of the County of Summit, approving and adopting the Report on Staffing for calendar year 2011, for the Executive, and declaring an emergency.**

Exhibit A - Staffing Report

Sponsor - Mr. Pry (P&I)

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

- 2010-477 **A Resolution authorizing the County Executive to execute a Sanitary Sewer Billing and Bulk Rate Agreement with the City of Tallmadge (“City”), for a 20-year term, enabling the City of Tallmadge to bill Summit County sanitary sewer customers within City corporate boundaries, reimburse the County for those customers on a quarterly basis, and assume collections responsibilities, and to accept flow of sanitary sewage from certain areas within the City’s service area for 80% of the County’s user charges, for the Executive’s Department of Environmental Services, in Council District 6, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

- 2010-478 **A Resolution confirming an award by the Board of Control of a professional service contract with Lorain County Community College for research and planning assistance for stormwater facilitation, in an amount not to exceed \$46,090.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

FIRST READINGS

2010-479 **A Resolution of support for the Northeast Ohio Four County Regional Planning and Development Organization's ("NEFCO") 2011 Comprehensive Economic Development Strategy ("CEDS") Annual Performance Report, for the Executive, and declaring an emergency.**

Exhibit A

Sponsor - Mr. Pry (PL)

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

2010-480 **A Resolution authorizing the County Executive to execute a renewal (second of four) of a lease and addenda to the lease with United Disability Services, Inc., for approximately 1,280 square feet of space located at 264 South Arlington Street, Akron, Ohio, in Council District 4, for cafeteria operations, for a one-year term, from 11/20/10 through 11/19/11, with two options to renew for an additional one-year term, for rent of \$1.00 per year, for the Executive's Department of Law, and declaring an emergency.**

Exhibit A

Sponsor - Mr. Pry (PL)

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

2010-481 **A Resolution accepting and approving a resubdivision titled "Glencairn Forest Phase VII Re-Plat", located in Richfield Township, Council District 1, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.**

Mylar and Assessment Legislation associated with this item.

Sponsor - Mr. Pry (PL)

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

2010-482 **A Resolution revising the assessments for the residents of Glencairn Forest Phase VII Re-Plat, located in Richfield Township, Council District 1, for drainage maintenance, for the Engineer, and declaring an emergency.**

Exhibit A and 2010-481 Re-plat MYLAR associated with this legislation

Sponsor - Mr. Pry (PL)

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

FIRST READINGS

2010-483 **A Resolution authorizing the County Executive to execute an Agreement with the City of Cuyahoga Falls, setting forth the scope of duties, manner of performance and all essential terms and conditions whereby the County shall enforce Part Thirteen of the Codified Ordinances of the County of Summit, entitled “Building Code”, which incorporates the 2006 Residential Code of Ohio and the 2007 Ohio Building Code, on behalf of and within the territorial jurisdiction of the City of Cuyahoga Falls, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Cuyahoga Falls Ordinance number will be provided.

Sponsor - Mr. Pry

(PL)

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

2010-484 **A Resolution confirming an award by the Board of Control of a professional service contract with the County of Summit Juvenile Court for the IV-D provider contract, for the period 10/1/10 to 9/30/11, in an amount not to exceed \$157,194.87, 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

2010-485 **A Resolution confirming an award by the Board of Control of a professional service contract with CourtSmart Digital Systems, Inc., for annual maintenance of the digital recording system, for the period 11/1/10 to 10/31/11, and replacement of servers and encoders, as Best Practical Source, approved by the IT Board 11/9/10, in an amount not to exceed \$49,088.00, for the Common Pleas Court - Domestic Relations Division, and declaring an emergency.**

Sponsor - Mr. Pry

(PS)

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

2010-486 **A Resolution confirming an award by the Board of Control of a purchase contract with Cooks Direct, Inc., for Jail inmate kitchen equipment, in an amount not to exceed \$134,818.90, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

(PS)

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

FIRST READINGS

2010-487 **A Resolution confirming an award by the Board of Control of Change Order No. 4 for the Jail inmate medical contract, with Dr. Norman R. Johnson, aka Advanced Correctional Healthcare, Inc., in an amount not to exceed \$10,631.92 (increase), for a cumulative increase of \$59,317.21 (.0308%), for the Sheriff, and declaring an emergency.**

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

2010-488 **An Ordinance amending Section 198.03, entitled “Procurement Cards,” to eliminate the prohibition against the use of procurement cards for inter-agency purchases, for the Executive’s Department of Finance and Budget, and declaring an emergency.**

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

2010-489 **A Resolution confirming an award by the Board of Control of a purchase order with Akron Area YMCA for drop-in child care services at The Job Center for all, regardless of income, for the period 12/6/10 to 6/30/11, with two options to renew for a one-year period, in an amount not to exceed \$33,767.80, for the Executive’s Department of Job and Family Services, and declaring an emergency.**

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

2010-490 **A Resolution confirming an award by the Board of Control of a purchase order with Graphic Enterprises, Inc., for copier maintenance for 34 machines, for the period 11/1/10 to 10/31/11, in an amount not to exceed \$26,443.93, for the Executive’s Department of Job and Family Services, and declaring an emergency.**

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

2010-491 **A Resolution confirming an award by the Board of Control of a purchase order with American Government Services for installation and a three-year subscription to G*STARS Universal Customer Tracking System, for the period 12/1/10 to 11/30/13, approved by the IT Board 11/9/10, in an amount not to exceed \$65,000.00, for the Executive’s Department of Job and Family Services, and declaring an emergency.**

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

FIRST READINGS

2010-492 **A Resolution approving and adopting the 2011 full operating budget for the Children Services Board, the Alcohol, Drug Addiction and Mental Health Services Board, and the Board of Developmental Disabilities, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Mr. Pry (HS)

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

2010-493 **A Resolution confirming an award by the Board of Control of Change Order No. 2 with AT&T Mobility for wireless voice and data services, in an amount not to exceed \$80,000.00 (25% increase) and appropriating funds in the amount of \$80,000.00, for the Executive's Department of Communications, and declaring an emergency.**

Sponsor - Mr. Pry (F)

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

2010-494 **A Resolution confirming an award by the Board of Control of a professional service contract with Hurricane Labs, LLC, for Hurricane defense services and Check Point Software support, for the period 3/1/11 to 3/1/12, as Best Practical Source, approved by the IT Board 11/9/10, in the amount of \$15,000.00 for the Hurricane defense services, and \$15,348.00 for the Check Point software, for a total amount not to exceed \$30,348.00, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Mr. Pry (F)

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

2010-495 **A Resolution confirming an award by the Board of Control of a purchase order with Emerson Network Power for annual maintenance coverage for HVAC and power units, under State Term Pricing, approved by the IT Board 11/9/10, in an amount not to exceed \$32,669.04, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Mr. Pry (F)

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

2010-496 **A Resolution adjusting appropriations in the General Fund, the Building Standards Fund, the Animal Control Fund and the Department of Environmental Services-Sewer Fund, in an amount totaling \$320,897.00, in order to meet projected expenditures for the balance of 2010, for the Executive, and declaring an emergency.**

Sponsor - Mr. Pry (F)

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

FIRST READINGS

2010-497 **A Resolution approving and adopting the 2011 full operating budget for all funds, departments and agencies for the County of Summit, with the exception of the Children Services Board, the Alcohol, Drug Addiction and Mental Health Services Board, and the Board of Developmental Disabilities, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Mr. Pry

(F)

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

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-458 **A Resolution authorizing the County Executive to execute any documents necessary to accept an Allowable Cost Agreement for Title III/SBG Services funded through the Area Agency on Aging 10B Inc. (“AAOA”), in the amount of \$9,000.00, with a \$1,588.00 local cash match requirement, for the period 10/1/10 through 9/30/11, and appropriating the grant funds in the amount of \$9,000.00, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(P&I)

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

Personnel Committee recommends passage.

2010-459 **A Resolution confirming an award by the Board of Control of a professional service contract with Express Med Pharmacy Services, Inc., for the first renewal of three for pharmacy benefits manager services for operation of a mail-order and retail pharmacy on behalf of the County of Summit, for the period 1/1/11 to 12/31/11, in an amount not to exceed \$38,000.00 facility fee and 30% of the net profits generated, for the Executive’s Department of Insurance and Risk Management, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(P&I)

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

Personnel Committee recommends passage.

2010-460 **A Resolution confirming an award by the Board of Control of a professional service contract with Symmetric Insurance Agency, Inc. (formerly known as Visual Benefits Communication), for the first renewal of two for online employee benefits enrollment services, for the period 8/1/10 to 7/30/11, in an amount not to exceed \$1.20 per employee per month, for a total amount not to exceed \$56,000.00, for the Executive’s Department of Insurance and Risk Management, and declaring an emergency.**

Introduced: November 1, 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

2010-461 **A Resolution confirming an award by the Board of Control of a professional service contract with GPD Group for project management services for the construction of a communication tower for use with the 800 MHz system, in an amount not to exceed \$40,000.00, in Council District 1, for the Executive's Department of Administrative Services/Emergency Management Agency, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry (PS)

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

Public Safety Committee recommends passage.

2010-462 **A Resolution confirming an award by the Board of Control of a purchase order with MNJ Technologies for fifty HP Compaq 6000 computers, approved by the IT Board 10/12/10, under State Term Pricing, in an amount not to exceed \$35,214.50, for the Clerk of Courts Legal Division, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry (PS)

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

Public Safety Committee recommends passage.

2010-464 **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 \$30,807.06, with no local cash match requirement, available 10/1/10 through 9/30/13, and appropriating grant funds for expenditures through 12/31/10, for the Sheriff, and declaring an emergency.**

Introduced: November 1, 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

2010-465 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award from the Ohio Department of Public Safety, for a High Visibility Enforcement Overtime (“HVEO”) grant in the amount of \$71,087.00, with no local cash match requirement, for the period 10/1/10 to 9/30/11, and appropriating the grant funds for the period 10/1/10 through 12/31/10, for the Sheriff, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2010-467 **A Resolution confirming an award by the Board of Control of Change Order No. 1 with the International Institute of Akron, Inc., for refugee social services, for the period 7/1/10 to 6/30/11, as Best Practical Source, in an amount not to exceed \$78,771.00 (23% increase), for the Executive’s Department of Job and Family Services, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(HS)

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

Health and Human Services Committee recommends passage.

2010-468 **A Resolution authorizing the County Executive to execute a best practical source lease agreement, subject to the approval of the Board of Control, with the First Church of Christ, Scientist, Akron, Ohio, for 30 parking spaces located at 90 North Summit Street, Akron, Ohio 44308 (Parcel No. 6838617), in Council District 4, for rent in an amount not to exceed \$5.00 per space, or \$150.00 per month, for an annual rent not to exceed \$1,800.00, for a one-year term, from 12/1/10 through 11/30/11, with four options to renew for an additional one-year term, for the Executive’s Department of Job and Family Services, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(HS)

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

Health and Human Services Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-470 **A Resolution authorizing the exemption of the types of purchases stated in Section 177.23 of the Codified Ordinances of the County of Summit, entitled “Purchases not exceeding \$1,000.00,” from pre-certification of the availability of funds by the County Fiscal Office, effective from 1/1/11 through 12/31/11, for the Executive’s Department of Finance and Budget, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(F)

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

Finance Committee recommends passage.

2010-471 **A Resolution authorizing the County Executive to advertise for bids for the replacement of an electronic water control panel for the water system in the Village of Lakemore, for an estimated total cost not to exceed \$150,000.00, to be funded through the Community Development Block Grant (“CDBG”) Program, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Introduced: November 1, 2010

Bid specs available in Council Office

Sponsor - Mr. Pry and Mr. Poda

(P&I)

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

Personnel Committee recommends passage.

SECOND READINGS

2010-463 **A Resolution authorizing the County Executive to execute Addendum No. 1 to the Operating Agreement with Oriana House, Inc. (“Oriana”), for the operation of the Residential Correction Center, located at 222 Power Street, Akron, Ohio 44304, in Council District 4, to set off the costs of emergency building foundation repairs to be paid by Oriana against any potential purchase by Oriana of the Facility, for the Executive, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2010-466 **A Resolution appropriating additional funds and awards in the amount of \$5,259,187.00 through 12/31/10, for the Summit County Alcohol, Drug Addiction and Mental Health Services (“ADM”) Board, and declaring an emergency.**

Introduced: November 1, 2010

Sponsor - Mr. Pry

(HS)

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

Health and Human Services Committee recommends passage.