

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
September 27, 2010

A Caucus was held prior to the meeting to discuss Agenda items. Council members Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith were present.

Absent: Prentice

The following items were addressed before Council at the Caucus:

- 2010-406 Jason Dodson addressed this piece and gave Council a handout explaining appropriation analysis summary. He said this is a good fiscal tool for the county and the option that gives the best financial advantage to ensure bonds do not go into default. Nick Kostandaras agreed. Jon Poda also stated the importance of how it will save money. Gloria Rodgers had a question off the topic for Jason Dodson regarding the safety of the Job Center's entrance and exit and if the Fire and Building Departments had OK'd that. Jason Dodson said yes, it was OK'd by the departments. Gloria Rodgers also mentioned the tarps in the voting area and her concerns that they do not provide enough security and safety.
- 2010-409 Jason Dodson from the Executive's Office addressed Council on this First Reading Passage request regarding the emergency flood situation in the Job and Family Services Building. Pat Divoky from Job and Family Services handed out photos of the damage for Council to see. Nick Kostandaras asked if any asbestos was discovered. Jason Dodson replied that asbestos and air quality tests were performed and there was one section that originally was a potential issue but wound up being ok. Steve Zimmerman from Job and Family Services stated that air quality testing was done on Friday and was excellent.
- 2010-410 A. Bauer from the Court of Common Pleas originally requested First Reading Passage on this piece but was unable to attend the meeting. Jason Dodson filled in for him to provide Council with any details they may need.
- 2010-411 Steve Zimmerman from Job and Family Services addressed Council on this First Reading Passage Request regarding transferring funds to CSB. John Saros from CSB stated that this resolution was an outstanding example of sister agencies working together. Gloria Rodgers stated that this was basically a shuffling of money. John Saros thanked Pat Divoky and Russ Pry for their work and efforts.
- 2010-412 Steve Zimmerman from Job and Family Services addressed Council on this First Reading Passage Request which Committee was briefed on at last week's meeting. Nick Kostandaras stated that this is a very positive program and Ilene Shapiro stated that it is also very timely. It was also notated by Steve Zimmerman that the County received a 7% discount.
- 2010-413 Steve Zimmerman from Job and Family Services addressed Council on this First Reading Passage Request pertaining to providing merchandise cards for school supplies for TANF-eligible families from Staples. County received a 10% discount.
- 2010-414 Shelley Davis from the Fiscal Office addressed Council on this First Reading Passage Request regarding the need to hire an Assistant Director of Administration. Steve Reed is retiring and the Fiscal office would like the opportunity to cross train the new hire for three weeks as opposed to three days. Steve Reed is a Fiscal Officer 3 and will be replaced by the Assistant Director of Administration. John Schmidt asked what Reed's current salary is. Shelley Davis

stated the number is \$46,800. The new position to be filled will start at minimum, classified, at \$50,468. The staff report will be adjusted when the Budget is submitted.

- 2010-416 Nick Kostandaras wanted this piece to be changed to a First Reading Passage Request. He spoke about easements and Department of Environmental Services.
- 2010-426 Nick Kostandaras and Tim Crawford requested this piece to be changed to a First Reading Passage Request.
- 2010-428 Jerry Feeman addressed Council on this First Reading Passage request and described the dilemma facing residents with the possible closure of the Akron Post Office serving zip code 44305. Council of the Whole has been added as sponsor.
- 2010-432 This First Reading Passage request pertained to establishing the legal holidays for calendar year 2011. The Clerk of Council addressed Council on this housekeeping item. Council office has received many calls requesting the Holiday legislation for 2011. Courts need the calendar for scheduling of trials and pre-trials.
- M-044-2010 This motion regarding the Summit County Financial Sustainability Task Force was approved. Some of the appointments have been asked to attend the 10/4/10 Committee meeting.

The Council Regular Meeting was called to order at 05:50 PM in Council Chambers.

ROLL CALL- Present: Mr. Comunale, Mr. Crawford, Mr. Crossland, Mr. Feeman, Mr. Kostandaras, Mr. Poda, Mrs. Rodgers, Mr. Schmidt, Mrs. Shapiro, Mr. Smith; Absent: Mrs. Prentice

MINUTES FOR APPROVAL: Mr. Comunale moved to approve the minutes of the regular Council meeting(s) held September 13, 2010.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

10-0

ANNOUNCEMENT OF GENERAL INTEREST: None

ANNOUNCEMENT FROM EXECUTIVE: None

ANNOUNCEMENT OF OFFICEHOLDERS: None

MOTIONS FOR COUNCIL

M-038-2010 **A Motion of Council confirming the appointment of Mr. Phillip J. Montgomery (to replace Jeanne Fazio) to the County of Summit Alcohol, Drug Addiction & Mental Health Services Board.**

Movant - Mr. Poda

Mr. Schmidt moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice,

- Voice Vote:

Motion M-038-2010 was approved.

M-044-2010 **A Motion of Council confirming the appointments of Mr. Russell Pry, Ms. Ilene Shapiro, Mr. Nick Kostandaras, Mr. Jerry Feeman, Ms. Linda Phelps, Mr. Steven Kasarnich, Mr. Michael Nelson, Ms. Vivian Celeste Neal, Mr. David Luff, Mr. Joseph Gingo, Mr. Robert Cooper, and Mr. Scott Jaffe to the Summit County Financial Sustainability Task Force.**

Movant - Mr. Poda and Mrs. Shapiro

Mr. Schmidt moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Motion M-044-2010 was approved.

FIRST READINGS

2010-409 **A Resolution declaring the recent flood at 31-37 N. Main St., Akron, Ohio 44308 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 cleanup, renovation and restoration of that building without complying with the competitive bidding procedures of Chapter 177, for the Executive's Department of Job and Family Services and Administrative Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mrs. Shapiro moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-409 was adopted.

2010-410 **A Resolution adjusting existing appropriations by \$15,000.00 for the Psycho-Diagnostic Clinic, for the period through 12/31/10, for the Court of Common Pleas, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-410 was adopted.

2010-411 **A Resolution authorizing the Executive, through the Department of Job and Family Services, to transfer an amount not to exceed \$718,797.00 in TANF/Title XX funds to Summit County Children Services, and to execute any documents necessary to effectuate said transfer, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Smith moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-411 was adopted.

2010-412

A Resolution confirming an award by the Board of Control of a purchase order with Marketing Innovators dba JC Penney Incentive Sales, for merchandise cards for school clothing for TANF-eligible families with school-age children, in an amount not to exceed \$299,938.95, for the Executive's Department of Job and Family Services, and declaring an emergency.

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Smith moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-412 was adopted.

2010-413

A Resolution confirming an award by the Board of Control of a purchase order with Staples for merchandise cards for school supplies for TANF-eligible families with school-age children, and adults enrolled in higher education or vocational classes, in an amount not to exceed \$219,978.05, for the Executive's Department of Job and Family Services, and declaring an emergency.

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Smith moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-413 was adopted.

2010-414 **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 Fiscal Officer to effectuate a transfer of an internal non-general fund County employee into the non-bargaining, classified position of Assistant Director of Administration, up to the midpoint of the pay range for the position, for the Accounting Department of the Fiscal Officer, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Feeman moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-414 was adopted.

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.**

Sponsor - Mr. Pry

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

Committee First Readings

2010-416 **An Ordinance authorizing the County Executive to execute a partial release of sanitary sewer easement originally granted in the plat for Brandywine Preserve Phase Three and recorded in Reception No. 55106577 of the Summit County Records, a major subdivision located in Northfield Center Township, Council District 1, for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Comunale moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Ordinance 2010-416 was adopted.

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

2010-419 **A Resolution confirming an award by the Board of Control of a professional service contract with DLZ Ohio, Inc., for design services for the Summit County Traffic Access Management Manual Phase 1, in an amount not to exceed \$82,021.00, in Council Districts 1, 5 and 8, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

2010-426 **A Resolution authorizing the County Executive to pay Eric Yurchisin the sum of \$19,270.33 for costs of repair and restoration to the basement and loss of his personal property resulting from a sewer backup at his residence on 176 North Oakmont Road, Northfield, Ohio 44067, in Council District 1, for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry and Mr. Crawford

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Crossland moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-426 was adopted.

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.**

Sponsor - Mr. Pry

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

Committee First Readings

Mr. Crossland moved to amend the Agenda to add Late Filings.

Voice Vote on the motion

For: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

10-0

None

FIRST READINGS LATE FILINGS

2010-428 **A Resolution urging Congressman Tim Ryan, Senators George Voinovich and Sherrod Brown and Todd Hawkins, District Manager for the Northern Ohio District of the United States Postal Service (USPS), to stop the closure of the East Akron Post Office servicing zip code 44305, for the County of Summit Council and the County Executive, and declaring an emergency.**

Sponsor - Mr. Feeman, Mr. Schmidt, Mr. Pry and Council of the Whole

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Smith moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-428 was adopted.

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

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.**

Sponsor - Mr. Pry

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

Committee First Readings

2010-432 **A Resolution establishing legal holidays for non-bargaining County employees for the calendar year 2011, for the Executive’s Department of Human Resources, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Smith moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-432 was adopted.

Routine Agenda Motion(s)

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed

Mr. Crossland moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed

The Routine Agenda was adopted by a vote of 10-0.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2010-369 **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 Executive, Department of Environmental Services, to hire a total of two external persons into part-time, bargaining unit, Computer Monitor Aide positions, for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-369 was adopted.

2010-371 **A Resolution certifying deferred sewer tap-in fees to the Fiscal Officer, for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-371 was adopted.

2010-372 **A Resolution authorizing the County Executive to pay to Brian and Valerie Prong the amount of \$7,519.29 for costs incurred in the excavation and restoration of the sewer lateral, lawn and concrete at their residence at 1885 Clearbrook Drive, Stow, Ohio 44224, in Council District 3, for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-372 was adopted.

2010-373 **A Resolution to establish appropriations for the Fracture Critical Bridge Load Rating Project of \$166,163.00 into a separate capital project fund, including a local cash match from Motor Vehicle and Gas Tax funds of \$33,232.60, in Council Districts 1, 2, 4 and 7, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-373 was adopted.

2010-374 **A Resolution confirming an award by the Board of Control of Change Order No. 1 with CTI Consultants, Inc., for the Southwest Summit County Wastewater Study, in Council Districts 7 and 8, in an amount not to exceed \$52,555.00 (17.4% increase), for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry and Mr. Crawford

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

Resolution 2010-374 was adopted.

2010-375 **A Resolution confirming an award by the Board of Control of a construction contract with Wingfoot Rental & Development Company, Inc., for emergency repair to the Pump Station No. 6 sewer force main, in an amount not to exceed \$67,482.11, for the Executive's Department of Environmental Services, in Council District 3, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-375 was adopted.

2010-377 **A Resolution appropriating state funds received from the Ohio Department of Development (“ODOD”) for the Ohio Job Ready Sites (“JRS”) administrative costs, in the amount of \$10,000.00, through 12/31/10, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-377 was adopted.

2010-378 **A Resolution confirming an award by the Board of Control of a professional service contract with TC Architects for miscellaneous small project design services “as needed”, in an amount not to exceed \$30,000.00, in Council District 4, for the Executive’s Department of Administrative Services-Physical Plants, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-378 was adopted.

2010-379 **A Resolution confirming an award by the Board of Control of Change Order No. 3 for jail inmate medical services, with Dr. Norman R. Johnson, aka Advanced Correctional Healthcare, Inc., in an amount not to exceed \$2,136.34 (increase), for a cumulative increase of \$48,685.29 (.02528%), for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-379 was adopted.

2010-380 **A Resolution confirming an award by the Board of Control of a professional service contract with Norman R. Johnson, MD, aka Advanced Correctional Healthcare, Inc., for jail inmate medical services, for the period 1/1/11 to 12/31/11, with five options to renew for a one-year period, in an amount not to exceed \$2,043,598.28, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-380 was adopted.

2010-381 **A Resolution appropriating \$40,000.00 in funds available within the Medical Examiner's Laboratory Fund, through 12/31/10, for the Medical Examiner, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-381 was adopted.

2010-382 **A Resolution appropriating \$1,547.31 in federal and state grant funds received from Ohio Attorney General Victims of Crime Act ("VOCA") and State Victims Assistance Act ("SVAA") grants, for the fiscal year ending 9/30/10, for the Prosecutor and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-382 was adopted.

2010-383 **A Resolution authorizing the County Executive to execute any documents necessary to accept the 2010-2011 Victims of Crime Act ("VOCA") grant award, in the amount of \$34,434.00, with a local cash match requirement of \$ 11,478.00, for a total of \$45,912.00, and a 2010-2011 State Victims Assistance Act ("SVAA") grant award for \$3,286.00, with no local cash match requirement, both from the Ohio Office of the Attorney General, for the period 10/1/10 through 9/30/11, and appropriating the total of 2010-2011VOCA and SVAA funds in the amount of \$49,198.00, through 12/31/10, for the Juvenile Court, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-383 was adopted.

2010-384 **A Resolution authorizing the County Executive to execute any documents necessary to accept the award by the Ohio Emergency Management Agency of a Fiscal Year 2011 Statewide Search and Rescue Capability grant, for the period 7/1/10 through 6/30/11, in the amount of \$10,000.00, with no local cash match requirement, and appropriating these funds for Region 5 expenditures through 6/30/11, for the Executive's Department of Public Safety - Emergency Management Agency and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-384 was adopted.

2010-385 **A Resolution authorizing the County Executive to execute any documents necessary to accept the award by the Ohio Emergency Management Agency of a Fiscal Year 2007 State Homeland Security Program (“FY 2007 SHSP”) Talon Shield Exercise Award, for the period 6/1/10 through 10/31/10, in the amount of \$15,000.00, with no local cash match requirement, and appropriating these funds for Region 5 Talon Shield Exercise expenditures, for the Executive’s Department of Public Safety-Emergency Management Agency, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-385 was adopted.

2010-386 **A Resolution authorizing the County Executive to execute any documents necessary to accept the State Fiscal Year 2010 Emergency Management Performance Grant of federal reimbursement funds from the State of Ohio, Department of Public Safety, in the amount of \$173,449.00, and authorizing the expenditure of \$173,449.00 for the County’s 50% local cash match requirement, for the Executive’s Division of Public Safety - Emergency Management Agency, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-386 was adopted.

2010-387 **A Resolution confirming an award by the Board of Control of a purchase order with ELSAG North America for ten mobile license plate readers, under State Term Pricing, in an amount not to exceed \$170,000.00, for the Executive’s Department of Law - Division of Public Safety, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-387 was adopted.

2010-388 **A Resolution authorizing the County Executive to advertise for bids for kitchen equipment for the County of Summit Jail, for an estimated total cost not to exceed \$135,782.00, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-388 was adopted.

2010-389 **A Resolution authorizing the County Executive to execute a grant agreement and any other documents necessary to accept the award of a State Fiscal Year 2011 Law Enforcement Liaison Grant from the Ohio Department of Public Safety/Ohio Traffic Safety Office, in the amount of \$95,386.00, and confirming an award by the Board of Control of a professional service contract with Richard Beverley for law enforcement liaison services, as Sole Source, in an amount not to exceed \$85,090.00, for the period 10/1/10 to 9/30/11, and appropriating the full amount of the award of \$95,386.00, for the period 10/1/10 to 9/30/11, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-389 was adopted.

2010-390 **An amended Resolution confirming an award by the Board of Control of a purchase order with Motorola, Inc., for a service agreement for the 800 MHz Regional Radio System, for the period 9/1/10 to 8/31/11, with four options to renew for a one-year period, as Best Practical Source, in an amount not to exceed ~~\$110,675.28~~ \$99,607.75 for the Executive's Department of Law - Division of Public Safety, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-390 was adopted.

2010-394 **A Resolution confirming an award by the Board of Control of a purchase order with METRO Regional Transit Authority for payment of bus passes utilized by work-mandated clients, for the period 1/1/10 to 12/31/10, as Best Practical Source, in an amount not to exceed \$230,000.00, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-394 was adopted.

2010-396 **A Resolution confirming an award by the Board of Control of Change Order No. 1 with METRO Regional Transit Authority, for the second renewal of three, for non-emergency transportation services, for the period 10/1/09 to 9/30/10, in an amount not to exceed \$50,000.00 (20% increase), for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-396 was adopted.

2010-398 **A Resolution confirming an award by the Board of Control of a professional service contract for the third and final renewal of non-emergency transportation services with various providers, as per attached Exhibit A, for the period 10/1/10 to 9/30/11, for a total amount not to exceed \$691,000.00, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-398 was adopted.

2010-399 **A Resolution appropriating American Recovery and Reinvestment Act of 2009 ("ARRA") Workforce Investment Act ("WIA") Area 20 funds, received from the Ohio Department of Job and Family Services ("ODJFS"), in the amount of \$204,429.46, for the Rapid Response allocation, through 12/31/10, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-399 was adopted.

2010-400 **A Resolution authorizing the County Executive to execute any documents necessary to accept a revised State Fiscal Year ("SFY") 2011 One Stop Resource Sharing Allocation award for Workforce Investment Act ("WIA") Area 20, in the amount of \$204,429.00, in federal pass-through funds from the Ohio Department of Job and Family Services ("ODJFS"), with no local cash match requirement, effective 7/1/10 through 6/30/11, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-400 was adopted.

2010-402 **A Resolution appropriating two Workforce Investment Act ("WIA") National Emergency Grant ("NEG") awards received from the Ohio Department of Job and Family Services ("ODJFS"), including \$100,000.00 for the Workforce Investment Act National Emergency Grant OH-22 Replenishment Funds Allocation, and an additional \$302,030.00 American Recovery and Reinvestment Act of 2009 ("ARRA") grant for the current American Recovery and Reinvestment Act National Emergency Grant OH-19 Automotive Dual Enrollment program, through 12/31/10, for the Executive's Department of Job and Family Services and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-402 was adopted.

2010-403 **A Resolution confirming an award by the Board of Control of a purchase order for renewal of the ASP financial software service agreement with Sungard Public Sector, Inc., from 11/1/10 to 10/31/11, approved by the IT Board 9/7/10, in an amount not to exceed \$46,376.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-403 was adopted.

2010-404 **A Resolution confirming an award by the Board of Control of a purchase contract with Emdeon Business Services for the second and final renewal of the printing, stuffing and mailing for real estate, manufactured home tax bills and dog and kennel licenses, for the period 3/15/11 to 3/14/13, in an amount not to exceed \$470,856.40, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2010-404 was adopted.

SECOND READINGS

2010-406 **A Resolution authorizing the County's pledge of nontax revenues to pay the Nontax Revenue Bonds to be issued by the Summit County Port Authority to fund the County's contribution to costs of the Bridgestone Technical Center parking facility and skywalk, and authorizing the Executive to sign and deliver a supplement to the Cooperative Agreement for that project, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Feeman moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Shapiro, Smith

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2010-406 was adopted.

Presentation of New Business: None

Presentation of Petitions to address Council: None

Executive Session

Motion By:

Seconded By:

Motion Type: Roll Call

For:

Against:

Abstain:

Absent:

Outcome:

Call To Order:

Reason:

Adjournment: Council adjourned at 6:07 pm. The next regular meeting will be held October 18, 2010 at 5:30 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 27th day of September, 2010.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL