

**COUNTY OF SUMMIT**  
**REGULAR COUNCIL MEETING MINUTES**  
**May 2, 2011**

A Caucus was held prior to the meeting to discuss Agenda items. Council members Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro were present.

**NOTE FOR THE RECORD:**

Stanford Road Vacation Joint Petition of Sagamore Hills Township and Northfield Center Township filed on April 8, 2011 in the Council office. Public Hearing scheduled for May 16, 2011 at 5:30 p.m. A final Public Hearing scheduled for June 6, 2011.

Public Viewing was held April 27, 2011 at 2:00 p.m.

Pat Divoky and Brian Hoffman from the Department of Job and Family Services gave a financial presentation during Caucus. Council had numerous questions regarding TANF and Title XX funds. Brian Hoffman had a three page handout.

The following items were addressed before Council at the Caucus:

2011-176 Heidi Swindell from the Engineer's Office addressed this first reading passage request.

2011-177 Liz Mayer from Economic Development addressed this first reading passage request.

M-023-2011 Ms. Halter has been asked to attend the 5/9/11 Personnel Committee Meeting.

M-024-2011 None of the reappointments to the Humane Commission were asked to attend the 5/9/11 Personnel Committee Meeting.

M-025-2011 This motion replaced Cazzell Smith on Committees.

M-026-2011 This motion replaced Cazzell Smith on the Redistricting Committee.

M-027-2011 This motion was introduced during Caucus.

The Council Regular Meeting was called to order at 05:10 PM in Council Chambers.

ROLL CALL- Present: Mr. Comunale, Mr. Crawford, Mr. Feeman, Mr. Kostandaras, Ms. Kurt, Mrs. Lee, Mrs. Prentice, Mrs. Rodgers, Mr. Roemer, Mr. Schmidt, Mrs. Shapiro; Absent:

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MINUTES FOR APPROVAL: Mr. Kostandaras moved to approve the minutes of the regular Council meeting(s) held April 18, 2011.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

The minutes were approved 11-0

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ANNOUNCEMENT OF GENERAL INTEREST: None

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ANNOUNCEMENT FROM EXECUTIVE: None

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ANNOUNCEMENT OF OFFICEHOLDERS: None

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**MOTIONS FOR COUNCIL**

M-023-2011 **A Motion of Council confirming the appointment of Ms. Margaret Jordan Halter (to replace Milan Salchak) to the ADM Board.**

Movant - Mr. Feeman

Committee Motions for Committee

M-024-2011 **A Motion of Council confirming the reappointments of Mr. Edward Plotts, Ms. Lisa Holland-Toth, and Mr. Zachary Vierheller to the Humane Commission.**

Movant - Mr. Feeman

Mr. Kostandaras moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-024-2011 was approved.

**MOTIONS FOR COUNCIL LATE FILINGS**

**M-025-2011 A Motion of Council amending M-017-2011, replacing Cazzell Smith with Frank Comunale as the Chair of the Personnel Committee, and replacing Cazzell Smith with newly appointed Council member Tamela Lee to the committees of the Council of the County of Summit for the year 2011 of which Mr. Smith was a member. Tamela Lee will also replace Frank Comunale as Chair of Long-Term Planning.**

Movant - Mr. Feeman

Mr. Kostandaras moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-025-2011 was approved.

**M-026-2011 A Motion of Council amending M-020-2011 to replace Cazzell Smith with Sandra Kurt on the Redistricting Committee.**

Movant - Mr. Feeman

Mr. Kostandaras moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-026-2011 was approved.

**M-027-2011 A Motion of Council.**

Movant - Mr. Feeman

Mr. Crawford moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-027-2011 was approved.

**FIRST READINGS**

2011-176     **A Resolution authorizing the County Executive to advertise for bids for roadway engineering and construction projects, bridge engineering and construction projects, and pavement maintenance projects, for an estimated total cost not to exceed \$3,610,400.00, for the County Engineer’s 2011 Capital Improvement Program, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Ms. Kurt moved to recommend passage.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Ms. Kurt moved to recommend passage.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Resolution 2011-176 was adopted.

2011-177 **A Resolution authorizing the County Executive to execute a loan agreement with Seven Stories West, LLC, for an Energy Efficiency Conservation Block Grant Revolving Loan, for improvements at 429 North Hawkins Avenue, Akron, Ohio, in Council District 4, in an amount not to exceed \$100,000.00, and adjusting existing appropriation by \$6,636.00 within the Energy Efficiency Conservation Block Grant Fund (“EECBG”) appropriations for fiscal year 2011, 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

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, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Mrs. Shapiro moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Resolution 2011-177 was adopted.

2011-178 **A Resolution authorizing the County Executive to advertise for bids for a storm water system improvement project for the Village of Lakemore, for an estimated total cost not to exceed \$350,000.00, 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.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-179 **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 forty-two bridges throughout the County of Summit, in all Council Districts, at a cost not to exceed \$85,320.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-180 **A Resolution authorizing the County Executive to advertise for bids for rehabilitation of the Van Buren Road Bridge over the Tuscarawas River (FRA-060-0463), located in the City of Barberton and the City of New Franklin, in Council District 8, for an estimated total cost not to exceed \$832,400.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-181 **A Resolution authorizing the County Executive to execute Agreements of Cooperation for Pavement Maintenance and/or Marking with County of Summit municipal corporations that wish to participate in County pavement maintenance and pavement marking projects, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-182 **A Resolution authorizing the County Executive to establish the intersection of Riverview Road and Boston Mills Road in Boston Township, in Council District 1, as a four-way stop intersection for the period from 5/20/11 to 5/31/11, and thereafter reverting to a two-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 - Mr. Pry and Mr. Kostandaras

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

Mr. Kostandaras 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, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Mr. Kostandaras moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Resolution 2011-182 was adopted.

2011-183 **A Resolution confirming an award by the Board of Control of professional service contracts with various sub-recipient agencies, per attached Exhibit A, for housing rehabilitation assistance and new construction, in a total amount not to exceed \$530,000.00, 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

Committee First Readings

2011-184 **A Resolution accepting and approving a resubdivision titled "F. William Fuchs Allotment Replat", located in Coventry Township, in Council District 8, for the Executive-Planning Commission and the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-185 **A Resolution authorizing the County Executive to advertise for bids for a five-year full maintenance service agreement, for five elevators at the County of Summit Courthouse Complex, 209 South High Street, Akron, Ohio 44308, in Council District 4, for an estimated total cost not to exceed \$110,000.00, 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

Committee First Readings

2011-186 **A Resolution confirming an award by the Board of Control of a purchase order with Northland IT Solutions, for the first renewal of two, for the Jail Management System maintenance agreement, for the period 7/1/11 to 6/30/12, as Best Practical Source, approved by the IT Board 4/19/11, in Council District 4, in an amount not to exceed \$47,000.00, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-187 **A Resolution confirming an award by the Board of Control of a purchase order with DiamondBack Tactical for 20 S.W.A.T. vests with extra leg protection and hard armor stand-alone plates Level III, as Sole Source, in an amount not to exceed \$56,050.00, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-188 **A Resolution appropriating funds in the amount of \$3,500.00 in the Veterans Services Donations Fund, for the Veterans Service Commission, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-189 **A Resolution confirming an award by the Board of Control of a professional service contract with Tyler Technologies, Inc., for renewal of IAS software maintenance support, for the period 1/1/11 to 12/31/11, as Best Practical Source, approved by the IT Board 4/19/11, in an amount not to exceed \$153,620.00, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-190 **A resolution, subject to approval by the Board of Control, confirming the award of a professional service contract with the County of Summit Fiscal Office for IV-D provider services for processing cash payments for the period 7/1/2011 to 6/30/2012, in an amount not to exceed \$107,741.97 for the Prosecutor - Child Support Enforcement Agency, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

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

Voice Vote on the motion

For: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Agenda amended to add late filings 11-0

**FIRST READINGS LATE FILINGS**

2011-191     **A Resolution declaring it necessary to submit to the electors of the County of Summit the question of the renewal of an existing tax levy for the programs and services of the Summit County Board of Developmental Disabilities ("the CSBDD") and requesting the County Fiscal Officer to certify to the taxing authority the total current tax valuation of the County and the dollar amount of revenue that would be generated by a specified number of mills for the purpose of operating the programs, services, and facilities of the CSBDD, for the Board of Developmental Disabilities, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

**Routine Agenda Motion(s)**

Mr. Crawford 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, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed

Mr. Crawford moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed

The Routine Agenda was adopted 11-0

**ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE**

2011-164     **A Resolution authorizing the Executive to enter into agreements for the acquisition of a right-of-way for the improvement of the Northampton Road Bridge over Mud Run, located in the City of Cuyahoga Falls, Council District 3, at a cost not to exceed \$1,624.04, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-164 was adopted.

2011-165     **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.**

Sponsor - Mr. Pry and Mr. Kostandaras

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

Resolution 2011-165 was adopted.

2011-166     **A Resolution accepting and approving a resubdivision titled “Shadybrook Allotment Replat”, located in Springfield Township, Council District 8, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-166 was adopted.

2011-167 **A Resolution authorizing the Executive to execute an updated Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing, and encouraging communities throughout Summit County to sign the same, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry, Mrs. Shapiro & Mr. Feeman

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

Resolution 2011-167 was adopted.

2011-168 **A Resolution authorizing the County Executive to advertise for bids for a five-year full maintenance service agreement, for four elevators at the County of Summit Juvenile Court, 650 Dan Street, Akron, Ohio 44310, in Council District 2, for an estimated total cost not to exceed \$42,000.00, 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 2011-168 was adopted.

2011-169 **A Resolution authorizing the County Executive to execute, on behalf of the County Prosecutor's Child Support Enforcement Agency ("CSEA"), an Intergovernmental Agreement with Summit County Children Services ("SCCS") and any other documents necessary to transfer \$483,461.00 from the Tobacco Use Prevention and Control Foundation Endowment Fund allocation to CSEA for use during the period of July 1, 2010 through June 30, 2011 to fund CSEA's ongoing operations, for the Executive and Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-169 was adopted.

2011-170 **A Resolution authorizing the County Executive to execute a subgrant agreement with the Ohio Department of Job and Family Services ("ODJFS") for grants received by the County Prosecutor's Child Support Enforcement Agency ("CSEA") during State Fiscal Years ("SFY") 2012 and 2013 (7/1/11 to 6/30/13), for the Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-170 was adopted.

2011-171 **A Resolution confirming an award by the Board of Control of a purchase order with the City of Akron for maintenance costs required by the Interlocal Agreement for the 800 MHz Regional Radio System, in an amount not to exceed \$45,000.00, for the Executive's Department of Law - 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 2011-171 was adopted.

2011-172 **A Resolution authorizing the County Executive to execute a contract with Brite Computers, subject to the approval of the Information and Technology Board and the Board of Control, for the purchase of 60 Fujitsu Mobile Data Terminals for law enforcement agencies in Homeland Security Region 5, under the Western States Contracting Alliance ("WSCA") between Fujitsu and the State of Ohio, in an amount not to exceed \$201,960.00, which will be fully funded using the Fiscal Year 2008 Law Enforcement-State Homeland Security Program ("FY08 LE-SHSP") grant, for the Executive's Department of Law, Division of Public Safety-Justice Affairs, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-172 was adopted.

2011-173 **A Resolution authorizing the County Executive to execute any documents necessary to accept the award from the State of Ohio Department of Rehabilitation and Correction ("ODRC") through the Community Corrections Act ("CCA") of a 408 Grant for State Fiscal Year 2012, in the amount of \$448,759.00, with no local cash match requirement, for a community corrections program to be operated by the County Sheriff and Oriana House, Inc., for the period of July 1, 2011 through June 30, 2012, and appropriating grant funds, for the Executive's Department of Law, Division of Public Safety-Justice Affairs, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-173 was adopted.

2011-174     **A Resolution authorizing the County Executive to execute any documents necessary to accept the award from the State of Ohio Department of Rehabilitation and Correction (“ODRC”) through the Community Corrections Act (“CCA”) of a 407 Grant for State Fiscal Year 2012, in the amount of \$1,006,199.00, with no local cash match requirement, for a community corrections program to be operated by the County Adult Probation Department and Oriana House, Inc., for the period of July 1, 2011 through June 30, 2012, and appropriating grant funds, for the Executive’s Department of Law, Division of Public Safety-Justice Affairs, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-174 was adopted.

2011-175     **A Resolution increasing appropriations for the Office of Consumer Affairs in the amount of \$7,000.00 for the purchase of an office copier, and to cover operational expenses from a portion of the licensing fees collected for calendar year 2011, for the Office of Consumer Affairs, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2011-175 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 5:45 pm. The next regular meeting will be held May 16, 2011 at 5:00 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 2nd day of May, 2011.

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CLERK OF COUNCIL

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PRESIDENT OF COUNCIL