

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
July 30, 2012

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

Prentice was absent.

John Schmidt mentioned the Cuyahoga Falls Bicentennial Celebration kicking off Friday, August 3 at 5pm. He will be reading a proclamation at 5:30pm and encouraged all members to come out and attend.

The following items were addressed before Council at the Caucus:

- 2012-287 Heidi Swindell and Joe Paradise from the Engineer's Office addressed Council on this first reading passage request. The bridge is fixed and open, this is to pay for emergency repairs.
- 2012-288 Heidi Swindell and Joe Paradise from the Engineer's Office addressed Council on this first reading passage request. This project is 100% Federal funds and 46% local funds. This project is an upgrade for the strength and lifespan.
- 2012-289 Heidi Swindell and Joe Paradise from the Engineer's Office addressed Council on this first reading passage request. This project is 80% federally funded.
- 2012-290 Dave Horner from Juvenile Court addressed Council on this first reading passage request. These are pass through funds.
- 2012-291 Jason Dodson from the Executive's Office addressed this first reading passage request.
- 2012-292 Jason Dodson from the Executive's Office addressed this first reading passage request. This program is voluntary and will provide stability after the lock in for 7 years.

The Council Regular Meeting was called to order at 05:16 PM in Council Chambers.

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

MINUTES FOR APPROVAL: Mr. Crawford moved to approve the minutes of the regular Council meeting(s) held June 25, 2012.

Voice Vote on the motion.

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

Absent: Prentice

The minutes were approved 10-0.

ANNOUNCEMENT OF GENERAL INTEREST: None.

ANNOUNCEMENT FROM EXECUTIVE: None.

ANNOUNCEMENT OF OFFICEHOLDERS: None.

MOTIONS FOR COUNCIL

M-020-2012 A Motion of Council confirming the reappointments of Mr. Frederick G. Ayers and Mr. Aaron Wright to the Building Standards Board of Building Appeals.

Movant - Mr. Feeman

Mr. Kostandaras moved to approve.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Motion M-020-2012 was approved.

M-021-2012 A Motion of Council confirming the appointments and reappointments of Mr. Jeffrey M. Ferguson (to replace Judythe Hummel), Mr. Matthew Rish, Ms. Sheri B. Schulte, Ms. Sherry Scheeler, Mr. Douglas M. Romstadt, Mr. Terrence H. Martell (to replace Michael LeHere), Mr. S. Joseph Hinkle (to replace Tina Myles), Mr. Kyle J. Klawitter, Mr. Robert E. Chess, Mr. Thomas Hastings, to the Summit Workforce Solutions Board of Directors.

Movant - Mr. Feeman

Mr. Kostandaras moved to approve.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Motion M-021-2012 was approved.

M-022-2012 A Motion of Council confirming the reappointments of Ms. Connie Krauss, Ms. Lerryn Campbell, Mr. Malcolm Costa, Mr. William P. Crooks, Mr. Kevin G. Daley, Ms. Marcia Doane, Ms. Melissa M. Grank, Ms. Patricia L. Gorbach, Ms. Pamela A. Hawkins, Mr. Brent Hendren, Mr. Kyle Kutuchief, Mr. Daniel J. Leslie, Mr. Paul G. Magnus, Mr. Rick McIntosh, M. Ed., Mr. Stanley Silverman, Mr. Benjamin H. Moore to the Summit/Medina Workforce Investment Board.

Movant - Mr. Feeman

Mr. Kostandaras moved to approve.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Motion M-022-2012 was approved.

FIRST READINGS

2012-287 **A Resolution declaring the recent structural damage discovered on the Harrington Road Bridge, located in the City of Akron, in Council District 8 to be an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and confirming an award by the Board of Control of a construction contract, without competitive bidding, with J.D. Williamson Construction Company, Inc., to make emergency temporary repairs to the Bridge, in an amount not to exceed \$30,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Ms. Kurt 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, Rodgers, Roemer, Schmidt, Shapiro

Absent: Prentice

Motion passed - Voice Vote: 10-0

Ms. Kurt moved to adopt.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2012-287 was adopted.

2012-288 **A Resolution confirming an award by the Board of Control of a purchase contract with Karvo Paving Company for the Akron-Peninsula Road resurfacing improvement project, in Council District 1, and appropriating the amount of \$829,997.07, for the period ending 12/31/12, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry, Mr. Kostandaras

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

Ms. Kurt 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, Rodgers, Roemer, Schmidt, Shapiro

Absent: Prentice

Motion passed - Voice Vote: 10-0

Ms. Kurt moved to adopt.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2012-288 was adopted.

2012-289 **A Resolution authorizing the County Executive to execute a Local Public Agency agreement with the State of Ohio, through the Ohio Department of Transportation, for the improvement of Riverview Road, located in Boston Township, Council District 1, at a cost not to exceed \$920,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry, Mr. Kostandaras

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

Ms. Kurt 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, Rodgers, Roemer, Schmidt, Shapiro

Absent: Prentice

Motion passed - Voice Vote: 10-0

Ms. Kurt moved to adopt.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2012-289 was adopted.

2012-290

A Resolution confirming an award by the Board of Control for the renewal (one of one) of various professional service contracts for behavioral health and juvenile justice grant services, with various providers per attached Exhibit A, for the period 7/1/12 to 6/30/13, in a total amount not to exceed \$243,700.00, for the Court of Common Pleas - Juvenile Division, 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, Feeman, Kostandaras, Kurt, Lee, Rodgers, Roemer, Schmidt, Shapiro

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2012-290 was adopted.

2012-291

An Ordinance amending Section 183.02 of the Codified Ordinances of County of Summit, entitled “Summit County Budget Commission,” to provide that the Summit County Budget Commission shall consist of the County Executive, County Fiscal Officer and County Prosecutor, and ratifying all votes taken by the Commission since June 17, 2002, for the Executive, and declaring an emergency.

Sponsor - Mr. Pry

Staff Contact: Kent Starks, (330) 643-2074, kstarks@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, Rodgers, Roemer, Schmidt, Shapiro

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Kostandaras moved to adopt.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Ordinance 2012-291 was adopted.

2012-292 **A Resolution endorsing FirstEnergy Solutions Corp.'s Price Stability Program offer to customers of the County of Summit's opt-out electricity aggregation program to lock-in electric rates through an individual contract at a fixed price of \$0.07 per kilowatt hour for a seven-year term, and authorizing the County Executive to execute any documents necessary to provide the County of Summit's endorsement of the program, for the Executive, and declaring an emergency.**

Sponsor - Mr. Pry and Council of the Whole

Staff Contact: Kent Starks, (330) 643-2074, kstarks@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, Rodgers, Roemer, Schmidt, Shapiro

Absent: Prentice

Motion passed - Voice Vote: 10-0

Mr. Kostandaras moved to adopt.

Voice Vote on the motion.

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

Absent: Prentice

Motion passed - Voice Vote: 10-0

Resolution 2012-292 was adopted.

2012-293 **A Resolution to appropriate funds for the Bridge Load Rating Project Round Four into a separate capital project fund, including a local match from Motor Vehicle and Gas Tax funds, in the amount of \$26,268.80, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-294 **A Resolution accepting and approving a resubdivision titled "Yellow Creek Heights Replat No. 1", located in Bath Township, Council District 1, for the Executive-Planning Commission and the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

- 2012-295 **A Resolution accepting and approving a resubdivision titled “Ridgewood Crossing No. 2 Replat,” located in Copley Township, Council District 5, for the Executive-Planning Commission and the Engineer, and declaring an emergency.**
- Sponsor - Mr. Pry
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings
- 2012-296 **A Resolution accepting the recommendations of the Tax Incentives Review Council regarding various enterprise zone agreements within the County of Summit, in Council Districts 1, 2, 3, 6, 7 and 8, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**
- Sponsor - Mr. Pry
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings
- 2012-297 **A Resolution authorizing the County Executive to make payment to the U.S. Department of Housing in the amount of \$130,470.00 out of Housing Advisory Board funds to satisfy any claim relating to the expenditure of funds to Envision Builders, Inc., and/or Northern Summit County Community Development Corporation pertaining to the acquisition of 12 parcels of land in Twinsburg Township, in calendar year 2003, for development of low-to-moderate income housing, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**
- Sponsor - Mr. Pry
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- Committee First Readings
- 2012-298 **A Resolution adjusting existing appropriations by \$11,929.00 within the Federal Fiscal Year 2012 Victims of Crime Act and the State Victims Assistance Act Grant Program, for the period 10/1/11 through 9/30/12, for the Prosecutor, and declaring an emergency.**
- Sponsor - Mr. Pry
Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net
- Committee First Readings
- 2012-299 **A Resolution adjusting existing appropriations by \$2000.00 in the 2009 Juvenile Assistance Grant through the American Recovery and Reinvestment Act of 2009 grant fund from the City of Akron, for the fiscal year ending 12/31/12, for the Sheriff, and declaring an emergency.**
- Sponsor - Mr. Pry
Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net
- Committee First Readings

2012-300 **A Resolution confirming an award by the Board of Control of a lease agreement with Enterprise Fleet Management for four vehicles, for the period 9/1/12 through 8/31/14, as Best Practical Source, in an amount not to exceed \$42,026.40, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-301 **A Resolution confirming an award by the Board of Control of a professional service contract with CGI Technologies, Inc., for an annual software support agreement to support the new court management system, for the period 8/1/12 through 7/31/13, as Sole Source, approved by the IT Board 7/24/12, in an amount not to exceed \$79,341.00, for the Clerk of Courts, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-302 **A Resolution adjusting existing appropriations by \$125,000.00 in the State Fiscal Year 2012 Reclaim Ohio grant fund, for the period ending 6/30/12, for the Court of Common Pleas - Juvenile Division, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-303 **A Resolution confirming an award by the Board of Control of a professional service contract with the County of Summit Fiscal Office for reimbursement of payment collection services for IV-D provider contracts, for the period 7/1/12 through 6/30/13, in an amount not to exceed \$87,157.22, 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

2012-304 **A Resolution appropriating additional funds within the Psycho-Diagnostic Clinic Fund, in the amount of \$9,776.00, and within the Adult Probation Services Revenue Fund, in the amount of \$160,000.00, and within the General Division Special Projects Fund, in the amount of \$250,000.00, for a grand total of \$419,776.00, through 12/31/12, for Court of Common Pleas General Division, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-305 **A Resolution confirming an award by the Board of Control of a professional service contract with The University of Akron Training Center for Fire and Hazardous Materials for professional services to support the Summit County Special Operations Response Team, in an amount not to exceed \$26,200.00, for the Executive's Department of Law, Insurance and Risk Management-Emergency Management Agency, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-306 **A Resolution confirming the award by the Board of Control of a purchase contract with VT Hackney for a hazardous materials emergency support vehicle, in an amount not to exceed \$256,643.00, for the Executive's Department of Law, Insurance and Risk Management, 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

2012-307 **A Resolution confirming an award by the Board of Control of a renewal of a purchase contract (second and final) with Brinks for armored car services for various county departments, for a one-year period, in an amount not to exceed \$2,724.02 per month, for a total amount not to exceed \$32,688.24, for the Executive's Department of Finance and Budget - Purchasing, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-308 **A Resolution adjusting existing appropriations, in the amount of \$41,500.00, in the Internal Audit Service Fund in the 2012 operating budget, through 12/31/12, for the County of Summit Internal Audit Department, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-309 **A Resolution amending and increasing appropriations for the Summit County Board of Elections and providing a 2012 full operating budget for the Summit County Board of Elections in the amount of \$6,164,250, for the Executive's Department of Finance and Budget, 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, Rodgers, Roemer, Schmidt, Shapiro

Absent: Prentice

The late filings were added to the agenda 10-0.

FIRST READINGS LATE FILINGS

2012-310 **A Resolution authorizing the County Executive to enter into a sub-recipient agreement with the Summit County Land Reutilization Corporation for the administration of the Moving Ohio Forward Grant Program funds and further authorizing the County Executive to enter into sub-recipient agreements with the political subdivisions within Summit County that will be utilizing said funds, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

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 5:35 pm. The next regular meeting will be held August 13, 2012 at 5:00 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 30th day of July, 2012.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL