

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
March 28, 2016

A Caucus was held prior to the meeting to discuss Agenda items. Council members Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite were present.

Mr. Donofrio, Mr. Kostandaras and Mrs. Lee were absent.

The following items were addressed before Council at the Caucus:

- 2016-098 Jason Dodson addressed Council on this amended legislation.
- 2016-099 Jason Dodson addressed Council on this amended legislation.
- 2016-104 Steve Zimmerman from the Department of Job & Family Services addressed Council on this first reading passage request.

The Council Regular Meeting was called to order at 04:39 PM in Council Chambers.

ROLL CALL- Present: Mr. Crawford, Mr. Feeman, Mrs. Prentice, Mrs. Rodgers, Mr. Schmidt, Mrs. Shapiro, Ms. Walters, Mr. Wilhite; Absent: Mr. Donofrio, Mr. Kostandaras, Mrs. Lee

MINUTES FOR APPROVAL: Mr. Feeman moved to approve the minutes of the regular Council meeting(s) held March 14, 2016.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

The Minutes were approved 8-0.

ANNOUNCEMENT OF GENERAL INTEREST: None.

ANNOUNCEMENT FROM EXECUTIVE: None.

ANNOUNCEMENT OF OFFICEHOLDERS: None.

MOTIONS FOR COUNCIL

M-017-2016 **A Motion of Council confirming the appointment of Ms. Sandra Hamad (replacing Christopher J. Hamad, Sr.) to the Akron/Summit Convention & Visitors Bureau Board of Trustees.**

Movant - Ms. Shapiro

Mr. Feeman moved to approve.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Motion M-017-2016 was approved..

M-018-2016 A Motion of Council confirming the appointment of Ms. Julie Berbari as an alternate to Mr. Tim Crawford (replacing Joan Hug-Anderson as alternate) to the Western Reserve Resource Conservation and Development Council.

Movant - Ms. Shapiro

Mrs. Prentice moved to approve.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Motion M-018-2016 was approved.

M-019-2016 A Motion of Council confirming the appointment of Mr. Jeff Wilhite as an alternate to Ms. Ilene Shapiro (replacing Frank Comunale as alternate) to the Summit County Land Reutilization Corporation Board.

Movant - Ms. Shapiro

Mr. Schmidt moved to approve.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Motion M-019-2016 was approved.

FIRST READINGS

2016-103 **A Resolution confirming an award by the Board of Control of a five-year lease/purchase agreement with U.S. Bancorp Government Leasing and Finance, Inc., for equipment for the County Executive's Department of Sanitary Sewer Services supplied by Jack Doheny Companies, Inc., under State Term pricing, for a total amount not to exceed \$423,473.35, and authorizing the Executive to dispose of said equipment pursuant to Section 177.18(e) of the Codified Ordinances of the County of Summit at the end of the five-year lease/purchase term, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-104 **A Resolution rescinding Resolution No. 2015-226, and authorizing the Executive to execute a letter notifying the Ohio Department of Job and Family Services of the County of Summit's withdrawal of its application to designate Local Workforce Area 2 as the Counties of Summit, Medina and Portage and notifying the State that Local Workforce Area 2 will remain only Summit and Medina Counties for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Mrs. Prentice moved to adopt.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Resolution 2016-104 was adopted.

2016-105 **A Resolution appropriating the amount of \$1,500,000.00 in stop loss reserve funds for calendar year 2016, for the Executive's Department of Law, Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-106 **A Resolution confirming an award by the Board of Control authorizing the purchase of contracts for various types of insurance, for a one-year term, from 4/15/16 through 4/14/17, in an amount not to exceed \$825,932.00, payable through Wichert Insurance Services, Inc., dba Wichert Insurance, as a Best Practical Source, for the Executive's Department of Law, Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-107 **A Resolution transferring funds from the County Engineer's Motor Vehicle Gas Tax Fund to the Engineer's Community Rotary Fund and appropriating funds, in the amount of \$236,224.52, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-108 **A Resolution authorizing the County Executive to execute a Local Public Agency agreement with the State of Ohio Department of Transportation for replacement of the Home Avenue Bridge over the Little Cuyahoga, at a net cost to the County not to exceed \$324,520.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-109 **A Resolution adjusting existing appropriations for a construction contract with Kenmore Construction Co., for the East North Street Bridge over the Little Cuyahoga River Replacement Project, in an amount not to exceed \$41,812.32, and appropriating funds in calendar year 2016 for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-110 **A Resolution revising the assessments for the parcels of West Bath Estates for drainage maintenance, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-111 **A Resolution accepting and approving a resubdivision titled “West Bath Estates Replat No. 2”, 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

2016-112 **A Resolution revising the assessments for the parcels of Twinsburg Industrial Park Phase IV-B for drainage maintenance, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-113 **A Resolution accepting and approving a resubdivision titled “Twinsburg Industrial Park Subdivision Phase IV-A & Phase IV-B Replat No. 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

2016-114 **A Resolution confirming an award by the Board of Control of a purchase contract with Montrose Ford, Inc., for five new vehicles, under CUE pricing, in a total amount not to exceed \$99,709.70, for the Executive’s Department of Community and Economic Development-Building Standards Division, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-115 **A Resolution confirming the Board of Control award of a real estate purchase agreement with Craig DeLorenzo, for the sale of County real property located on Leewood Dr., Stow, Ohio 44224, Parcel No. 5605954, in Council District 3, for the amount of \$1,750.00, for the Executive, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-116 **A Resolution adjusting existing appropriations, in the amount of \$509.80, within the Forensic Pathology Training Grant under the Paul Coverdell National Forensic Sciences Improvement Act of 2000, for the period 10/1/15 to 9/30/16, for the Executive - Department of the Medical Examiner, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-117 **A Resolution confirming an award by the Board of Control of a general encumbrance for deputy uniform allowances for Fiscal Year 2016 with any vendor approved by the Sheriff's Office Uniform Allowance Committee, in a total amount not to exceed \$391,767.00, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-118 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award from the Ohio Department of Job and Family Services of a 2016 Summer Youth Employment Program grant of Temporary Assistance for Needy Families funds, for the period 5/1/16 through 8/31/16, in the amount of \$1,960,706.00, with no local cash match requirement, and appropriating grant funds, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2016-119 **A Resolution authorizing the Executive to execute a real estate sales agreement and any other necessary documents with the Summit County Land Reutilization Corporation for certain real property located at 921 Sherman Street, Akron, OH 44311, Parcel No. 6752060, and additional adjacent vacant land identified as Parcel Nos. 6731329 and 6839324, in Council District 5, for the Executive's Department of Law, Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

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

Voice Vote on the motion

For: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

The Late Filings were added to the Agenda 8-0.

FIRST READINGS LATE FILINGS

2016-120 **A Resolution authorizing the County Executive to execute a grant agreement with the Development Finance Authority of Summit County for a grant in the amount of \$177,000.00 for calendar year 2016, 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

2016-121 **A Resolution authorizing the Executive to execute a deferral agreement with the Development Finance Authority of Summit County to defer payments under a Loan Agreement and Promissory Note dated March 31, 2011, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

Routine Agenda Motion(s)

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: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed

Mr. Feeman moved to adopt.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed

The Routine Agenda was adopted 8-0.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2016-088 **A Resolution enacting a 2.25% salary increase for current non-bargaining, classified and unclassified employees of the County Council, Executive, Fiscal Officer, Prosecutor, Sheriff, Clerk of Courts, Engineer, Internal Audit Department, Office of Information Technology and Human Resource Commission, effective April 1, 2016, for the Executive's Department of Human Resources, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-088 was adopted.

2016-089 **A Resolution amending Resolution No. 2014-173 to authorize the County Executive to apply for and enter into a Water Pollution Control Loan Fund loan agreement in an amount not to exceed \$1,333,342.50 for the Pump Station No. 6 Sewer Force Main Replacement Phase 3 Project Q-325-3, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-089 was adopted.

2016-090 **A Resolution authorizing the County Executive to advertise for bids for the purchase of 2 tandem axle cab and chassis dump trucks, for an estimated total cost not to exceed \$250,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-090 was adopted.

2016-091 **A Resolution authorizing the County Executive to advertise for bids for the purchase of miscellaneous road and ditch maintenance materials, for an estimated total cost not to exceed \$186,600.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-091 was adopted.

2016-092 **A Resolution confirming an award by the Board of Control of a purchase contract with Concord Road Equipment Mfg., Inc., under State Term pricing, for various equipment for 2 dump trucks, in an amount not to exceed \$171,463.42, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-092 was adopted.

2016-093 **A Resolution authorizing the County Executive to advertise for bids for the Children Services Administration Building Roof Replacement Project, for an estimated cost not to exceed \$240,000.00, for the Executive's Department of Administrative Services-Physical Plants, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-093 was adopted.

2016-094 **A Resolution approving and authorizing the County Executive to execute and submit the Community Development Block Grant and HOME Investment Partnership Program 2016 Action Plan to the U.S. Department of Housing and Urban Development for program year 2016 and authorizing the Executive to execute the 2016 Community Development Block Grant and HOME Investment Partnership Program contracts, 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

Resolution 2016-094 was adopted.

2016-095 **A Resolution appropriating funds in the amount of \$749,016.00 in carryover grant balances in various funds for calendar year 2016, 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

Resolution 2016-095 was adopted.

2016-096 **A Resolution authorizing the County Executive to execute a quit-claim deed to transfer certain County-owned real property located at 1770 Second Street, Cuyahoga Falls, Ohio, 44221, in Council District 2, and identified as Parcel Nos. 0201293 and 0201291 in the Summit County Records, to the Summit County Alcohol, Drug Addiction & Mental Health Services Board, for the Executive, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-096 was adopted.

2016-097 **A Resolution authorizing the County Executive to execute a real estate purchase agreement with Rubber City Arches Land Co., LLC, as a Best Practical Source, subject to the approval of the Board of Control, for the purchase of real property at 492 and 500 Grant St., Akron, OH 44311. Council District 4, Parcel No. 6858833, for the purchase price of \$510,000.00 plus closing costs as set forth in the agreement, and appropriating funds, for the Executive's Department of Law, Insurance and Risk Management, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-097 was adopted.

2016-100 **A Resolution authorizing the County Executive to advertise for bids for a vendor to provide payroll services for the 2016 Summer Youth Employment Program, for the period of 5/1/16 to 9/30/16, for an estimated total cost not to exceed \$2,372,500.00, for the Executive’s Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-100 was adopted.

2016-101 **A Resolution confirming the award by the Board of Control of a purchase order with BA Merchant Services, Inc., as Best Practical Source, for monthly merchant service fees charged to the County for purchases made by the public using credit cards, in a total aggregate amount not to exceed \$150,000.00 in calendar year 2016, for the Clerk of Courts, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-101 was adopted.

2016-102 **A Resolution confirming the award by the Board of Control of a purchase order with Federal Express Corporation, as Best Practical Source, for delivery of service of process ordered by the Court of Common Pleas - General Division, in a total aggregate amount not to exceed \$100,000.00 in calendar year 2016, for the Clerk of Courts, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2016-102 was adopted.

SECOND READINGS

2016-098 **An amended Resolution authorizing the County Executive to execute a 60-month lease/purchase agreement with ~~Graphic Enterprises Office Solutions, Inc., De Lage Landen Public Finance, LLC~~, subject to the approval of the Board of Control, for office equipment and software licenses supplied by Graphic Enterprises Office Solutions, Inc., in an amount not to exceed \$74,700.00, for the Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry

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

Mr. Schmidt moved to amend.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

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: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Resolution 2016-098 was adopted.

2016-099

An amended Resolution authorizing the County Executive to execute a 60-month lease with DeLage Landen Public Finance, LLC through Graphic Enterprises Office Solutions, Inc., subject to the approval of the Board of Control, for office equipment and software licenses, in an amount not to exceed \$55,980.00, for the Prosecutor-Child Support Enforcement Agency, and declaring an emergency.

Sponsor - Mr. Pry

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

Mr. Schmidt moved to amend.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

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: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

Yes: Crawford, Feeman, Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite

Absent: Donofrio, Kostandaras, Lee

Motion passed - Voice Vote: 8-0

Resolution 2016-099 was adopted.

Presentation of New Business: None.

Presentation of Petitions to address Council: None.

Executive Session

Motion By: Mr. Crawford

Seconded By: Mrs. Rodgers

Motion Type: Roll Call

For: Mr. Crawford, Mr. Feeman, Mrs. Prentice, Mrs. Rodgers, Mr. Schmidt, Mrs. Shapiro, Ms. Walters, Mr. Wilhite

Against:

Abstain:

Absent: Mr. Donofrio, Mr. Kostandaras, Mrs. Lee

Outcome:

Call To Order: 4:51 PM

Reason: to discuss pending litigation

Adjournment: Council adjourned at 5:40 pm. The next regular meeting will be held April 11, 2016 at 4:30 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 28th day of March, 2016.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL