

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
October 7, 2019

A Caucus was held prior to the meeting to discuss Agenda items. Council members Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite were present.

Doug Piekarz, President and CEO of the Akron Zoo presented the Annual Report to Council.

The following items were addressed before Council at the Caucus:

- 2019-386 Bill Holland from the Sheriff's Office and Brian Nelsen from the Executive's Office addressed Council on this first reading passage request.
 - 2019-387 Brian Nelsen from the Executive's Office addressed Council on this first reading passage request.
 - 2019-388 Brian Nelsen from the Executive's Office addressed Council on this first reading passage request.
 - 2019-389 Nicole Mullet from Akron Art's Now addressed Council on this first reading passage request.
 - 2019-397 Council President Wilhite addressed Council on this first reading passage request.
- M-032-2019 This motion will be discussed in Committee on October 21, 2019.

The Council Regular Meeting was called to order at 05:17 PM in Council Chambers.

ROLL CALL- Present: Mr. Dickinson, Mr. Donofrio, Mr. Feeman, Mr. Hamilton, Mr. Koehler, Mrs. McKenney, Mrs. Prentice, Mrs. Rodgers, Mr. Schmidt, Ms. Walters, Mr. Wilhite; Absent:

MINUTES FOR APPROVAL: Mr. Schmidt moved to approve the minutes of the regular Council meeting(s) held September 23, 2019.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

The Minutes were approved 11-0

ANNOUNCEMENT OF GENERAL INTEREST: None.

ANNOUNCEMENT FROM EXECUTIVE: None.

ANNOUNCEMENT OF OFFICEHOLDERS: None.

MOTIONS FOR COUNCIL

M-032-2019 **A Motion amending the Council Rules by adding section 13.01, entitled *Miscellaneous* and section 13.01 (A) requiring approval through a Motion of Council prior to any expense being incurred by a Member of Council for the purposes of travel.**

Movant - Mr. Schmidt

Committee First Readings

M-033-2019 **A Motion of Council confirming the appointment of Ms. Diane Miller-Dawson (with alternate Deborah Matz) to the Summit/Akron Solid Waste Management Authority Board of Trustees.**

Movant - Mr. Wilhite

Ms. Walters moved to approve.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Motion M-033-2019 was approved.

FIRST READINGS

2019-386 **A Resolution authorizing the County Executive to execute any documents necessary to accept various grant awards as set forth in Exhibit A, for the Sheriff, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

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

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Hamilton moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2019-386 was adopted.

2019-387 **A Resolution declaring the month of October 2019 as Breast Cancer Awareness Month in Summit County, recognizing the many losses of family members and friends to breast cancer, celebrating our survivors and their courage, emphasizing the need for more early detection and finding a cure and encouraging the residents of Summit County to join in this acknowledgement by wearing pink on October 18, 2019, for the Council and the Executive, and declaring an emergency.**

Sponsor - Ms. Shapiro and Council of the Whole

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: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mrs. Prentice moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2019-387 was adopted.

2019-388 **A Resolution adjusting appropriations totaling \$24,685.18 and increasing appropriations totaling \$2,102,831.64 in order to meet projected expenditures for the balance of 2019 as set forth in Exhibit A, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

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

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Donofrio moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2019-388 was adopted.

2019-389 **A Resolution declaring the month of October 2019 as National Arts and Humanities Month in Summit County, for the Executive, and declaring an emergency.**

Sponsor - Ms. Shapiro, Council of the Whole

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

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

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2019-389 was adopted.

2019-390 **A Resolution confirming an award by the Board of Control of a purchase contract with Concord Road Equipment Mfg., Inc. for the purchase of two hook lift skid anti-ice/de-icing truck mounted tank sprayer systems at state term pricing, in an amount not to exceed \$59,419.56, for the Engineer, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Committee First Readings

2019-391 **A Resolution authorizing the County Executive to execute an intergovernmental agreement and any related necessary documents with the Ohio Department of Transportation for the sale of a portion of County real property (Parcel Nos. 6708887 and 6709658), which is the location of the County Engineer's Main Office at 538 East South St., Akron, Ohio 44311, in Council District 4, for a total amount of \$655.00, for the Executive, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Committee First Readings

2019-392 **A Resolution authorizing the County Executive to advertise for bids for an HVAC upgrade project at the Medical Examiner's Office using a Project Labor Agreement, in Council District 4, for an estimated total cost not to exceed \$805,000.00, for the Executive's Department of Administrative Services-Physical Plants Division, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Committee First Readings

2019-393 **A Resolution authorizing the County Executive to execute a one-year renewal (first of four) of a lease agreement and an addendum to the lease agreement with United Disability Services, Inc. for space located at Summit County Children Services, in Council District 4, for cafeteria operations, from 11/20/19 through 11/19/20, for the Executive's Department of Law and Risk Management, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Committee First Readings

2019-394 **A Resolution confirming an award by the Board of Control of a purchase contract with Gov Connection, Inc., for the purchase of Mobile Data Terminals as lowest responsive and responsible bidder, in an amount not to exceed \$220,801.14, for the Executive's Department of Law and Risk Management-Division of Public Safety, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Committee First Readings

2019-395 **A Resolution confirming an award by the Board of Control of a professional service contract to Maximus Consulting Services, Inc., as a Best Practical Source, to provide consulting services for a cost allocation plan, for a three-year term, from 1/1/20 through 12/31/22, in an amount not to exceed \$57,000.00, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Committee First Readings

2019-396 **A Resolution declaring it necessary to levy a tax outside the ten-mill limitation in order to provide sufficient funds to the Akron Zoological Park to maintain and operate the Akron Zoo, to develop the Akron Zoo, and to provide for the acquisition, disposition and care of animals to be exhibited at the Akron Zoo, by the renewal of an existing tax levy of eight-tenths (0.8) of a mill with an increase of four-tenths (0.4) of a mill, to constitute a tax levy of one and two-tenths (1.2) mills, for a duration of ten years, and requesting the County Fiscal Officer to certify to the County Council the total current tax valuation of the County and the dollar amount of revenue that would be generated by the proposed tax levy for the Executive and Council and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Committee First Readings

2019-397 **A Resolution amending Resolution 2019-315 revising the membership of the Summit County Nursing Homes and Facilities Task Force, for the County Council and the Executive, and declaring an emergency.**

Sponsor - Mr. Wilhite

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

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

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Dickinson moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2019-397 was adopted.

Routine Agenda Motion(s)

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

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed

Mr. Dickinson moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed

The Routine Agenda was adopted 11-0.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2019-372 **A Resolution confirming an award by the Board of Control of Change Order No. 1 to a professional service contract with Arcadis U.S., Inc., for general engineering, right-of-way acquisition, and environmental consultation services, in an amount not to exceed \$75,000.00 (cumulative increase of 50%), for a total amount not to exceed \$225,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-372 was adopted.

2019-373 **A Resolution authorizing the County Executive to execute a renewal (third of four) of a lease with Bath Township for salt storage facilities at 3879 Ira Road, Akron, Ohio 44333, for a one-year term, from 11/1/19 to 10/31/20, in an amount not to exceed \$7,200.00, for the Engineer, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-373 was adopted.

2019-374 **A Resolution confirming an award by the Board of Control of a construction contract with Lockhart Concrete Co. in an amount not to exceed \$624,460.00 for the construction of the Indian Creek Exposed Sanitary Sewer Project Q-180 - Contract 2 (the "Project") located in the City of Macedonia, in Council District 1, and authorizing the County Executive to apply for and execute a Cooperative Agreement with the Ohio Water Development Authority for a loan in an amount not to exceed \$686,906.00 to fund the Project, and appropriating funds, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-374 was adopted.

2019-375 **A Resolution appropriating additional funds, in the amount of \$22,961.26, for additional costs related to a construction contract with North Bay Construction, Inc., for the installation of a standby generator at the North River Road pump station #53, located in the City of Stow, in Council District 3, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-375 was adopted.

2019-376 **A Resolution authorizing the County Executive to apply for and execute Water Pollution Control Loan Fund loan agreements for the funding of the design and construction of various sanitary sewer improvement projects being performed Countywide, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-376 was adopted.

2019-377 **A Resolution adjusting existing appropriations in a total amount of \$100,000.00, for the Executive's Department of Sanitary Sewer Services-Division of Building Standards, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-377 was adopted.

2019-378 **A Resolution ratifying the Executive's execution of a Term Sheet between the County, Zulia Development, Inc. and the Summit County Land Reutilization Corporation for the sale by the County of Parcel No. 6842394, located at 150 East South Street, Akron, Ohio in Council District 4, for \$285,000.00, and authorizing the Executive to execute a real estate purchase agreement with the Summit County Land Reutilization Corporation for the sale and transfer of Parcel No. 6842394, and such other agreements and documents necessary to consummate the transactions contemplated in the Term Sheet, upon terms substantially similar to and not materially adverse to the County, for the Executive's Department of Law and Risk Management, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-378 was adopted.

2019-379 **A Resolution confirming an award by the Board of Control of a purchase contract with Environmental Systems Research Institute, Inc. (Esri), as a Sole Source, for software maintenance, including technical support and software upgrades, for ArcGIS products, for a one-year term, from 10/31/19 through 10/30/20, in an amount not to exceed \$57,404.00, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-379 was adopted.

2019-380 **A Resolution pursuant to Section 177.13 of the Codified Ordinances of the County of Summit, authorizing purchases by the Court of Common Pleas-General Division, Adult Probation Department, subject to the approval of the Board of Control, from the Community Health Center, as a Best Practical Source, for drug screen testing services, in a total aggregate amount not to exceed \$100,000.00, in calendar year 2019, for the Court of Common Pleas-General Division, Adult Probation Department, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-380 was adopted.

2019-381 **An amended Resolution confirming an award by the Board of Control of a professional service contract with the Battered Women's Shelter of Summit and Medina Counties for Adult Protective Services social worker support, after hours call response, emergency shelter services and triage/stability team services, for a one-year term, from 10/1/19 through 9/30/20, in an amount not to exceed ~~\$100,000.00~~ \$293,000.00, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-381 was adopted.

2019-382 **An amended Resolution authorizing the County Executive to execute an intergovernmental agreement with the Summit County Combined General Health District dba Summit County Public Health for Adult Protective Services for nurse and sanitarian services for a one-year term, from 10/1/19 through 9/30/20, in an amount not to exceed ~~\$293,000.00~~ \$100,000.00, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-382 was adopted.

2019-383 **A Resolution confirming an award by the Board of Control of a purchase contract with Graphic Enterprises Office Solutions, Inc., at State Term Pricing, for maintenance, service, parts, equipment and related supplies for copy machines and eCopy scanner units, for a one-year term, from 11/1/19 through 10/31/20, in an amount not to exceed \$52,952.74, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

Resolution 2019-383 was adopted.

SECOND READINGS

2019-384 **A Resolution accepting the amounts and rates as determined by the Budget Commission, authorizing the necessary tax levies and certifying them for tax year 2019/collection year 2020 to the County Fiscal Officer, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

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

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Donofrio moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2019-384 was adopted.

2019-385 **A Resolution requesting the County Fiscal Officer to advance all tax levy funds for tax year 2019/collection year 2020 to the County of Summit, pursuant to Section 321.34 of the Ohio Revised Code, for the Executive's Department of Finance and Budget, and declaring an emergency.**

Sponsor - Ms. Shapiro

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

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

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Donofrio moved to adopt.

Voice Vote on the motion.

Yes: Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2019-385 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 5:35 pm. The next regular meeting will be held October 28, 2019 at 4:30 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 7th day of October, 2019.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL