

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
November 5, 2012

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.

The following items were addressed before Council at the Caucus:

- 2012-425 Denise DiNapoli from the Prosecutor's Office addressed Council for this first reading passage request.
- 2012-426 Deb Matz from the Law Department addressed Council for this first reading passage request. This will ratify an issue due to unfinished construction work.
- M-036-2012 Mr. Jeff Lynch was present at Council to discuss his business background in relation to his appointment to the Akron/Summit Convention & Visitor Bureau Board of Trustees.

The Council Regular Meeting was called to order at 05:16 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:

MINUTES FOR APPROVAL: Mr. Comunale moved to approve the minutes of the regular Council meeting(s) held October 22, 2012.

Voice Vote on the motion.

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

The minutes were approved 11-0.

ANNOUNCEMENT OF GENERAL INTEREST: None

ANNOUNCEMENT FROM EXECUTIVE: None

ANNOUNCEMENT OF OFFICEHOLDERS: None

MOTIONS FOR COUNCIL

M-036-2012 **A Motion of Council confirming the appointment of Mr. Jeff Lynch (to replace Robert Trammell) to the Akron/Summit Convention & Visitors Bureau Board of Trustees.**

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-036-2012 was approved.

MOTIONS FOR COUNCIL LATE FILINGS

M-037-2012 A Motion of Council confirming the appointment of Ms. Deanna Horrigan (to replace Margaret Halter) and Mr. Joseph P. Saporito (to replace David Martin) and reappointing Mr. Saporito to the ADM Board.

Movant - Mr. Feeman

Committee Motions for Committee

FIRST READINGS

2012-425 **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 Prosecutor to hire one external person into a part-time, classified, Secretary I position, to fill a vacant position, working 34 hours per week at a rate of \$10.95 per hour, the minimum pay rate for the position, for the Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry

Staff Contact: Mark Potter, (330) 643-2726, 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, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Mr. Comunale 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 2012-425 was adopted.

2012-426

A Resolution declaring the improper completion of construction at the Blazey Center of Summit County Children Services to be an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and ratifying the County Executive's agreement with Ver-Dick Builders, Inc. to repair improper work and complete unfinished work at the Center without complying with the competitive bidding procedures of Chapter 177 of the Codified Ordinances of the County of Summit, in Council District 4, for the Executive's Department of Administrative Services and Summit County Children Services, and declaring an emergency.

Sponsor - Mr. Pry

Staff Contact: Mark Potter, (330) 643-2726, 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 2012-426 was adopted.

2012-427

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 to hire externally one person into a full-time, bargaining, classified, Electronic Instrument Technician position, at an hourly rate not to exceed \$20.77, for the Executive's Department of Environmental Services and declaring an emergency.

Sponsor - Mr. Pry

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

Committee First Readings

2012-428

A Resolution establishing the compensation of the County of Summit Human Resource Commission members at an annual salary of \$7,800.00, with no fringe benefits, to be paid in 26 equal payments, for the Executive, and declaring an emergency.

Sponsor - Mr. Pry

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

Committee First Readings

2012-429 **A Resolution confirming an award by the Board of Control of a construction contract with Karvo Paving for Part 1 of the Riverview Road Resurfacing Project, in Council District 1, as lowest responsive and responsible bidder, and appropriating an amount not to exceed \$812,598.34, for the period ending December 31, 2012, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-430 **A Resolution accepting and approving a resubdivision titled “Montrose Park Subdivision Replat,” located in Copley Township, in 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

2012-431 **A Resolution accepting and approving a resubdivision titled “River Heights Second Addition Replat No. 1,” 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) 643-2726, mpotter@summitoh.net

Committee First Readings

2012-432 **A Resolution confirming an award by the Board of Control of a professional service contract with CourtSmart Digital Systems, Inc., for annual maintenance and support of the court’s digital recording system, for the period 11/1/12 through 10/31/13, as Best Practical Source, approved by the IT Board 10/16/12, in an amount not to exceed \$49,088.00, for the Court of Common Pleas - Domestic Relations Division, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-433 **A Resolution confirming an award by the Board of Control of a professional service contract with the County of Summit Juvenile Court for its IV-D provider contract to reimburse the Juvenile Court for expenses directly related to magistrate services relative to IV-D matters, for the period 10/1/12 through 9/30/13, in an amount not to exceed \$113,513.50, for the Prosecutor’s Child Support Enforcement Agency, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

- 2012-434 **A Resolution appropriating funds for the Juvenile Court Clerk Fees fund in the amount of \$10,000.00 through 12/31/12, 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
- 2012-435 **A Resolution confirming an award by the Board of Control of a purchase order with MNJ Technologies for 60 desktop computers and monitors, under State Term Pricing, passed by the IT Board 10/16/12, in an amount not to exceed \$48,921.00, 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
- Committee First Readings
- 2012-436 **A Resolution confirming an award by the Board of Control of a renewal (second of four) of a lease agreement with First Church of Christ, Scientist, for 30 parking spaces located at 90 North Summit Street, Akron, Ohio 44308, in Council District 4, for the period 12/1/12 through 11/30/13, in an amount not to exceed \$1,800.00, 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
- Committee First Readings
- 2012-437 **A Resolution confirming an award by the Board of Control of Change Order No. 1 to a professional service contract with Language Line Services, Inc., for client translation services, for the period 3/1/12 through 5/31/13, in an amount not to exceed \$17,500.00 (70% increase), 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
- 2012-438 **A Resolution authorizing the County Executive to execute agreements and extensions to existing agreements with various local employers for participation and reimbursement through the Subsidized Employment Program, for the period 10/1/12 through 9/30/13, utilizing formulary Temporary Assistance to Needy Families funds, in a collective amount not to exceed \$500,000.00, 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
- 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

The late filings were added to the agenda 11-0.

FIRST READINGS LATE FILINGS

2012-439 **A Resolution authorizing the County Executive to execute a first renewal to an agreement with the Portage County Combined General Health District for back-up plumbing inspection services, to be provided upon request by either county, at a rate of \$71.53 per hour, plus mileage reimbursement at \$.55 per mile and business expenses, for the period of 1/1/13 to 12/31/13, for the Executive’s Department of Community and Economic Development, Division of Building Standards, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2012-440 **A Resolution authorizing the issuance and sale of bonds in the aggregate maximum principal amount of \$19,000,000, for the purpose of refunding certain maturities of general obligation bonds issued in 2002 and 2003, 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

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

2012-381 **A Resolution approving the general plan of sewerage known as the Clinton Master Sewer Plan, declaring that the improvements in accordance with the Plan are necessary for the preservation and promotion of the public health and welfare, determining that special assessments shall be levied and collected to pay the cost of the improvements in accordance with the Plan, and directing the Executive to prepare detailed plans, specifications, and estimates of cost for the construction of sanitary sewer pursuant to the Plan, together with tentative assessments of the cost based on the estimates, located in District 7, for the Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry and Mr. Crawford

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

Resolution 2012-381 was adopted.

2012-403 **A Resolution authorizing the County Executive's Department of Law, Insurance and Risk Management, to make expenditures, in an amount not to exceed \$7,500.00, for hospitality items incurred in providing training sessions to be held in 2012, 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 2012-403 was adopted.

2012-404 **A Resolution confirming an award by the Board of Control of a professional service contract with Ease@Work for Employee Assistance Program services for County employees, for the period 1/1/13 through 12/31/13, with two options to renew for an additional one-year term, for an amount not to exceed \$15.50 per employee per year, for a total amount not to exceed \$95,000.00, 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 2012-404 was adopted.

2012-405 **A Resolution authorizing a purchase contract with BP to provide vehicle fuel for fleet operations in an amount not to exceed \$11,000.00, for an aggregate fiscal year total of \$36,000.00, for the Executive's Department of Environmental Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-405 was adopted.

2012-406 **A Resolution confirming an award by the Board of Control of Change Order No. 1 to a professional service contract with Wolf Creek Engineering and Contracting for the Cleveland Massillon Road over Hudson Run Bridge Replacement Project, in Council District 7, in an amount not to exceed \$58,798.00 (6.8% increase), for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-406 was adopted.

2012-407 **A Resolution confirming an award by the Board of Control of a purchase contract with the City of Akron for the Collier Road Resurfacing Project, in Council District 5, in an amount not to exceed \$145,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-407 was adopted.

2012-408 **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 the Everett Ranger Station parking lot, located in Boston Township, Council District 1, at a cost not to exceed \$90,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-408 was adopted.

2012-409 **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 Cleveland Massillon Road, located in Bath Township, Council District 1, at a cost not to exceed \$1,000,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-409 was adopted.

2012-410 **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 \$498,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-410 was adopted.

2012-411 **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 \$550,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-411 was adopted.

2012-412 **A Resolution authorizing the County Executive to execute any documents necessary to accept the award from the City of Akron of a Lead Hazard Reduction Demonstration Grant Program, for a three-year period ending June 14, 2014, in the amount of \$67,500.00, with no local cash match requirement, 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 2012-412 was adopted.

2012-413 **A Resolution confirming an award by the Board of Control of a professional service contract with Neighborhood Development Services for housing rehabilitation assistance and new construction in Summit County but outside the cities of Akron, Barberton and Cuyahoga Falls, in an amount not to exceed \$46,500.00 per unit, for a total amount not to exceed \$93,000.00, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-413 was adopted.

2012-414 **A Resolution confirming an award by the Board of Control of a purchase order with Montrose Ford for two 2013 Ford Fusion vehicles, under CUE pricing, in an amount not to exceed \$39,912.88, for the Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-414 was adopted.

2012-415 **A Resolution confirming an award by the Board of Control of a purchase contract with Pro-Tech for twenty vests and twenty leg chaps for SWAT, under State Term Pricing, in an amount not to exceed \$40,992.80, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-415 was adopted.

2012-416 **A Resolution authorizing the County Executive to execute a purchase contract renewal (first of three) with ICSolutions, for inmate pay phone services at the County of Summit Jail, for the period 7/15/12 through 7/14/13, at a commission rate of 70%, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-416 was adopted.

2012-417 **A Resolution confirming an award by the Board of Control of a professional service contract with Proware, Inc., for maintenance and support for the Court of Common Pleas case management system, as Best Practical Source, approved by the IT Board 10/16/12, in an amount not to exceed \$147,587.00, for the Court of Common Pleas, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-417 was adopted.

2012-418 **A Resolution confirming an award by the Board of Control of a professional service contract with Children's Hospital Medical Center of Akron, Division of Adolescent Medicine, to provide physician and medical services for the Court of Common Pleas - Juvenile Division, for the period 1/1/13 through 12/31/13, in an amount not to exceed \$204,406.00, 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

Resolution 2012-418 was adopted.

2012-419 **A Resolution confirming an award by the Board of Control of a professional service contract with Greenleaf Family Center, as Sole Source, for work activities assessment services, for the period 10/1/12 through 9/30/13, in an amount not to exceed \$431,628.00, 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 2012-419 was adopted.

2012-420 **A Resolution confirming an award by the Board of Control of a professional service contract renewal (first and final) with Securitas Security Services USA, Inc., for armed security services for 2013, in an amount not to exceed \$25,480.00, for the Veterans Services Commission, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-420 was adopted.

2012-422 **A Resolution confirming an award by the Board of Control of a purchase order with Emerson Network Power for preventative maintenance coverage for the UPS system, for the period 1/27/13 through 1/26/15, under State Term Pricing, approved by the IT Board 10/16/12, in an amount not to exceed \$27,904.00, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-422 was adopted.

2012-423 **A Resolution confirming an award by the Board of Control of a professional service contract with Hurricane Labs, LLC, for annual maintenance and software support for the period 3/1/13 through 3/1/14, as Best Practical Source, approved by the IT Board 10/16/12, for Hurricane Defense maintenance in an amount not to exceed \$16,200.00, and Check Point support renewal, in an amount not to exceed \$18,308.00, for a total amount not to exceed \$35,003.00, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Resolution 2012-423 was adopted.

2012-424 **A Resolution authorizing the County Executive to execute a Revolving Loan Fund Agreement with Cascade Capital Corporation, 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 2012-424 was adopted.

SECOND READINGS

2012-421 **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 2013 to the County Fiscal Officer, 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

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 2012-421 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 5:26 pm. The next regular meeting will be held November 26, 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 5th day of November, 2012.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL