

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
April 12, 2021

The meeting held on April 12, 2021 was conducted remotely pursuant to the authority in House Bill 404.

Donna Skoda from Summit County Public Health updated Council on COVID-19.

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

The following items were addressed before Council at the Caucus:

- 2021-097 Diane Miller Dawson from the Department of Finance & Budget addressed Council on this first reading passage request.
- 2021-112 Deb Matz from the Executive's Law Department addressed Council on this first reading passage request.
- 2021-113 Mark Potter from the Council Office addressed Council on this first reading passage request.
- 2021-114 Mark Potter from the Council Office addressed Council on this first reading passage request.
- M-023-2021 Detective Cuckler was present as a new appointment to the Child Fatality Review Board.
- M-025-2021 Chief Armsey was present as a new appointment to the Criminal Justice Advisory Board.
- M-026-2021 Bryan Herschel was present as a new appointment to the Tax Incentives Review Council.
- M-027-2021 Bryan Herschel was present as a new appointment to the AMATS Policy Committee.

The Council Regular Meeting was called to order at 04:52 PM in Council Chambers.

ROLL CALL- Present: Mrs. Darrow, Mr. DeVitis, Mr. Dickinson, Mr. Donofrio, Mr. Feeman, Mrs. McKenney, Mrs. Rodgers, Mr. Schmidt, Mrs. Sims, Ms. Walters, Mr. Wilhite; Absent:

MINUTES FOR APPROVAL: Mrs. Sims moved to approve the minutes of the regular Council meeting(s) held March 29, 2021.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, 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-023-2021 **A Motion of Council confirming the reappointments of Mr. Michael Altvater, Prosecutor Sherri Bevan Walsh (with Chelsea Bollin as alternate), Ms. Aimee Budnik (with Dennis Kirimi as alternate), Ms. Karen Frantz, Ms. Dawn Glenny (with Michelle Watkins as alternate), Mr. David Horner, District Chief Joseph Natko (with Lt. Joseph Shumaker as alternate), Mr. Greg Peacock, Ms. Lori Pesci (with Greta Johnson as alternate), Mr. Michael Rinn, Ms. Gloria Rodgers, Ms. Donna Skoda (with Tonya Block as alternate), Ms. Sandra Waino, Ms. Rashara Walker and the appointments of Detective Daniel Cuckler (with Captain Scott Cottle as alternate - replacing Brian Breeden), Judge Susan Baker Ross (with Kerri Defibaugh as alternate - replacing Judge Alison McCarty) to the Child Fatality Review Board.**

Movant - Ms. Walters

Mr. Feeman moved to approve.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Motion M-023-2021 was approved.

M-024-2021 **A Motion of Council confirming the reappointment of Mr. William Rich to the Akron-County of Summit Public Library Board of Trustees.**

Movant - Ms. Walters

Mr. Schmidt moved to approve.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Motion M-024-2021 was approved.

M-025-2021 **A Motion of Council confirming the appointments of Judge Ron Cable (replacing Judge Jon Oldham) and Chief Rick Armsey (replacing Matt Paulino) to the Criminal Justice Advisory Board.**

Movant - Ms. Walters

Mr. Dickinson moved to approve.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Motion M-025-2021 was approved.

M-026-2021 **A Motion of Council confirming the appointment of Mr. Bryan Herschel (replacing Connie Krauss) to the Tax Incentives Review Council.**

Movant - Ms. Walters

Mr. Schmidt moved to approve.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Motion M-026-2021 was approved

M-027-2021 **A Motion of Council confirming the appointment of Mr. Bryan Herschel (replacing Connie Krauss) to the Akron Metropolitan Area Transportation Study (AMATS) Policy Committee.**

Movant - Ms. Walters

Mr. Wilhite moved to approve.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Motion M-027-2021 was approved.

FIRST READINGS

2021-097 **A Resolution appropriating funds totaling \$1,901,842.66 in order to meet projected expenditures for the balance of 2021 as set forth in Exhibit A, for the Executive’s Department of Finance and Budget, and declaring an emergency.**

Sponsor - Executive 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: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Donofrio moved to adopt.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2021-097 was adopted.

2021-098 **A Resolution confirming the award by the Board of Control of a construction contract with Chagrin Valley Paving, Inc. for the 2021 Summit County 441 Asphalt Concrete (448) Resurfacing Program-North, in an amount not to exceed \$1,987,606.70, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-099 **A Resolution confirming the award by the Board of Control of a construction contract with Barbicas Construction Co. for the 2021 Summit County 441 Asphalt Concrete (448) Resurfacing Program-South, in an amount not to exceed \$1,713,336.91, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-100 **A Resolution confirming the award by the Board of Control of a renewal (first of three) of a professional service contract with Emerald Environmental, Inc. for Assessed Subdivisions District 2 Evaluation, Planning and Vegetative Control Services, in Council Districts 5 and 8, in an amount not to exceed \$73,500.00, for the Engineer and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-101 **A Resolution confirming the award by the Board of Control of a renewal (first of two) of a professional service contract with Davey Resource Group for Assessed Subdivisions, District 1 Evaluation, Planning and Vegetative Control Services, in Council Districts 1, 4, and 5, in an amount not to exceed \$99,960.00, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-102 **A Resolution confirming the award by the Board of Control of a construction contract with Karvo Companies, Inc., for the Boston Mills Road Phase 2 Project, located in Council District 1, in an amount not to exceed \$922,860.63, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-103 **A Resolution confirming an award by the Board of Control of a purchase contract with Truck Country of Indiana, Inc., for a Tri-Axle Mac aluminum dump trailer in an amount not to exceed \$62,516.00, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-104 **A Resolution authorizing the Executive to execute any agreements, memorandums of understanding or other necessary related documents to participate with the Village of Mogadore in applying for Ohio Public Works Commission funding for the Sunrise Boulevard East, West Avenue and Pearl Avenue Reconstruction Project, located in the Village of Mogadore, in Council District 8, at a cost to the County not to exceed \$75,000.00, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-105 **A Resolution declaring the failure in the Pump Station #4 force main, located in Hudson, in Council District 3, an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and confirming the award by the Board of Control of a construction contract with H.M. Miller Construction Co., in an amount not to exceed \$62,641.12, for an emergency repair to the force main, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-106 **A Resolution authorizing the Executive to execute a grant agreement with the Akron Metropolitan Housing Authority in the amount of \$100,000.00 as part of a local community match, for the Fiscal Year 2020 U.S. Department of Housing and Urban Development Choice Neighborhoods Program, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro, Ms. Sims

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

Committee First Readings

2021-107 **A Resolution approving and authorizing the Executive to execute and submit the Community Development Block Grant and HOME Investment Partnership Program 2021 Action Plan to the U.S. Department of Housing and Urban Development for program year 2021 and authorizing the Executive to execute the 2021 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 - Executive Shapiro

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

Committee First Readings

2021-108 **A Resolution authorizing the Executive to execute and enter into a renewal (first of one) of a sublease agreement to sublease 1,652 square feet of office space on the 2nd floor of 1180 S. Main St., Akron, Ohio 44311 to the Summit Soil and Water Conservation District, for the Executive's Department of Law and Risk Management, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-109 **A Resolution authorizing the Executive to execute and enter into a sublease agreement to sublease 1,891 square feet of office space on the 2nd floor of 1180 S. Main St., Akron, Ohio 44311 to the Summit County Land Reutilization Corporation, aka Summit County Land Bank, for the Executive's Department of Law and Risk Management, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-110 **A Resolution authorizing the Executive to repay Community Corrections Act grant funds to the Ohio Department of Rehabilitation and Correction in the total amount of \$110,760.83, for the Executive's Department of Law and Risk Management – Division of Public Safety, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-111 **A Resolution confirming the award by the Board of Control of a professional service contract with Ward & Associates for appraisal services for the valuation of commercial, industrial, and exempt buildings considered new or altered, and land splits of the same classification, for the 2021 real estate tax year, in an amount not to exceed \$109,500.00, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2021-112 **An Ordinance amending Section 1307.08 of the Codified Ordinances of the County of Summit entitled "Accessory Structure Permit Fees," to Exempt Nonprofit Corporations, Organized under Section 501(c)(3) of Title 26 of the United States Code and other governmental entities, subject to the discretion of the Law Director, from the Payment of Permit Fees for Tents, for the Executive's Department of Law and Risk Management and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Mark Potter, (330) 643-2726, mpotter@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: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Ordinance 2021-112 was adopted.

2021-113 **A Resolution rescinding Resolution 2021-096, which set a public hearing for a petition for annexation filed with the Council Office March 26, 2021 and cancelling the aforementioned public hearing date scheduled for May 10, 2021, for Council, and declaring an emergency.**

Sponsor - Ms. Walters

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

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

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mrs. Sims moved to adopt.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2021-113 was adopted.

2021-114 **A Resolution setting a date for this Council, pursuant to Chapter 709.02, 709.021 and 709.023 of the Ohio Revised Code and Section 125.01(i) of the Codified Ordinances of the County of Summit, to conduct a public hearing to consider the annexation of 118.7873 acres of land in Richfield Township to the Village of Richfield, for Council, and declaring an emergency.**

Sponsor - Ms. Walters

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

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

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Mrs. Sims moved to adopt.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed - Voice Vote: 11-0

Resolution 2021-114 was adopted.

Routine Agenda Motion(s)

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: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

Yes: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite

Motion passed

The Routine Agenda was adopted 11-0.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2021-087 **A Resolution confirming the award by the Board of Control, authorizing the purchase of contracts for liability, boiler and machinery, property, and other miscellaneous and necessary insurance coverage, for a one-year term, from 4/15/21 through 4/15/22, in an amount not to exceed \$1,055,020.00, payable through Wichert Insurance Services, Inc. dba Wichert Insurance, as a Best Practical Source, for the Executive’s Department of Law and Risk Management, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2021-087 was adopted.

2021-088 **A Resolution confirming the award by the Board of Control of a construction contract with Melway Paving Company, Inc., for the 2021 Summit County 405 Resurfacing Program, in an amount not to exceed \$1,478,794.20, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2021-088 was adopted.

2021-089 **A Resolution confirming the award by the Board of Control of a construction contract with Melway Paving Company, Inc. for the 2021 Summit County 422 Resurfacing Program, in an amount not to exceed \$911,577.13, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2021-089 was adopted.

2021-090 **A Resolution authorizing the Executive to execute an agreement and plan with the Summit County Land Reutilization Corporation, aka the Summit County Land Bank, for the reclamation, rehabilitation and reutilization of vacant, abandoned and tax-foreclosed and other real property in Summit County, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2021-090 was adopted.

2021-093 **A Resolution authorizing the Executive, subject to the approval of the Board of Control, to execute a professional service contract with Matrix Pointe Software, LLC, at State Term Pricing, for one year of subscription license fees for the Matrix Case Management system, from 4/1/21 through 3/31/22, in a total amount not to exceed \$192,000.00, for the Office of Information Technology and the Prosecutor, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2021-093 was adopted.

2021-094 **A Resolution authorizing the Executive to execute Case Management Agreements with local services providers, for services provided by the Out-Stationed Eligibility Workers employed by Summit County Department of Job and Family Services, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2021-094 was adopted.

SECOND READINGS

2021-091 **An amended Resolution confirming the award by the Board of Control of a 60-month lease with Graphic Enterprises Office Solutions for eight Konica Minolta copiers at State Term pricing, not to exceed \$75,791.40, which will be financed through ~~Wells Fargo Financial Leasing Inc.~~ DeLage Landen Public Finance, LLC, and a 60-month Managed Print Services agreement with Graphic Enterprises Office Solutions, not to exceed \$15,118.72, for a total amount not to exceed \$90,910.12, for the Prosecutor, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee Second Readings

2021-092 **An amended Resolution authorizing the Executive, subject to the approval of the Board of Control, to execute a 60-month lease with Graphic Enterprises Office Solutions for three Konica Minolta copiers at State Term pricing, not to exceed \$43,020.00, which will be financed through ~~Wells Fargo Financial Leasing Inc.~~ DeLage Landen Public Finance, LLC., and a 60-month Managed Print Services agreement with Graphic Enterprises Office Solutions, not to exceed \$32,234.89, for a total amount not to exceed \$75,254.89, for the Prosecutor's Child Support Enforcement Agency, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee Second 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 5:06 pm. The next regular meeting will be held April 26, 2021 at 4:30 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 12th day of April, 2021.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL