

**COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
May 15, 2023**

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

The following items were addressed before Council at the Caucus:

- 2023-136 Councilwoman Erin Dickinson, Lynne Dragomier and Joyce Penfield from Moms Demand Action addressed Council on this first reading passage request.
- 2023-137 Tom Jalbert from Jobs and Family Services addressed Council on this first reading passage request.
- 2023-138 Phil Montgomery from the Executive's Office addressed Council on this first reading passage request.

The Council Regular Meeting was called to order at 04:41 PM in Council Chambers.

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

MINUTES FOR APPROVAL: Ms. Walters moved to approve the minutes of the regular Council meeting(s) held May 1, 2023.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

The Minutes were approved.

ANNOUNCEMENT OF GENERAL INTEREST: May 20th is the Summit County Council Bike and Hike at Summit Lake. There are around 400 participants registered. Everyone is invited to attend.

ANNOUNCEMENT FROM EXECUTIVE:

ANNOUNCEMENT OF OFFICEHOLDERS:

FIRST READINGS

2023-136 **A Resolution declaring Friday, June 2, 2023 as Gun Violence Awareness Day in Summit County to honor and remember the victims and survivors of gun violence and to join in calling for the prevention of gun violence by wearing orange, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro & Council as a Whole

Staff Contact: Kent Starks, (330) 643-2074, kstarks@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: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Resolution 2023-136 was adopted.

2023-137 **A Resolution confirming the award by the Board of Control of a contract, subject to the approval of the Information Technology Board, with Opex Corp., at less than Equalis Cooperative Purchasing Association pricing, for the purchase of one FalconV+ mail machine and related services, in an amount not to exceed \$117,864.24, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Executive Shapiro

Staff Contact: Kent Starks, (330) 643-2074, kstarks@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: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Resolution 2023-137 was adopted.

2023-138 **A Resolution appropriating funds in order to meet projected expenditures for the balance of 2023 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: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Mr. Donofrio moved to adopt.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Resolution 2023-138 was adopted.

2023-139 **A Resolution confirming the upgrading of the classification and classification specification by the Human Resource Commission for the non-bargaining classified position of Child Support Assistant Supervisor, for the Executive's Department of Human Resources and the Prosecutor's Child Support Enforcement Agency, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-140 **A Resolution authorizing the Executive to execute an Ohio Public Works Commission grant application and any other documents necessary to apply for and accept Clean Ohio Fund Green Space Conservation grant funds, in the amount of \$891,800.00, for the Idle Brook Bankfull Wetlands Project, located in Bath Township, in Council District 5, with a local match of \$928,200.00, in American Rescue Plan Act funds, for the Executive and Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-141 **A Resolution authorizing the Executive to execute an Ohio Public Works Commission grant application and any other documents necessary to apply for and accept Local Transportation Improvement Program grant funds, in the amount of \$341,620.00, for the resurfacing of Revere Road between Yellow Creek Road and Shade Road, located in Bath Township, in Council District 4, with no local cash match, for the Executive and Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-142 **A Resolution confirming the award by the Board of Control of a professional service contract with Davey Resource Group, Inc. for the evaluation and vegetation cleaning on detention and retention ponds located within assessed Township subdivisions located in Council Districts 1, 4, and 5, with two options to renew for an additional one-year term, for an amount not to exceed \$95,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-143 **A Resolution confirming the award by the Board of Control of a professional service contract with Emerald Environmental Inc. for the evaluation and vegetation cleaning on detention and retention ponds located within assessed Township subdivisions located in the Council Districts 5 and 8, with two options to renew for an additional one-year term, for an amount not to exceed \$95,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-144 **A Resolution confirming the award by the Board of Control of a construction contract with Barbicas Construction Company, Inc, funded in part by a grant from the Akron Metropolitan Area Transportation Study (AMATS) Resurfacing Program, for the Valley View Resurfacing Project, located in Northfield Center Township, in Council District 1, in an amount not to exceed \$853,468.62, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-145 **A Resolution confirming the award by the Board of Control of a construction contract with Karvo Companies, Inc., funded in part by a grant from the Akron Metropolitan Area Transportation Study (AMATS) Resurfacing Program, for the Swartz Road Resurfacing Project, located in Coventry Township, in Council District 8, in an amount not to exceed \$1,028,025.04, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-146 **A Resolution confirming the award by the Board of Control of a construction contract with Kenmore Construction Co., Inc. for the S. Main Street Bridge Design/Build Project, located in the Cities of Green and New Franklin, in Council Districts 7 and 8, for a total amount not to exceed \$644,697.00, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-147 **A Resolution confirming the award by the Board of Control of a professional service contract with Environmental Design Group, Inc. for the preliminary design of the Stormwater Basins and Channel Improvements at the Penguin Drive & Glenmount Avenue Area, located in Coventry Township, in Council District 8, in amount not to exceed \$87,351.55, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-148 **A Resolution confirming the award by the Board of Control of a professional service contract with DLZ Ohio, Inc. for the preliminary design of the Springfield Lake Outlet Structure and Channel Study, located in Council District 8, in amount not to exceed \$183,390.67, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-149 **A Resolution confirming the award by the Board of Control of a construction contract with Protect-A-Cote Inc. for the 2023 Summit County Regional Crack Sealing Program, in an amount not to exceed \$141,682.12, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-150 **A Resolution confirming the award by the Board of Control of a construction contract with Spano Brothers Construction, Inc. for the 2023 Summit County Catch Basin Repair Program, in an amount not to exceed \$125,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-151 **A Resolution confirming the award by the Board of Control of a construction contract with American Roadway Logistics for the 2023 Regional Pavement Marking Program, in an amount not to exceed \$280,031.20, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-152 **A Resolution authorizing the Executive to advertise for bids for the construction of Project Q-453 Fishcreek Waste Water Treatment Plant #25 for an estimated total cost not to exceed \$4,000,000.00 and to authorize the Executive to apply for and execute a Water Pollution Control Loan Fund Agreement for a loan in an amount not to exceed \$4,000,000.00 to fund the project, located in the City of Stow, in Council District 3, and repealing Resolution No. 2020-067, 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

2023-153 **A Resolution confirming the award by the Board of Control of a five-year lease agreement with Enterprise Fleet Management, Inc., under the TIPS cooperative purchasing association pricing, for eight vehicles for use by the Executive's Department of Sanitary Sewer Services, in an amount not to exceed \$345,718.40, 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

2023-154 **A Resolution authorizing the Executive, pursuant to Section 177.13 of the Codified Ordinances of the County of Summit, to increase the purchase aggregate total for calendar year 2023 for various vendors, as set forth in Exhibit A, 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

2023-155 **An Ordinance approving the new Summit County Investment Policy for the County of Summit, adopted by the Investment Advisory Board on February 21, 2023, and amending Section 179.05 of the Codified Ordinances of the County of Summit, entitled "Board Investment Policies Adopted," to incorporate the posting of public notices, for the Fiscal Officer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-156 **A Resolution confirming the award by the Board of Control of Change Order No. 1 to a professional service contract with United Way of Summit and Medina, in an amount not to exceed \$325,000.00, (for a cumulative increase of 162.5%), for a total amount not to exceed \$525,000.00, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-157 **A Resolution declaring the month of June 2023 as Alzheimer's and Brain Awareness Month in Summit County, and to raise awareness about Alzheimer's disease and other brain diseases and dementias, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-158 **A Resolution declaring Thursday, June 15, 2023 as Elder Abuse Awareness Day in Summit County and encouraging residents to participate in any events and programs designed to raise awareness of and prevent the abuse of older adults, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

2023-159 **A Resolution authorizing the Executive to execute a grant agreement with the Summit County Combined General Health District d.b.a. Summit County Public Health, for a grant, in an amount not to exceed \$180,000.00, to operate a needle exchange program from 6/1/23 through 5/31/25, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Committee First Readings

Routine Agenda Motion(s)

Ms. Dickinson moved to adopt the Routine Agenda.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2023-122 **A Resolution approving the salary adjustment for classified non-bargaining employee Ebony Richmond-Walker, for the Engineer and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-122 was adopted.

2023-123 **A Resolution confirming the award by the Board of Control of a purchase contract with Razor Lake Materials and Services, Inc., for the cleaning, videotaping and mapping of storm sewers, in an amount not to exceed \$226,980.00, for the Engineer and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-123 was adopted.

2023-124 **A Resolution confirming the award by the Board of Control of a purchase contract with Henderson Products, Inc., at Sourcewell Pricing, for two Dump Beds & Plow Frames in a total amount not to exceed \$134,086.00, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-124 was adopted.

2023-125 **A Resolution confirming the award by the Board of Control of a construction contract with Melway Paving Company, Inc., for the 2023 Summit County 422 Resurfacing Program, in an amount not to exceed \$708,444.85, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-125 was adopted.

2023-126 **A Resolution confirming the award by the Board of Control of a construction contract with Melway Paving Company, Inc., for the 2023 Summit County 405 Resurfacing Program, in an amount not to exceed \$2,197,381.95, for the Engineer, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-126 was adopted.

2023-127 **A Resolution confirming the award by the Board of Control of a professional service contract for construction management services with Apostolos Group dba Thomarios, for the Ohio Building HVAC and Finishes Upgrade Project, located in the City of Akron, in Council District 5, for an amount not to exceed \$705,670.00, for the Executive's Department of Administrative Services-Physical Plants, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-127 was adopted.

2023-128 **A Resolution authorizing the Executive to advertise for bids for a five-year full maintenance service agreement for elevator maintenance at seven county buildings, located in the Cities of Cuyahoga Falls and Akron, in Council Districts 2 and 4, for an estimated total cost not to exceed \$160,000.00, for the Executive's Department of Administrative Services-Physical Plants Division, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-128 was adopted.

2023-129 **A Resolution declaring repairs at the Jail, located in the City of Akron, in Council District 4, 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 Foti Contracting for the Summit County Jail Shower Renovations Project, in an amount not to exceed \$1,931,601.85, for the Executive's Department of Administrative Services-Physical Plants, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-129 was adopted.

2023-130 **A Resolution confirming the award by the Board of Control of a construction contract with Johnson Controls Fire Protection LP, at State Term Pricing, for upgrades to the Fire Alarm System at the Jail, in an amount not to exceed \$210,520.33, for the Executive's Department of Administrative Services-Physical Plants, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-130 was adopted.

2023-131 **A Resolution confirming the award by the Board of Control of Change Order No. 1 to a professional service contract with Child Guidance and Family Solutions for Toddlers and Preschoolers Succeeding Program Services (TAPS), from 10/1/22 through 9/30/23, in an amount not to exceed \$100,000.00, (for a cumulative increase of 66.67%), for a total amount not to exceed \$250,000.00, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-131 was adopted.

2023-134 **A Resolution confirming the award by the Board of Control, subject to the approval of the Information Technology Board, of a purchase contract with Dell Marketing L.P., at State Term Pricing, for the purchase of perpetual software licenses through Microsoft Select Plus, for the term of 5/1/23 through 9/30/24, in an amount not to exceed \$166,960.61, for the Office of Information Technology, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Resolution 2023-134 was adopted.

SECOND READINGS

2023-132 **A Resolution confirming the award by the Board of Control of Change Order No. 1 to a professional service contract with Family Promise of Summit County for Homeless and Prevention Services, from 10/1/22 through 9/30/23, in an amount not to exceed \$43,000.00, (for a cumulative increase of 66.15%), for a total amount not to exceed \$108,000.00, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Ms. Walters moved to suspend the requirement of three readings of the Routine Agenda.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham

Abstain: Wilhite

Absent: Darrow

Motion passed - Voice Vote: 9-0-1

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham

Abstain: Wilhite

Absent: Darrow`

Motion passed - Voice Vote: 9-0-1

Resolution 2023-132 was adopted.

2023-135 **A Resolution declaring it necessary to submit to the electors of the County of Summit the question of the replacement of an existing tax levy for the programs and services of the Summit County Developmental Disabilities Board ("the SCDDB") and requesting the County Fiscal Officer to certify to the taxing authority the total current tax valuation of the County and the dollar amount of revenue that would be generated by a specified number of mills for the purpose of providing community developmental disabilities programs and services pursuant to Chapter 5126 of the Revised Code for the benefit of children and adults, for the SCDDB, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Ms. Walters moved to suspend the requirement of three readings of the Routine Agenda.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Ms. Walters moved to adopt.

Voice Vote on the motion.

Yes: DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Absent: Darrow

Motion passed - Voice Vote: 10-0

Resolution 2023-135 was adopted.

Presentation of New Business:

Presentation of Petitions to address Council:

Executive Session

Motion By:

Seconded By:

Motion Type:

For:

Against:

Abstain:

Absent:

Outcome:

Call To Order:

Reason:

Adjournment: Council adjourned at 4:54 pm. The next regular meeting will be held June 5, 2023 at 4:30 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 15th day of May, 2023.

DocuSigned by:
Lauren Marsh
F8D2DB132BE041B...
CLERK OF COUNCIL

DocuSigned by:
Vernice Evans
C65A948FE4BA42A...
PRESIDENT OF COUNCIL