

COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
August 7, 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:

- 2023-216 Brian Nelsen from the Executive's Office and Mike Vinay from the Department of Sanitary Sewer Services addressed Council on this first reading passage request.
- 2023-217 Ken Teleis from the Court of Common Pleas-General Division addressed Council on this first reading passage request.
- 2023-218 Phil Montgomery from the Executive's Office addressed Council on this first reading passage request.

The Council Regular Meeting was called to order at 04:47 PM in Council Chambers.

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

MINUTES FOR APPROVAL: Mr. Wilhite moved to approve the minutes of the regular Council meeting(s) held June 26, 2023.

Voice Vote on the motion.

Yes:

The Motion passed 11-0.

ANNOUNCEMENT OF GENERAL INTEREST:

ANNOUNCEMENT FROM EXECUTIVE:

ANNOUNCEMENT OF OFFICEHOLDERS:

MOTIONS FOR COUNCIL

M-039-2023 **A Motion of Council approving a travel expenditure for Council Member Rita Darrow in the approximate amount of \$598.70 for her scheduled attendance at the CCAO Summer Symposium August 16, 2023 through August 18, 2023 meeting at 2299 Cherry Valley Road in Newark, Ohio.**

Movant - V. Sims

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

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

Motion passed - Voice Vote: 11-0

Motion M-039-2023 was adopted.

M-040-2023 **A Motion of Council approving a travel expenditure for Council Member Gloria Rodgers in the amount of \$166.37 for her attendance at the Ohio Jail Advisory Board Meeting on July 14, 2023, from 10:00 am until 12:00 pm at the State Library of Ohio, 274 East 1st Avenue, #100, Columbus, OH 43201.**

Movant - V. Sims

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

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

Motion passed - Voice Vote: 11-0

Motion M-040-2023 was adopted.

FIRST READINGS

2023-216 **A Resolution expressing support for the City of Akron, Ohio’s proposed “alternative” combined sewer overflow projects in Summit County, which will provide a greater environmental benefit for the Cuyahoga River watershed region than the Row 11.a requirement in Akron’s Long Term Control Plan Update; urging the United States Environmental Protection Agency to reconsider its continued insistence in requiring Akron to spend in excess of \$200,000,000.00 on largely idle water treatment technology, but instead move forward with more effective alternative projects; and declaring an emergency, 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. 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: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Motion passed - Voice Vote: 11-0

Ms. Dickinson moved to adopt.

Voice Vote on the motion.

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

Motion passed - Voice Vote: 11-0

Resolution 2023-216 was adopted.

2023-217 **A Resolution confirming the award by the Board of Control of Change Order No. 1 to a professional service contract with Dr. Anthony Tarescavage dba Cleveland Psychological Testing LLC., to provide services for competency and sanity evaluations for the Psycho-Diagnostic Clinic, in an amount not to exceed \$45,000.00, (for a cumulative increase of 112.5%), for a total amount not to exceed \$85,000.00, for the Court of Common Pleas-General Division, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Ms. 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: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Motion passed - Voice Vote: 11-0

Ms. Dickinson moved to adopt.

Voice Vote on the motion.

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

Motion passed - Voice Vote: 11-0

Resolution 2023-217 was adopted.

2023-218 **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: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

Motion passed - Voice Vote: 11-0

Mr. Donofrio moved to adopt.

Voice Vote on the motion.

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

Motion passed - Voice Vote: 11-0

Resolution 2023-218 was adopted.

- 2023-219 **A Resolution approving salary adjustments for classified non-bargaining employees Alyse Ziga and Katie Thompson, for the Prosecutor, and declaring an emergency.**
Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- 2023-220 **An Ordinance amending Chapter 942 of the Codified Ordinances, entitled “Surface Water Management District,” to correct Section 942.03 titled “Jurisdiction,” to clarify the regulations related to excavation, grading and filling permits and to set application fees for such permits, and to authorize the Engineer to enforce the regulations in conjunction with the Prosecutor, for the Executive and Engineer, and declaring an emergency.**
Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- 2023-221 **A Resolution authorizing the Executive to execute any agreements, memorandums of understanding or other documents necessary to participate with the City of Twinsburg in applying for Ohio Public Works Commission grant funding for the Tinkers Creek Interceptor Sewer Project, located in the City of Twinsburg, in Council District 1, at a cost to the County not to exceed \$50,000.00, 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
- 2023-222 **A Resolution confirming the award by the Board of Control of a renewal (first and final) of a purchase contract with Level One, LLC for customer sanitary sewer utility billing services, for a one-year term, from 8/5/23 through 8/4/24, for a total amount not to exceed \$115,827.36, 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
- 2023-223 **A Resolution confirming the award by the Board of Control of a purchase contract with The Safety Company LLC dba MTech Company, at State Term Pricing, for a 2023 Tracked 60” Remote Controlled Rotary Mower, in a total amount not to exceed \$60,450.00, for the Engineer, and declaring an emergency.**
Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

- 2023-224 **A Resolution certifying Surface Water Management District charges to the Fiscal Officer, for the Engineer, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- 2023-225 **A Resolution authorizing the Executive to execute a contribution agreement with the Ohio Environmental Protection Agency to provide funds, in an amount not to exceed \$250,000.00, to support the Cuyahoga Gorge Dam Removal, for the Executive, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- 2023-226 **A Resolution authorizing the Executive to execute an Ohio Public Works Commission grant application and associated documents, with the City of Akron as lead applicant, for the Bowery Street Bridge over the Ohio Canal Rehabilitation Project, located in the City of Akron, in Council District 5, at a cost to the County not to exceed \$50,000.00, for the Engineer, and declaring and emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- 2023-227 **A Resolution confirming the award by the Board of Control of Change Order No. 1 to a professional service contract with Four Points Architectural Services, Inc., for additional design services for the Summit County Parking Deck Improvement Project, located in the City of Akron, in Council District 5, in an amount not to exceed \$45,000.00 (for a cumulative increase of 77.59%), for a total amount not to exceed \$103,000.00, 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
- 2023-228 **A Resolution confirming the award by the Board of Control of a five-year full maintenance service contract, with KONE, Inc. for elevator maintenance at six County buildings, located in the Cities of Cuyahoga Falls and Akron, in Council Districts 2 and 4, for an amount not to exceed \$128,280.00, 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

- 2023-229 **A Resolution authorizing the Executive to execute a lease agreement with Summit Artspace, an Ohio non-profit, for educational and/or charitable use, for the Executive, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- 2023-230 **A Resolution confirming the award by the Board of Control of a professional service contract for design services with Osborn Engineering for design of the Courthouse and Safety Building HVAC Improvement Project, located in the City of Akron, in Council District 5, for an amount not to exceed \$287,900.00, 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
- 2023-231 **A Resolution confirming the award by the Board of Control of a professional service contract with Roetzel Consulting Solutions, as a Best Practical Source, to provide economic development strategy, project management and consulting services to the County, for the period 9/1/22 through 8/31/23, with two options to renew for additional one-year terms, in an amount not to exceed \$90,000.00, 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
- 2023-232 **A Resolution approving the award of the Board of Control of a Ground Lease Agreement with Crown Castle, LLC, as a Best Practical Source, for a cell tower at the Fishcreek Waste Water Treatment Plant, located at 2910 North River Road, Stow, Ohio, in Council District 3, for a five-year term with nine options to renew for an additional five-year term, for \$12,000.00 for the first year with a yearly 1.5% increase each year thereafter, and 25% of any the rental proceeds received by Crown Castle, LLC from any users or sublessees, for the Executive's Department of Law, Insurance and Risk Management, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net
- 2023-234 **A Resolution authorizing the Executive to advertise for bids for the Summit County Sheriff's Storage Building Electric Service Project, located in the City of Tallmadge, in Council District 6, for an estimated total cost not to exceed \$105,000.00, for the Executive's Department of Administrative Services-Physical Plants Division, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

2023-235 **A Resolution authorizing the Executive to execute a renewal (third and final) of a One-Stop Operator Services contract with the Summit and Medina Workforce Area Council of Governments, pursuant to which the Executive's Department of Job and Family Services will provide One-Stop Operator services at the Ohio Means Jobs Summit County Center, for a one-year term, from 7/1/23 to 6/30/24, for which the County shall be paid an amount not to exceed \$226,767.93, 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

2023-236 **A Resolution confirming the award by the Board of Control of a renewal (first of three) of a purchase contract with Nesco Resource, LLC fka Callos Resource LLC, for payroll services for the period 10/1/23 through 9/30/24, for various youth employment programs, including summer youth and year-round programs, in an amount not to exceed \$1,395,638.10, 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

2023-237 **A Resolution confirming the award by the Board of Control of professional service contract with Direction Home Akron Canton Area Agency on Aging & Disabilities for Adult Protective Services, Liaison and Extreme Chore services from 10/1/23 through 9/30/24, in a total amount not to exceed \$60,000.00, 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

2023-238 **A Resolution confirming the award by the Board of Control of a renewal (first of two) of a purchase contract with the Metro Regional Transit Authority, to provide Non-Emergency Medical Transportation Broker services for a one-year term, from 10/1/23 through 9/30/24, in an amount not to exceed \$350,000.00, 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

- 2023-239 **A Resolution authorizing the Executive to execute an intergovernmental agreement with the Summit County Combined General Health District dba Summit County Public Health, to increase utilization of Healthchek Early, Periodic, Screening, Diagnostic and Testing services for young children, for a one-year term, from 10/1/23 to 9/30/24, in an amount not to exceed \$120,000.00, 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
- 2023-240 **A Resolution confirming the award of a professional service contract with The Young Men's Christian Association of Akron, Ohio dba Akron Area YMCA, to provide drop-in childcare services at the OhioMeansJobs Summit County facility, located in the City of Akron, in Council District 2, for the period 10/1/23 through 9/30/24, in an amount not to exceed \$87,500.00, 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
- 2023-241 **A Resolution authorizing the Executive to execute, subject to approval by the Board of Control, Change Order No. 1 to increase the purchase of NET services for calendar year 2023 for various vendors, as set forth in Exhibit A, 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
- 2023-242 **A Resolution confirming the award by the Board of Control of a professional service contract with AdvizeX Technologies LLC, for PureStorage Solution for SAN, for a one-year term, with two options to renew for an additional one-year term, in an amount not to exceed \$113,095.00, for the Office of Information Technology, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net
- 2023-243 **A Resolution declaring the month of September 2023 as Preparedness Month in Summit County, promoting family, community disaster and emergency preparation for the residents of Summit County, for the Executive, and declaring an emergency.**
- Sponsor - Executive Shapiro
Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net

2023-244 **A Resolution declaring the month of September 2023 as Recovery Month in Summit County and encouraging the residents of Summit County to join in this acknowledgment, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

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

Ms. Dickinson moved to amend the Agenda to add Late Filings.

Voice Vote on the motion

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

The Motion passed 11-0.

FIRST READINGS LATE FILINGS

2023-245 **A Resolution authorizing the Executive to execute a term sheet (“Term Sheet”) related to the transfer of the real property located at 1 Cascade Plaza, Akron, Ohio 44308, in Council District 5, with the Development Finance Authority of Summit County and the Summit County Land Reutilization Corporation and further authorizing the Executive to execute a Cooperative Agreement and all other necessary agreements and documents to consummate the transaction contemplated in the Term Sheet, upon terms substantially similar to and not materially adverse to the County, for the Executive, and declaring an emergency.**

Sponsor - Executive Shapiro

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

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 5:04 pm. The next regular meeting will be held August 14, 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 7th day of August, 2023.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL