

CAUCUS:
COUNCIL MEETING: 4:30 PM

**COUNTY OF SUMMIT
REGULAR COUNCIL MEETING AGENDA
April 15, 2013**

MINUTES FOR APPROVAL: April 1, 2013

Council will present Commendations to Dae'Shawn Bagley and Officer Ben Campbell

MOTIONS FOR COUNCIL

M-016-2013 **A Motion of Council confirming the appointment of Chief Michael Benson (to replace Assistant Chief Tim Gemind) to the Special Operations Response Teams Executive Board.**

First Consideration: April 15, 2013

Chief Benson has not been asked to attend the 4/22/13 Personnel Committee Meeting.

Movant - Mr. Feeman

FIRST READINGS

- *2013-157 **A Resolution amending Resolution No. 2011-486 to correctly state the lease renewal terms and confirming an award by the Board of Control of the first of four lease renewals with Bath Township for the seasonal use of salt storage facilities on Ira Road, in Council District 1, for the period 11/1/12 to 10/31/13, in an amount not to exceed \$7,200.00, for the Engineer, and declaring an emergency.**

FRP Request By S. Brunot

Sponsor - Mr. Pry

(PW)

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

- *2013-158 **A Resolution appropriating the amount of \$5,981.64 in probation improvement grant funds, from the Ohio Department of Rehabilitation and Correction, with no local cash match requirement, for the period ending 4/15/13, for the Court of Common Pleas - General Division, and declaring an emergency.**

FRP Request By A. Bauer

Sponsor - Mr. Pry

(PS)

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

- *2013-159 **A Resolution expressing opposition to so-called “right to work” laws and the “Workplace Freedom” Constitutional Amendment to the Ohio Constitution and supporting fair labor practices and working families, for the Executive and Council, and declaring an emergency.**

FRP Request By P. Prentice

Sponsor - Mr. Pry and Ms. Prentice

(R)

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

- 2013-160 **A Resolution authorizing the County Executive to execute an employment agreement with Lisa L. Skapura as Director of the Department of Internal Auditing, for a six-year term, from 6/14/13 through 6/13/19, at an annual salary of \$99,985.00, plus County benefits, subject to any pay increases approved by the County Audit Committee and/or County Council, for the Executive and County Audit Committee, and declaring an emergency.**

Exhibit A

Sponsor - Mr. Pry

(P&I)

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

- 2013-161 **A Resolution confirming an award by the Board of Control of a purchase contract with Aero-Mark, Inc., for the 2013 Summit County Crack Sealing Program, in an amount not to exceed \$187,751.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

(PW)

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

FIRST READINGS

2013-162 **A Resolution confirming an award by the Board of Control of a purchase contract with J.D. Striping & Services, Inc., for the 2013 Summit County Pavement Marking Program, in an amount not to exceed \$180,181.94, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

2013-163 **A Resolution confirming an award by the Board of Control of a purchase contract with Pavement Technology, Inc., for the 2013 Summit County Asphalt Rejuvenating Program, in an amount not to exceed \$141,364.77, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

2013-164 **A Resolution confirming an award by the Board of Control of a purchase contract with Tallmadge Asphalt & Paving Company for the 2013 Summit County 448 Resurfacing Program - South, in an amount not to exceed \$734,248.78, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

2013-165 **A Resolution confirming an award by the Board of Control of a purchase contract with Perrin Asphalt Company for the Ghent Road/Cleveland Massillon Road Resurfacing Project, in Council Districts 4 and 5, in an amount not to exceed \$873,190.15, and appropriating the award from the Ohio Department of Transportation of federal funds in the amount of \$698,552.12, and an award from the Ohio Public Works Commission of state funds in the amount of \$174,638.03, with no local cash match requirement, for the period ending 12/31/13, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

2013-166 **A Resolution confirming an award by the Board of Control of a purchase contract with Ronyak Paving, Inc., for the 2013 Summit County 448 Resurfacing Program - North, in an amount not to exceed \$1,078,408.80, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

FIRST READINGS

2013-167 **A Resolution authorizing the County Executive to execute a local public agency agreement with the State of Ohio Department of Transportation for improvement of the Ravenna Road Bridge over Tinkers Creek, located in Twinsburg Township, in Council District 1, at a net cost to the County not to exceed \$924,303.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

2013-168 **A Resolution confirming an award by the Board of Control of a purchase contract with Liberta Construction Company for the 2013 Summit County Concrete Pavement Repair Program, in an amount not to exceed \$319,245.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

2013-169 **A Resolution confirming an award by the Board of Control of a purchase contract with Lytle Construction for the 2013 Summit County 405 and 422 Resurfacing Program, in an amount not to exceed \$1,709,013.60, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry (PW)

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

2013-170 **A Resolution accepting and approving a resubdivision titled "H.L. Firestones Garden Acres Allotment Replat No. 1", located in Springfield Township, in Council District 8, for the Executive-Planning Commission and the County Engineer, and declaring an emergency**

Mylar in Council Office

Sponsor - Mr. Pry (PL)

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

2013-171 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award from the Ohio Department of Rehabilitation and Corrections of additional Community Corrections Act grant funds in the amount of \$7,000.00, with no local cash match requirement, and appropriating the total of \$7,000.00 for the state program year ending 6/30/13, for the Executive's Department of Law, Insurance and Risk Management -Division of Public Safety, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

FIRST READINGS

2013-172 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award from the Ohio Department of Rehabilitation and Corrections for a Community Based Correctional Facility subsidy grant, in the amount of \$14,560.00, with no local cash match requirement, and to execute an addendum to the contract with Oriana House, Inc., for the grant operations, and appropriating these additional funds in the amount of \$14,560.00 for the grant expenditures, for the state fiscal year ending 6/30/13, for the Executive's Department of Law, Insurance and Risk Management - Division of Public Safety, and declaring an emergency.**

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

2013-173 **A Resolution confirming an award by the Board of Control of a purchase order with Montrose Ford for the purchase of six replacement vehicles, under CUE Pricing, in an amount not to exceed \$159,215.59, for the Sheriff, and declaring an emergency.**

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

2013-174 **A Resolution authorizing the County Executive to disburse funds exceeding an aggregate of \$25,000.00 for calendar year 2013 for state-approved providers and state contractors for Workforce Investment Act Individual Training Accounts for both Summit and Medina Counties, for the Executive's Department of Job and Family Services, and declaring an emergency.**

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

2013-175 **A Resolution declaring the necessity of levying a renewal property tax levy of eight-tenths (0.8) mill for operating and capital expenses for the provision and maintenance of zoological park services and facilities at the Akron Zoological Park, for the Executive and Council, and declaring an emergency**

Sponsor - Mr. Pry and Council of the Whole (CW)
Staff Contact: Mark Potter, (330) 643-2726, mpotter@summitoh.net

FIRST READINGS

2013-176 **A Resolution confirming an award by the Board of Control of a construction contract with Synergy, LLC, for the jail heating, ventilation and air conditioning improvement project, in Council District 4, in an amount not to exceed \$623,000.00, and appropriating an amount not to exceed \$670,000.00, for the period ending 12/31/13, for the Executive's Department of Administrative Services - Physical Plants, and declaring an emergency.**

Sponsor - Mr. Pry

(PL)

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

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2013-139 **A Resolution authorizing the County Executive to advertise for bids for construction of the Q-949 Springfield Wastewater Treatment Plant Improvements Project, in the Township of Springfield, Council District 8, for an estimated total cost not to exceed \$4,840,500.00, for the Executive's Department of Environmental Services, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PW)

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

Public Works Committee recommends passage.

2013-140 **A Resolution authorizing the County Executive to enter into a Water Pollution Control Loan Fund loan agreement in an amount not to exceed \$4,840,500.00 to finance the design and construction of the Q-949 Springfield Wastewater Treatment Plant Improvements Project, in Council District 8, for the Executive's Department of Environmental Services, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PW)

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

Public Works Committee recommends passage.

2013-141 **A Resolution authorizing appropriation proceedings of property owned by Rita Karolina Glas, Trustee, needed for the improvement of the Cleveland-Massillon Road over Van Hying Bridge Improvement Project, located in the City of Norton, Council District 7, for the Engineer, and declaring an emergency.**

Introduced: April 1, 2013

Exhibit A

Sponsor - Mr. Pry and Mr. Crawford (PW)

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

Public Works Committee recommends passage.

2013-142 **A Resolution authorizing the County Executive to execute agreements for the acquisition of two drainage easements and one temporary easement for rights-of-way for the replacement of a culvert on Revere Road, located in Bath Township, in Council District 5, in a total amount not to exceed \$2,288.00, for the Engineer, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PW)

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

Public Works Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2013-143 **A Resolution authorizing the County Executive to execute agreements for the acquisition of warranty deeds for rights-of-way for the replacement of the Cleveland-Massillon Road Bridge over Van Hyning, located in the City of Norton, in Council District 7, in a total amount not to exceed \$12,690.00, for the Engineer, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry and Mr. Crawford (PW)

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

Public Works Committee recommends passage.

2013-144 **A Resolution confirming an award by the Board of Control of a purchase order with Force America Distributing, LLC, for four hydraulic systems under Ohio Department of Transportation State Contract Number 035-013, in an amount not to exceed \$51,712.00, for the Engineer, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PW)

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

Public Works Committee recommends passage.

2013-145 **A Resolution confirming an award by the Board of Control of purchase contract with Gledhill Road Machinery for four 2013 single axle dump trucks (stainless steel dump body component) and four 2013 single axle dump trucks (plow hitch assembly component), in an amount not to exceed \$66,511.20, for the Engineer, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PW)

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

Public Works Committee recommends passage.

2013-147 **A Resolution authorizing the County Executive to execute a cooperation agreement with the Ohio Department of Transportation whereby the Ohio Department of Transportation will act on behalf of the County of Summit and the County Engineer, and contract for the design, right-of-way acquisition and rehabilitation of the Canton Road Project located in Springfield Township, in Council District 8, at an estimated cost not to exceed \$4,000,000.00, for the Engineer, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PW)

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

Public Works Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2013-149 **A Resolution confirming an award by the Board of Control of a purchase order with Watch Systems for mandated sex offender notification cards, under State Term Pricing, in an amount not to exceed \$30,000.00, for the Sheriff, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PS)

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

Public Safety Committee recommends passage.

2013-150 **A Resolution confirming an award by the Board of Control of a month-to-month lease with Bridgestone Firestone for 4,250 square feet of office space for the Drug Unit Task Force, for the period 1/1/13 through 12/31/13, as Best Practical Source, in an amount not to exceed \$3,276.25 per month, for a total amount not to exceed \$39,315.00, for the Sheriff, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PS)

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

Public Safety Committee recommends passage.

2013-151 **A Resolution appropriating funds in the amount of \$7,008.98 in carryover balances for the Fiscal Year 2010 Metropolitan Medical Response System grant, for the period ending 7/31/13, for the Executive's Department of Law, Insurance and Risk Management - Division of Public Safety, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PS)

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

Public Safety Committee recommends passage.

2013-152 **A Resolution confirming an award by the Board of Control of a professional service contract with United Safety Advisors, LLC, for a special teams planner, for the period 4/1/13 through 3/31/14, as Best Practical Source, with three one-year renewal options, in an amount not to exceed \$26,000.00, for the Executive's Department of Law, Insurance and Risk Management - Division of Public Safety/Emergency Management Agency, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PS)

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

Public Safety Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2013-153 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award of federal funds from the Ohio Emergency Management Agency of a Fiscal Year 2012-2013 hazardous materials emergency preparedness training grant, for the period ending 10/1/13, in the amount of \$12,240.00, with a 20% local cash match requirement of \$3,060.00, and appropriating the total of \$15,300.00 for expenditures made by 10/1/13, for the Executive's Department of Law, Insurance and Risk Management, Division of Public Safety-Emergency Management Agency, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2013-154 **A Resolution authorizing the County Executive to execute any documents necessary to accept an award of federal funds from the Ohio Department of Job and Family Services for a Rapid Response On-the-Job Training grant, in the amount of \$25,000.00, with no local cash match requirement, and appropriating the total of \$25,000.00 for expenditures for the federal fiscal year ending 9/30/13, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry

(HS)

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

Health and Human Services Committee recommends passage.

2013-155 **A Resolution confirming an award by the Board of Control of Change Order No. 1 to a professional service contract with the Battered Women's Shelter of Summit and Medina Counties for homeless prevention services at various shelters, for the period 10/1/12 through 9/30/13, in an amount not to exceed \$100,000.00 (50% increase), for the Executive's Department of Job and Family Services, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry

(HS)

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

Health and Human Services Committee recommends passage.

SECOND READINGS

2012-229 **A Substitute Resolution denying the vacation of a portion of Oak Hill Road, in Boston Township, Council District 1, pursuant to Chapter 5553 of the Ohio Revised Code and Section 125.03 of the Codified Ordinances of the County of Summit, for the Council, and declaring an emergency.**

Introduced: June 4, 2012

Sponsor - Ms. Shapiro (PL)

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

Planning and Economic Development Committee recommends passage.

2013-093 **An amended Ordinance amending Chapter 201 of the Codified Ordinances of the County of Summit, entitled “Consumer Affairs Board,” to be renamed “Office of Consumer Affairs,” and amending other certain sections consistent with said amendment to Chapter 201, for the Executive’s Department of Law, Insurance and Risk Management, and declaring an emergency.**

Introduced: March 4, 2013

Exhibits A and B

Sponsor - Mr. Pry (R)

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

Rules Committee recommends passage.

2013-133 **An amended Ordinance amending Sections ~~169.07, 169.08, 169.15, 169.22~~ and 169.28 of the Codified Ordinances of the County of Summit, for the Executive’s Department of Human Resources, and declaring an emergency**

Introduced: March 18, 2013

Exhibit A

Sponsor - Mr. Pry (P&I)

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

Personnel Committee recommends passage.

2013-148 **A Resolution authorizing the County Executive to execute any documents necessary to accept a Court Appointed Special Advocates program grant, from the Summit County Court Appointed Special Advocates Volunteer Board Association, Inc., in the amount of \$23,284.00, with no local cash match requirement, for calendar year 2013, for the Court of Common Pleas-Juvenile Division, and declaring an emergency.**

Introduced: April 1, 2013

Sponsor - Mr. Pry (PS)

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

Public Safety Committee recommends passage.

SECOND READINGS

THIRD READINGS

2013-107 **A Resolution approving the vacation of a right of way located in the Garden Acres Allotment, in Springfield Township, Council District 8, pursuant to Chapter 5553 of the Ohio Revised Code and Section 125.03 of the Codified Ordinances of the County of Summit, for the Council, and declaring an emergency.**

Introduced: March 18, 2013

This item was given a second reading on 4/1/13

Sponsor - Ms. Shapiro

(PL)

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

Planning and Economic Development Committee recommends passage.

2013-128 **An amended Resolution authorizing the County Executive to enter into a sewer services agreement with GOJO Industries, Inc., for its facility at 3783 State Road, Cuyahoga Falls, Ohio 44223, in Council District 3, for the Executive's Department of Environmental Services, and declaring an emergency.**

Introduced: March 18, 2013

This item was given a second reading on 4/1/13

Sponsor - Mr. Pry

(PW)

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

Public Works Committee recommends passage.

2013-129 **An amended Resolution authorizing the County Executive to execute and enter into a Financing Term Sheet and to further execute a Cooperative Agreement and all other agreements and documents contemplated by and/or incidental to the Financing Term Sheet and Cooperative Agreement, with the City of Green and the Development Finance Authority of Summit County, for the construction and financing of sanitary sewer to service the CAK International Business Park, Phase III, and appropriating the County's contribution thereunder, for the Executive's Department of Environmental Services, and declaring an emergency.**

Introduced: March 18, 2013

This item was given a second reading on 4/1/13

Sponsor - Mr. Pry

(PL)

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

Planning and Economic Development Committee recommends passage.