

**COUNTY OF SUMMIT
REGULAR COUNCIL MEETING AGENDA
March 7, 2011**

MINUTES FOR APPROVAL: February 14, 2011

Brian Nelsen from the Budget Office will present a financial update tonight at Caucus.

MOTIONS FOR COUNCIL

M-010-2011 A Motion of Council confirming the reappointments of Mr. Tim Crawford (as designee for Council President Jerry Feeman), Ms. Margo Snider, Ms. Jessie Raynor, Professor Mark Soppeland, and the appointments of Mr. Kyle Magilavy, and Ms. Carla Davis to the Regional Arts and Cultural District Board of Trustees.

First Consideration: February 14, 2011

Mr. Magilavy attended the 2/28/11 Personnel Committee Meeting

Movant - Mr. Feeman

M-011-2011 A Motion of Council confirming the appointments of Ms. Tina L. Myles (to replace Steve Brubaker), and Mr. Brian L. Davis, Ph.D., (to replace Rita Madick) to the Summit Workforce Solutions Board of Directors.

First Consideration: February 14, 2011

Ms. Myles and Mr. Davis attended the 2/28/11 Personnel Committee Meeting.

Movant - Mr. Feeman

***M-013-2011 A Motion of Council specifying the starting time for the Council meeting; and thereby rescinding M-065-2010 which was lacking a specific start time.**

First Consideration: March 7, 2011

This motion will replace Motion-065-2010 and is a housekeeping item.

Movant - Mr. Feeman

M-014-2011 A Motion of Council confirming Dr. Eric Anthony Johnson, Ph.D. (as alternate to Paula Davis and replacing Kimberlee McKee) to the Abandoned and Vacant Property (AVP) Planning Committee.

First Consideration: March 7, 2011

As Dr. Johnson will serve as Ms. Davis' alternate, he has not been asked to attend the 3/14/11 Personnel Committee Meeting.

Movant - Mr. Feeman

MOTIONS FOR COUNCIL

M-015-2011 A Motion of Council confirming the appointment of Mr. Rick McIntosh, M.Ed. to the Summit/Medina Workforce Investment Board.

First Consideration: March 7, 2011

Mr. McIntosh has been asked to attend the 3/14/11 Personnel Committee Meeting.

Movant - Mr. Feeman

M-016-2011 A Motion of Council confirming the appointment of Assistant Fire Chief Fred L. Jackson (to replace Jim Rogers) to the Building Standards Board of Building Appeals.

First Consideration: March 7, 2011

Assistant Chief Jackson has not been asked to attend the 3/14/11 Personnel Committee Meeting.

Movant - Mr. Feeman

FIRST READINGS

- *2011-097 **A Resolution declaring the week of March 6-12, 2011, as National Consumer Protection Week, for the Executive and the Office of Consumer Affairs, and declaring an emergency.**

FRP Request By C.Sich

Sponsor - Mr. Pry and Mr. Feeman (F)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

- *2011-098 **A Resolution urging Congress to reject that portion of the Administration's proposed 2011 Federal Budget that calls for the reduction of the Community Services Block Grant (CSBG) program and require that CSBG remain fully funded, for the County of Summit Council, and declaring an emergency.**

FRP Request By C. Smith

Sponsor - Mr. Smith (P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

- *2011-099 **A Resolution authorizing the County Executive to advertise for bids for the purchase of miscellaneous road and ditch maintenance materials, for an estimated total cost not to exceed \$197,500.00, for the Engineer, and declaring an emergency.**

FRP Request By G. Kabarra

Sponsor - Mr. Pry (PW)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

- *2011-100 **A Resolution authorizing appropriation proceedings of property owned by Harold H. and Lu Ann Nagel, needed for the replacement of the Northampton Road Bridge over Mud Run, located in the City of Cuyahoga Falls, Council District 3, for the Engineer, and declaring an emergency.**

FRP Request By R. Sobnosky

Exhibit A

Sponsor - Mr. Pry (PW)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

FIRST READINGS

- *2011-101 **A Resolution authorizing appropriation proceedings of property owned by Jon C. and Barbara P. Humphrey, Trustees, needed for the replacement of the Northampton Road bridge over Mud Run, located in the City of Cuyahoga Falls, Council District 3, for the Engineer, and declaring an emergency.**

FRP Request By R. Sobnosky

Exhibit A

Sponsor - Mr. Pry

(PW)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

- *2011-102 **A Resolution accepting and approving a resubdivision titled “Massillon Road Industrial Park Re-Plat No. 2”, located in Springfield Township, Council District 8, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.**

FRP Request By R.Henwood

Plat Mylar associated with this resolution.

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

- 2011-103 **A Resolution accepting and approving a resubdivision titled “Braeburn Estates Allotment Replat of a Portion of Lot 13”, located in Bath Township, Council District 1, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.**

Plat Mylar associated with this resolution.

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

- 2011-104 **A Resolution authorizing the County Executive to execute an amendment to the enterprise zone agreement between the County of Summit, the City of Twinsburg and GED Integrated Solutions, Inc., located within the Western Reserve Enterprise Zone, Council District 1, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

FIRST READINGS

2011-105 **A Resolution supporting the amendment of the Exchange Street-Opportunity Park Incentive District by the City of Akron, in Council District 4, and waiving the right to notice and the right to object to certain real property tax exemptions for real property located within the amended district, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Exhibit A

Sponsor - Mr. Pry (PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

2011-106 **A Resolution authorizing the County Executive to execute an amendment to the enterprise zone agreement between the County of Summit, City of Tallmadge, and Waltco Truck Equipment Company, to reflect a name change to Waltco Lift Corp., for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry (PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

2011-107 **A Resolution confirming an award by the Board of Control of a professional service contract with the County of Summit Domestic Relations Court, for the IV-D service provider agreement, for the period 1/1/11 to 12/31/11, in an amount not to exceed \$564,250.50, for the Prosecutor-CSEA, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

2011-108 **A Resolution appropriating additional federal funds received from the Ohio Department of Public Safety for the High Visibility Enforcement Overtime (“HVEO”) 2011 grant, in the amount of \$8,382.40, through 9/30/11, for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

2011-109 **A Resolution confirming an award by the Board of Control of Change Order No. 5 for jail inmate medical services, with Dr. Norman R. Johnson, aka Advanced Correctional Healthcare, Inc., in an amount not to exceed \$6,789.92 (increase), for a cumulative increase of \$66,107.13 (.03433%), for the Sheriff, and declaring an emergency.**

Sponsor - Mr. Pry (PS)

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

FIRST READINGS

2011-110 **An Ordinance amending Section 923.01(b) of the Codified Ordinances of Summit County to correct a clerical error by adding a table in said Section, for the Executive's Department of Environmental Services, and declaring an emergency.**

Housekeeping item.

Sponsor - Mr. Pry

(R)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

2011-111 **A Resolution appropriating American Recovery and Reinvestment Act of 2009 (“ARRA”) Workforce Investment Act (“WIA”) Area 2(20) funds, received from the Ohio Department of Job and Family Services (“ODJFS”), in the amount of \$204,429.19, for the Special Projects allocation, through 6/30/11, for the Executive’s Department of Job and Family Services and declaring an emergency.**

Sponsor - Mr. Pry

(HS)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

*2011-112 **A Resolution in support of the Ohio Labor Movement to come together in solidarity to defend against attacks to unions and promote progressive working family policies; for the Summit County Council, and declaring an emergency.**

FRP Request By P.Prentice & J.Feeman

Sponsor - Mrs. Prentice, Mr. Feeman, Mr. Kostandaras and Mr. Schmidt (P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

*2011-113 **A Resolution urging Congress to reject that portion of the Administration’s proposed 2011 Federal Budget that calls for the reduction of the Community Development Block Grant (CDBG) program and require that CDBG remain fully funded; for Summit County Council and Executive, and declaring an emergency.**

FRP Request By Mr. Feeman

Sponsor - Mr. Feeman and Mr. Pry

(P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2011-076 **A Resolution appropriating funds in the amount of \$38,079.00, including a local cash match requirement in the amount of \$7,615.80, from Motor Vehicle and Gas Tax funds, into a separate capital project fund, for the Continuous Multi Span Bridge Load Project, in Council Districts 1, 2, 4, 5, 7 and 8, for the Engineer, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry (PW)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Public Works Committee recommends passage.

2011-077 **A Resolution authorizing appropriation proceedings of property owned by Joseph Weatherby, III, needed for the replacement of the Northampton Road bridge over Mud Run, located in the City of Cuyahoga Falls, Council District 3, for the Engineer, and declaring an emergency.**

Introduced: February 14, 2011

Exhibit A

Sponsor - Mr. Pry (PW)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Public Works Committee recommends passage.

2011-078 **A Resolution accepting and approving a resubdivision titled “Glencairn Forest-Chapelton Court-Phase III Re-Plat and Glencoe Clusters-Phase XIII Re-Plat”, located in Richfield Township, Council District 1, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.**

Introduced: February 14, 2011

Plat Mylar associated with this resolution.

Sponsor - Mr. Pry (PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Planning and Economic Development Committee recommends passage.

2011-079 **A Resolution appropriating carryover Chrysler Rapid Response stimulus funds from the American Recovery and Reinvestment Act of 2009 (“ARRA”), in the amount of \$73,366.84, for the period 1/1/11 through 6/30/11, for the Executive’s Department of Job and Family Services, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry (HS)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Health and Human Services Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2011-082 **A Resolution confirming an award by the Board of Control of a professional service contract with CourtSmart Digital Systems, Inc., for the annual maintenance of the digital recording system and replacement of servers and encoders, for the period 3/1/11 to 2/28/12, as Best Practical Source, approved by the IT Board 2/8/11, in an amount not to exceed \$52,196.30, for the Court of Common Pleas-Juvenile Division, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2011-083 **A Resolution appropriating carryover balances for two U.S. Department of Justice Assistance Grant (“JAG Program Grants”) made available by the State of Ohio Office of Criminal Justice Services, through the American Recovery and Reinvestment Act of 2009 (“ARRA”), for the Reentry Court Enhancement Grant, with a carryover balance, including a 25% local cash match requirement, for a total of \$32,378.28, through 4/30/11, and for the Probation Risk/Needs Assessment Grant, with a carryover balance, including a 25% local cash match requirement, for a total of \$6,192.67, through 2/28/11, for the Court of Common Pleas, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2011-084 **A Resolution confirming an award by the Board of Control of a purchase order with Montrose Ford for three 2011 Ford Crown Victoria Police Interceptor vehicles, under CUE pricing, in an amount not to exceed \$68,922.72, for the Sheriff, and declaring an emergency.**

Introduced: February 14, 2011

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

2011-085 **A Resolution confirming an award by the Board of Control of a purchase order with D&G Uniforms for deputies uniform allowance, per bargaining agreement, as Best Practical Source, in an amount not to exceed \$96,000.00, for the Sheriff, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2011-086 **A Resolution appropriating carryover grant funds received from the State of Ohio Department of Rehabilitation and Corrections for the Community Corrections Act (“CCA”) 407 and 408 grants, in the amount of \$212,949.22, with no local cash match requirement, through 6/30/11, for the Executive’s Department of Law, Public Safety-Justice Affairs Division and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(PS)

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

Public Safety Committee recommends passage.

2011-088 **A Resolution confirming an award by the Board of Control of Change Order No. 1 with Info Line, Inc., for the second renewal of five, for after hours calls and adult protective services elder abuse hotline, for the period 7/1/10 to 6/30/11, in an amount not to exceed \$30,000.00 (85.7% increase), for the Executive’s Department of Job and Family Services, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(HS)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Health and Human Services Committee recommends passage.

2011-089 **A Resolution confirming an award by the Board of Control of a purchase order with METRO Regional Transit Authority for fixed route transportation services, for the period 1/1/11 to 6/30/11, as Best Practical Source, in an amount not to exceed \$115,000.00, for the Executive’s Department of Job and Family Services, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(HS)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Health and Human Services Committee recommends passage.

ROUTINE LEGISLATION UNANIMOUSLY AGREED TO BY COMMITTEE

2011-091 **A Resolution confirming an award by the Board of Control of a purchase order with Kronos, Inc., for timekeeping software maintenance and support, media upgrades, technical support and time clock hardware maintenance, for the period 3/21/11 to 3/20/12, as Best Practical Source, approved by the IT Board 2/8/11, in an amount not to exceed \$58,332.88, for the Fiscal Officer, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(F)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Finance Committee recommends passage.

2011-092 **A Resolution approving the award by the Board of Control of a purchase contract with LexisNexis for printed publications for the Law Library Resources Board in its operation of the Law Library, for 2011, in an estimated amount not to exceed \$29,000.00, as Best Practical Source, for the Law Library Resources Board, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(F)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Finance Committee recommends passage.

2011-093 **A Resolution approving the award by the Board of Control of a purchase contract with Thomson West for printed publications for the Law Library Resources Board in its operation of the Law Library, for 2011, in an estimated amount not to exceed \$27,000.00, as Best Practical Source, for the Law Library Resources Board, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(F)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Finance Committee recommends passage.

SECOND READINGS

2011-075 **An Ordinance adopting the classification, classification specification and salary schedule for the exempt unclassified position of Engineer Project Manager # 64018, and amending Section 169.03 of the Codified Ordinances, entitled “Ethics In Public Employment”, to include this position under the duties and prohibitions of that code section, for the Engineer, and declaring an emergency.**

Introduced: February 14, 2011

Exhibit A

Sponsor - Mr. Pry

(P&I)

Staff Contact: Darlene Mims, (330) 643-2726, dmims@summitoh.net

Personnel Committee recommends passage.

2011-080 **A Resolution authorizing the Executive to contribute its portion of the HVAC improvements, in the amount of \$250,000.00, to the Austen BioInnovation Institute in Akron Renovation Project, in Council District 4, in cash upon closing of the transaction, rather than financing the same over the term of 20 years, and appropriating funds for the same, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Planning and Economic Development Committee recommends passage.

2011-081 **A Resolution authorizing an increase of the County’s pledge of non-tax revenues for the financing of the Austen BioInnovation Institute in Akron Renovation Project up to a total of \$9,500,000.00, which would securitize a State Research and Development Loan in the amount of \$2,500,000 and a Summit County Port Authority issuance of bonds of up to \$7,000,000.00, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Planning and Economic Development Committee recommends passage.

SECOND READINGS

2011-096 **A Resolution authorizing the Executive to execute an Agreement with the City of Tallmadge whereby the County of Summit Division of Building Standards will enforce Part Thirteen of the Codified Ordinances of the County of Summit, entitled “Building Code,” which incorporates the 2006 Residential Code of Ohio and the 2007 Ohio Building Code, on behalf of and within the territorial jurisdiction of the City of Tallmadge, for the Executive’s Department of Community and Economic Development, and declaring an emergency.**

Introduced: February 14, 2011

Sponsor - Mr. Pry

(PL)

Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net

Planning and Economic Development Committee recommends second read only and return to committee.