

**COUNTY OF SUMMIT
REGULAR COUNCIL MEETING MINUTES
August 1, 2011**

A Caucus was held prior to the meeting to discuss Agenda items. Council members Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro were present.

The Whitefriars Drive Sanitary Sewer Improvement Project hearing in Council Chambers took place at 4:30 p.m., prior to the start of the Council meeting.

Presentation: Dennis Yacobozzi, President of "UACC" United America Capital Corp. presented on topics such as current investment earning, the investment climate, trends and any potential fiscal impact to investments. He also handed out an informational packet for Council.

The following items were addressed before Council at the Caucus:

- 2011-302 Brad Gessner from the Prosecutor's Office addressed Council for this first reading passage request. He said this position is vital to the office and must be filled.
- 2011-303 Bob Bickett from the Court of Common Pleas addressed this first reading passage request.
- 2011-305 Council discussed passing this Resolution so as to settle this agreement in a timely fashion.
- 2011-319 Brad Gessner from the Prosecutor's Office addressed Council for this first reading passage request. This position does not cost Summit County anything, and as it is part time, does not include benefits.

The Council Regular Meeting was called to order at 05:00 PM in Council Chambers.

ROLL CALL- Present: Mr. Comunale, Mr. Crawford, Mr. Feeman, Mr. Kostandaras, Ms. Kurt, Mrs. Lee, Mrs. Prentice, Mrs. Rodgers, Mr. Roemer, Mr. Schmidt, Mrs. Shapiro; Absent:

MINUTES FOR APPROVAL: Mr. Comunale moved to approve the minutes of the regular Council meeting(s) held June 27, 2011.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

ANNOUNCEMENT OF GENERAL INTEREST: NONE

ANNOUNCEMENT FROM EXECUTIVE: NONE

ANNOUNCEMENT OF OFFICEHOLDERS: NONE

MOTIONS FOR COUNCIL

M-041-2011 **A Motion of Council confirming the reappointments of Ms. Tina Myles, Mr. Samuel DeShazior, Ms. Judythe Hummel, Mr. Brian Davis, and the appointments of Ms. Suzanne Rickards, Ms. Sherry Neubert, Ms. Susan Long, Mr. David Meeker, and Ms. Carla Sibley (to replace Sherman Gandee) to the Summit Workforce Solutions Board of Directors.**

Movant - Mr. Feeman

Committee Motions for Committee

M-042-2011 **A Motion of Council confirming the reappointments of Robert Cogdeill, Joel Stile, Brian Cuthbert, Libert Bozelli, Jack Shuman, James Evans, Deputy Chief Ed Hiltbrand, and the appointments of Mark Trudics, and Paul Testa to the Contractor Registration Board.**

Movant - Mr. Feeman

Mr. Schmidt moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-042-2011 was approved.

M-043-2011 **A Motion of Council confirming the appointments of Inspector Bill Holland (as Sheriff Alexander's designee and replacing Gary James), and Chief Gary James (to replace Lieutenant Frank Kalapolis and with Diana Kovack as his designee) to the Criminal Justice Advisory Board.**

Movant - Mr. Feeman

Mr. Crawford moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-043-2011 was approved.

M-044-2011 **A Motion of Council confirming the reappointments of Mr. James Lawrence, Ms. Karen Talbott, Mr. Thomas Armstrong, Ms. Angela Tucker Cooper, Ms. Roberta Aber, and Ms. Pat Divoky to the Social Services Advisory Board.**

Movant - Mr. Feeman

Mrs. Shapiro moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-044-2011 was approved.

M-045-2011 **A Motion of Council confirming the appointment of Mr. Bob McDowall (as Deb Matz's alternate and replacing Linda Murphy) to the Emergency Management Executive Committee.**

Movant - Mr. Feeman

Ms. Kurt moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-045-2011 was approved.

M-046-2011 **A Motion of Council confirming the reappointments of Mr. Dick Lowry, Ms. Susan Allen, and Assistant Fire Chief Fred Jackson to the Building Standards Board of Building Appeals.**

Movant - Mr. Feeman

Mrs. Prentice moved to approve.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Motion M-046-2011 was approved.

FIRST READINGS

2011-302 **A Resolution, pursuant to Section 169.04(j) of the Codified Ordinances of the County of Summit, entitled "Temporary Hiring Freeze," to authorize the County Prosecutor to hire a full-time unclassified Director of Administration, at the rate of \$28.55 per hour, the minimum pay rate for the position, for the Executive, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Mr. Comunale moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Resolution 2011-302 was adopted.

2011-303 **A Resolution authorizing the Executive to execute a subgrant agreement with the Ohio Department of Job and Family Services for the receipt of Title IV-E funds by the County of Summit Juvenile Court, for the period 7/1/11 to 6/30/13, for the County of Summit Juvenile Court, and declaring an emergency.**

Sponsor - Mr. Pry

Staff Contact: Kent Starks, (330) 643-2074, kstarks@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: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Mr. Schmidt moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Resolution 2011-303 was adopted.

2011-304 **A Resolution amending the 2011 Staffing Report to reduce the number of Assistant Director positions for the Department of Internal Audit from one to zero, for the Department of Internal Auditing, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-305 **A Resolution authorizing the County Executive to execute an agreement with J. David Laidig and Peggy Lou Laidig, in the amount of \$300.00, for an easement on their property related to a storm water system improvement project for the Village of Lakemore, in Council District 8, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Ms. Kurt moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Resolution 2011-305 was adopted.

2011-306 **A Resolution confirming an award by the Board of Control of a purchase order with the City of Cuyahoga Falls for an agreement of cooperation for the Sand Run Road Resurfacing Project, in Council District 1, in an amount not to exceed \$45,000.00, for the Engineer, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-307 **A Resolution authorizing the Executive to execute any and all documents necessary to transfer certain unbuildable lots located in Twinsburg Township, Council District 1, to Twinsburg Township at no or nominal cost, for the Executive's Department of Law, and declaring an emergency.**

Sponsor - Mr. Pry and Mr. Kostandaras

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

Committee First Readings

- 2011-308 **A Resolution accepting and approving a resubdivision titled “Shadybrook Allotment Replat”, located in Springfield Township, Council District 8, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.**
Sponsor - Mr. Pry
Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net
Committee First Readings
- 2011-309 **A Resolution authorizing the County Executive to execute Addendum No. 1 renewing a lease (third of four) with the Ohio Department of Public Safety-Bureau of Motor Vehicles for approximately 1,425 square feet of office space located at 1030 East Tallmadge Avenue, Akron, Ohio, in Council District 2, for a two-year term, from 7/1/11 through 6/30/13, for rent in the amount of \$863.38 per month, for a total amount of \$20,721.12 for the two-year term, for the Executive, and declaring an emergency.**
Sponsor - Mr. Pry
Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net
Committee First Readings
- 2011-310 **A Resolution confirming an award by the Board of Control of a professional service contract with GPD Group for design services for the Ohio Building and Safety Building HVAC improvements, in Council District 4, in an amount not to exceed \$97,996.00, for the Executive’s Department of Administrative Services - Physical Plants, and declaring an emergency.**
Sponsor - Mr. Pry
Staff Contact: Mark Potter, (330) 643-2436, mpotter@summitoh.net
Committee First Readings
- 2011-311 **A Resolution authorizing the County Executive to execute any documents necessary to accept the award from the National Court Appointed Special Advocate (“National CASA”) Association, of a diversity implementation renewal grant of federal funds, in the amount of \$4,500.00, with no local cash match requirement, for the period 7/1/11 through 6/30/12, and appropriating these funds for CASA expenditures through 12/31/11, for the Court of Common Pleas - Juvenile Division, and declaring an emergency.**
Sponsor - Mr. Pry
Staff Contact: Kent Starks, (330) 643-2074, kstarks@summitoh.net
Committee First Readings

2011-312 **A Resolution authorizing the County Executive to execute a contract with Oriana House, Inc., and the County of Summit Court of Common Pleas, on behalf of the Adult Probation Department, for the operation of a community corrections program for State Fiscal Year (“SFY”) 2012, the period July 1, 2011 through June 30, 2012, in the amount of \$1,239,107.00, which is funded by a 407 Grant through the Community Corrections Act (“CCA”), pursuant to which Oriana House, Inc. shall be paid an amount not to exceed \$899,518.00 and the Adult Probation Department shall be paid an amount not to exceed \$339,589.00, for the Executive’s Department of Law, Division of Public Safety-Justice Affairs, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-313 **A Resolution authorizing the County Executive to execute a contract with Oriana House, Inc., and the County Sheriff for the operation of a community corrections program for State Fiscal Year (“SFY”) 2012, the period July 1, 2011 through June 30, 2012, in the amount of \$448,759.00, which is funded by a 408 Grant through the Community Corrections Act (“CCA”), pursuant to which Oriana House, Inc. shall be paid an amount not to exceed \$359,405.00 and the County Sheriff shall be paid an amount not to exceed \$89,354.00, for the Executive’s Department of Law, Division of Public Safety-Justice Affairs, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-314 **A Resolution authorizing the County Executive to execute a renewal grant agreement with Oriana House, Inc., for the operation of the County’s Community Based Correctional Facility (“CBCF”), for a one-year term, for State Fiscal Year (“SFY”) 2012 (7/1/11 through 6/30/12), in the amount of \$5,395,000.00, funded by an Ohio Department of Rehabilitation and Correction (“ODRC”) SFY 2012 Community Based Correctional Facility Subsidy Grant, with no local cash match required, and appropriating the renewal grant agreement amount, for the Executive’s Department of Law, Division of Public Safety-Justice Affairs, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-315 **An Ordinance amending Section 165.02 of the Codified Ordinances of the County of Summit, entitled "Board of Trustees; Members," which sets forth the membership of the Summit-Akron Solid Waste Management Authority, to change the reference to Summit County Township Clerks Association to Township Association of Summit County, to reflect a name change and to make other minor non-substantive changes, for the Executive, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-316 **A Resolution, pursuant to Section 169.040(j) of the Codified Ordinances of the County of Summit, entitled "Temporary Hiring Freeze," to authorize the County Executive to hire a full-time classified Computer Programmer Analyst 3, at the rate of \$24.36 per hour, the minimum pay rate for the position, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-317 **A Resolution adjusting existing appropriations by \$1,500,000.00 within the 2011 Public Assistance Funds for the fiscal year ending 12/31/11, for the Executive's Department of Job and Family Services, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-318 **A Resolution confirming an award by the Board of Control of a purchase contract with Brinks, for the first renewal of two, for armored car services for various county departments, for a one-year period, in an amount not to exceed \$2,724.01 per month (including an estimated 10% fuel surcharge), for a total amount not to exceed \$32,688.12 per year, for the Executive's Department of Finance and Budget - Purchasing, and declaring an emergency.**

Sponsor - Mr. Pry

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

Committee First Readings

2011-319 **A Resolution, pursuant to Section 169.04(j) of the Codified Ordinances of the County of Summit, entitled “Temporary Hiring Freeze,” to authorize the County Prosecutor to hire one external, part-time, unclassified, Direct Indictment Officer I position, at a rate of pay of \$14.90 per hour for 25 hours of work per week, to be funded in full through the Direct Indictment Agreement with the City of Akron, for the Prosecutor, and declaring an emergency.**

Sponsor - Mr. Pry

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

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

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Mr. Comunale moved to adopt.

Voice Vote on the motion.

Yes: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

Motion passed - Voice Vote: 11-0

Resolution 2011-319 was adopted.

2011-320 **A Resolution approving the plan to reapportion legislative districts of the County of Summit, Ohio, based upon the recurring Federal Census, for the Council, and declaring an emergency.**

Sponsor - Mr. Schmidt, Mr. Feeman, Mrs. Shapiro and Ms. Kurt

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

Committee First Readings

Presentation of New Business: NONE

Presentation of Petitions to address Council: NONE

Executive Session

Motion By: Mr. Schmidt

Seconded By: Mrs. Lee

Motion Type: Roll Call

For: Mr. Comunale, Mr. Crawford, Mr. Feeman, Mr. Kostandaras, Ms. Kurt, Mrs. Lee, Mrs. Prentice, Mrs. Rodgers, Mr. Roemer, Mr. Schmidt, Mrs. Shapiro

Against:

Abstain:

Absent:

Outcome:

Call To Order: 6:00 PM

Reason: To discuss a personnel matter

Adjournment: Council adjourned at 6:43 pm. The next regular meeting will be held August 15, 2011 at 5:00 pm

All deliberations concerning official business and formal actions by this County Council were conducted in an open public meeting this 1st day of August, 2011.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL