

**Thursday, May 6, 2010**

The Board of County Commissioners met in regular session on **Thursday, May 6, 2010 at 9:15 AM** with the following members present:

Charles W. Keiper II

Maureen T. Frederick

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It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II to approve the meeting minutes of the May 4, 2010 meeting. Commissioner Smeiles absent, motion carries

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Also attending throughout the day: Mike Sever, Record-Courier; Marshall Brown, Aurora High School Intern; Executive Assistant Charlene Badger

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**FAMILY & COMMUNITY SERVICES**

Present: Mark Frisone

Commissioner Keiper advised that there is \$107,920 available, a significantly greater amount than requested if the application can be restructured from Slum & Blight. Mr. Frisone responded that it is a great idea to access additional funding, noting that the Senior Center is an eligible activity for a parking lot improvement project. Mr. Frisone will check to make certain that the \$107,920 match could still be used to acquire other grant funding. Commissioner Keiper added that he is comfortable with the notion of expanding the Senior Center parking lot for one that is paved and accessible. Mr. Frisone thanked the Board of Commissioners for their creative thinking

**DEERFIELD HISTORICAL SOCIETY**

Present: Sally and Don Sampson

The Board of Commissioners invited the Sampson in to discuss the CDBG application. The Board of Commissioners does not believe that the application would be met if the money was used to purchase the house. Ms. Sampson responded that the home owner Larry Fisher has verbally stated that if the CDBG grant is awarded, he will donate the house to the Deerfield Historical Society. The Board noted that there is \$47,100 in Slum & Blight available for this project. Commissioner Keiper suggested a link with Habitat for Humanity and other trades to move the project forward by partnering. Mrs. Sampson thanked the Board of Commissioners for this consideration and will get a letter from Mr. Fisher confirming that he will donate the building and get that letter to the Board of Commissioners ASAP.

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9:45 AM Commissioner Smeiles attending after meeting with local resident and League of Women Voters member Janet Rusnack to express his idea that the Board of Commissioners investigate the possible videotaping of their meetings for TV viewing. Ms. Rusnack agreed that it would be a good idea and a worthwhile purchase of a camera etc. for such a purpose.

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**INTERNAL SERVICES**

Present: JoAnn Townend

**DISCUSSION**

- 1. The Directory Advertising agreement for the Columbiana WIC will not be approved as to form by the Prosecutor’s Office because there is an indemnification clause and other items that the company will not remove. The Board of Commissioners agreed to sign the agreement without the Prosecutor signing.
- 2. The Board of Commissioners approved the draft Kent Muni Court MOU with JoAnn Townend’s changes. Director Townend will forward the final draft to Attorney Denise Smith so that she can get it to the Judges. The Director noted that the Bowen Contract is ready for Board signature today.

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**RESOLUTIONS**

- 1. Enter into amendment no. 1 with BI Incorporated for the Adult Probation Department for digital cell monitoring services./10-0438
- 2. Enter into an agreement with Kent Regional Business Alliance for the administration and implementation of Portage County CDBG based microenterprise development revolving loan fund./10-0439
- 3. Enter into an amendment no. 3 with Portage County Information Technology and JFS for support services./10-0440
- 4. Enter into a license agreement with Doug Mc Gee for Christian prayer./10-0441

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**HUMAN RESOURCES**

Present: Karen U'Halie

Discussion

- 1. Request a Journal Entry to revise The Woodlands at Robinson Mandatory Cost Savings Days Program to include the option of an unpaid leave of absence/Journal Entry
- 2. Journal Entry to authorize the hire of a Part-Time RN at the request of the DON - the nursing home will present the Human Resources Department with the Personnel Requisition requesting authorization to hire a Part-Time RN ASAP, contingent upon the necessary drug testing. Karen U'Halie will bring the form to the Board of Commissioners for approval during her May 6<sup>th</sup> Agenda/Journal Entry advertisement only

3. The Board of Commissioners agreed that the Human Resources Department Director should meet with the current MCO (Managed Care Organization) University Hospital Comp Care, as well as three other MCOs for the next two year period beginning June 1, 2010. The Director noted that staff is not happy with the services provided by University Hospital Comp Care. The Director will bring back a recommendation to the Board of Commissioners. Commissioner Keiper noted that Workers Comp pays the MCO directly.
4. The Board of Commissioners forwarded the CCAO memo regarding deferred compensation issues and newly hired employees. The Director noted that new employees are given the information about what plans are available and they make their own choice as to which, if any, to choose.

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**NEIGHBORHOOD DEVELOPMENT SERVICES**

Present: Dave Vaughan, Mike Bogo

The Board of Commissioners discussed the CDBG applications and their thoughts on what to fund. The meeting next week with the Neighborhood Development Services, the city of Ravenna, and Mark Frisone may not need to happen based on what Mr. Frisone determines.

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Neighborhood Development Services noted that in accordance with Substitute House Bill 313 (128<sup>th</sup> General Assembly), Portage County is now able to set-up a land Trust to buy and hold land. The Board of Commissioners agreed that Neighborhood Development Services should contact the County Treasurer to discuss his interest in working with Neighborhood Development Services to set up a County Land Revitalization Corporation (CLRC) and administer it for Portage County.

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10:40 AM The Board of Commissioners recessed to the Solid Waste Management District meeting  
 11:20 AM The Board of Commissioners reconvened

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**RESOLUTION No. 10-0432 - RE: BILLS APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following resolution be adopted:

**RESOLVED,** that the bills were approved and certified to the County Auditor for payment, contingent upon the review of the Portage County Internal Auditor or other designee on May 6, 2010 in the total payment amount of **\$112,007.95 for Funds 0001-7001** as set forth in the Accounts Payable Warrant Report on file in the office of the Portage County Auditor; and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0433 - RE: WIRE TRANSFER APPROVED AND CERTIFIED TO THE PORTAGE COUNTY AUDITOR FOR PAYMENT.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following resolution be adopted:

**RESOLVED,** that the bills were approved and certified to the County Auditor for payment, contingent upon the review of the Portage County Internal Auditor or other designee on May 6, 2010 in the total payment amount as follows:

**1. \$172,243.12 for Medical Mutual Claims-Fund 7101; and**

as set forth in the Accounts Payable Warrant Report on file in the office of the Portage County Auditor; and be it further

**RESOLVED,** that the Board of Commissioners authorizes the wire transfer for the charges relating to health benefits, as presented by the Portage County Auditor's Office:

Wire Transfer on Friday, May 7, 2010 \$ 179,243.12

and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0434 - RE: APPROVAL OF JOURNAL VOUCHERS/ENTRIES.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following Resolution be adopted:

**WHEREAS,** the Ohio Revised Code requires that warrants be approved by the Board of Commissioners prior to their issuance, and

**WHEREAS,** there are other similar financial transactions defined as journal vouchers/entries that are dissimilar in that they are used to pay for charges for services from one county department and/or fund to another department and/or fund and thus are processed in lieu of issuing a warrant, and

**WHEREAS,** the Journal Vouchers/Entries are recommended by the County Auditor’s Office for review and approval by the Board of Commissioners; now therefore be it

**RESOLVED,** that the Board of Commissioners approves the following Journal Vouchers/Entries as presented by the County Auditor’s Office:

05/06/10	142	\$ 52,254.50
05/06/10	144	35,608.00
Total		\$ 87,862.50

and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0435 - RE: ACCEPTANCE OF THEN AND NOW CERTIFICATIONS FOR PAYMENT.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following resolution be adopted:

**WHEREAS,** Ohio Revised Code Section 5705.41 (D)(1) authorizes the expenditure of moneys, provided a certificate of the County Auditor is supplied stating that there was at the

time of the making of such contract or order and at the time of the execution of such certificate a sufficient sum appropriated for the purpose of such contract and in the treasury or in process of collection to the credit of an appropriate fund free from any previous encumbrances (Then and Now Certification), and

**WHEREAS,** the Then and Now Certification is recommended by the State Auditor’s Office, the Portage County Auditor’s Office, and the Portage County Prosecutor’s Office, and

**WHEREAS,** a listing of expenditures, attached hereto as Exhibit “A” and incorporated herein by reference, has been certified by the County Auditor according to Ohio Revised Code section 5705.41 (D)(1); now therefore be it

**RESOLVED,** that the expenditures listed herein are properly certified by the County Auditor in the amount of **\$2,549.28** as set forth in Exhibit “A” dated **May 6, 2010** shall be paid; and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice Vote as Follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0436 - RE: APPROVE SPECIFICATIONS AND SET BID DATE FOR TWO (2) HEAVY DUTY TANDEM AXLE ROAD MAINTENANCE TRUCKS FOR USE BY THE PORTAGE COUNTY ENGINEER.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following Resolution be adopted:

**WHEREAS,** Specifications have been submitted to this Board of Portage County Commissioners for approval for **Two (2) Heavy Duty Tandem Axle Road Maintenance Trucks** for use by the Portage County Engineer; now therefore be it

**RESOLVED,** that the specifications as submitted for said **Two (2) Heavy Duty Tandem Axle Road Maintenance Trucks** for use by the Portage County Engineer, be and are hereby approved; and be it further

**RESOLVED,** that sealed bids for the aforementioned **Two (2) Heavy Duty Tandem Axle Road Maintenance Trucks** will be accepted by the Portage County Director of Internal

Services until **2:00 P.M.** on **June 2, 2010** and publicly opened and read; and be it further

**RESOLVED,** that Notice of Receiving Bids shall be published in the Record Courier on May 10, 2010 and May 17, 2010 and the Clerk of this Board is directed to post said Notice on the County Commissioners' Official Bulletin Board; and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice vote as follows:

Charles W. Keiper II, Yea;                      Maureen T. Frederick, Yea;                      Christopher Smeiles, Yea;

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<b>RESOLUTION No. 10-0437</b>	-	<b>RE:</b>	<b>AUTHORIZATION OF THE PORTAGE COUNTY ENGINEER TO PAY THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) 20% OF THE TOTAL COST TO PROVIDE FOR A LEVEL 1 ECOLOGICAL SURVEY, FOR THE PROPOSED REPLACEMENT OF THE EXISTING TWIN 54" CULVERTS CONVEYING THE WEST BRANCH OF THE MAHONING RIVER, AND A LEVEL 1 CATEGORICAL EXCLUSION REEVALUATION FOR THE PROJECT KNOWN AS THE CABLE LINE ROAD RESURFACING PROJECT, LOCATED IN PALMYRA AND PARIS TOWNSHIPS, PORTAGE COUNTY.</b>	

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following Resolution be adopted:

**WHEREAS,** The Portage County Engineer is developing a set of plans, specifications and environmental documents for the project known as **Cable Line Road Resurfacing**, located in Palmyra and Paris Townships, Portage County , and

**WHEREAS,** the Portage County Engineer has requested the Ohio Department of Transportation, following the County Engineers Association of Ohio (CEAO) Task Order Agreement Process, to provide for a Level 1 Ecological Survey, for the proposed replacement of the existing twin 54" culverts conveying the west branch of the Mahoning River, and a Level 1 Categorical Exclusion Reevaluation for the project known as **Cable Line Road Resurfacing**, and

**WHEREAS,** the CEAO Task Order Agreement Process is used on Federal Funded projects to acquire right of way and/or perform environmental investigating and reporting. The Task Order is paid 80% by CEAO and 20% by local agency to ODOT who will perform the Task Order internally or utilize a pre-qualified consultant, and

**WHEREAS,** ODOT has received a technical and fee proposal from Strategic Environmental and Ecological Services, Inc. for \$8,880.00 to complete said services, and

**WHEREAS,** the Portage County Engineer's 20% share of the Task Order is \$1,776.00 to be paid to ODOT; now therefore be it

**RESOLVED,** that the Board of Portage County Commissioners does hereby authorize the Portage County Engineer to pay ODOT \$1,776.00 for the completion of the Level 1 Ecological Survey, for the proposed replacement of the existing twin 54" culverts conveying the west branch of the Mahoning River, and a Level 1 Categorical Exclusion Reevaluation for the project known as **Cable Line Road Resurfacing**, located in Palmyra and Paris Townships, Portage County, and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice vote as follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0438 - RE: ENTER INTO AMENDMENT NO. 1 WITH BI INCORPORATED FOR THE ADULT PROBATION DEPARTMENT FOR DIGITAL CELL MONITORING SERVICES**

**It was moved by Christopher Smeiles, seconded by Maureen T. Frederick that the following Resolution be adopted:**

**WHEREAS,** the Local Preparedness Acquisition Act, signed June 26, 2008 authorizes state and local governments to purchase from GSA (General Services Administration) alarm and signal systems, facility management systems, firefighting and rescue equipment, law enforcement and security equipment, marine craft and related equipment, special purpose clothing and related services schedule 84, Contract number GS-07F-0518N; and

- WHEREAS,** BI Incorporated is an authorized vendor on GSA schedule 84 to provide alarm and signal systems and, warning system devices through April 30, 2013; and
- WHEREAS,** the parties entered into an agreement on September 24, 2009 through resolution no. 09-0886; and
- WHEREAS,** the GSA schedule has approved and added cellular units for those offender's that do not have a phone line installed in their homes; and
- WHEREAS,** the Adult Probation Department has the need for approximately five (5) cellular units; now therefore be it
- RESOLVED,** that the Board of Portage County Commissioners does hereby agree to enter into amendment no. 1 by and between the Board of Commissioners and BI Incorporated, 6400 Lookout Rd., Ste 101, Boulder CO 80301-3377, to provide digital cell services for the Adult Probation Department; and be it further
- RESOLVED,** that the cost of services are as follows:  
 HomeGuard HG206 digital cell unit rental charge: \$3.89 per day per unit provided from BI inventory  
 HomeGuard HG206 digital cell monitoring service charge: \$1.60 per unit per active day; and be it further
- RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice Vote as Follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0439 - RE: AGREEMENT BETWEEN PORTAGE COUNTY COMMISSIONERS AND THE KENT REGIONAL BUSINESS ALLIANCE FOR THE ADMINISTRATION AND IMPLEMENTATION OF PORTAGE COUNTY REVOLVING LOAN FUND PLANS.**

It was moved by Christopher Smeiles, seconded by Maureen T. Frederick that the following resolution be adopted:

**WHEREAS,** the Portage County CDBG Based Microenterprise Development Revolving Loan Fund (RLF) exists to maintain and administer RLF funds as recaptured income from various sources; and

**WHEREAS,** the parties desire to provide credit for the establishment, stabilization and expansion of microenterprises; and

**WHEREAS,** the Portage County Board of Commissioners has agreed to enter into an agreement; and

**WHEREAS,** the County and KRBA desire to enter into this agreement to set out their respective covenants and understandings; now therefore be it

**RESOLVED,** that the Board of Commissioners agrees to enter into an agreement with the Kent Regional Business Alliance for the Administration and Implementation of the Portage County Revolving Loan Fund Plans; and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were an meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice vote as follows:

Charles W. Keiper II, Yea;

Christopher Smeiles, Yea;

Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0440**

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**RE: ENTER INTO AMENDMENT NO. 3 BETWEEN THE BOARD OF COMMISSIONERS ON BEHALF OF THE PORTAGE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND THE PORTAGE COUNTY AUDITOR ON BEHALF OF INFORMATION TECHNOLOGY SERVICES TO PROVIDE INFORMATION TECHNOLOGY SUPPORT AND SERVICES.**

It was moved by Christopher Smeiles, seconded by Maureen T. Frederick that the following resolution be adopted:

**WHEREAS,** an agreement between the parties was entered into and known as Portage County Contract No. 20070438 (the “Original Contract”) on December 27, 2007 by Resolution No. 07-1199 to provide information technology support and services to the Portage County Department of Job & Family Services; and

**WHEREAS,** an Amendment No. 1 was entered into on December 11, 2008 through Resolution No. 08-1115; and

**WHEREAS,** an Amendment No. 2 was entered into on June 25, 2009 through Resolution No. 09-0525; and

**WHEREAS,** the parties desire to amend the Original Contract to continue such services; now therefore be it

**RESOLVED,** that the Board of Portage County Commissioners does hereby agree to enter into Amendment No. 3 between the Board of Commissioners on behalf of the Department of Job & Family Services (PCDJFS) and the Portage County Auditor on behalf of Information Technology Services (ITS) for the period July 1, 2010 through June 30, 2011; and be it further

**RESOLVED,** that in the event there is a loss of funding, this agreement may be terminated by PCDJFS with thirty (30) days written notice to ITS, otherwise the sixty (60) day terminate clause remains in effect; and be it further

**RESOLVED,** that PCDJFS agrees to pay ITS an amount not to exceed Sixty-seven thousand five hundred and 00/100 dollars (\$67,500.00) for actual compensation (payroll plus benefits) issued to the Data Security Specialist for information technology services for support provided during the time period July 1, 2010 through June 30, 2011; and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice vote as follows:

Charles W. Keiper II, Yea;

Christopher Smeiles, Yea;

Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0441**

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**RE:**

**ENTER INTO LICENSE AGREEMENT BETWEEN THE PORTAGE COUNTY COMMISSIONERS AND DOUG MCGEE FOR CHRISTIAN PRAYER**

It was moved by Christopher Smeiles, seconded by Maureen T. Frederick that the following Resolution be adopted:

**WHEREAS,** the County owns property located at 203 W. Main St., Ravenna, Ohio known as the Portage County Courthouse; and

**WHEREAS,** Doug McGee wishes to use the Courthouse outside steps, lawn and surrounding Courthouse grounds on Thursday, May 6<sup>th</sup>, 2010 from 11:30 AM to 1:30 PM for Christian Prayer; now therefore be it

**RESOLVED,** that the Board of Portage County Commissioners does hereby agree to enter into a License Agreement between the Board and Doug McGee, P.O. Box 11211, Brady Lake OH 44211 for use of the Courthouse outside steps, lawn and surrounding Courthouse grounds on Thursday May 6<sup>th</sup>, 2010, from 11:30 AM to 1:30 PM for Christian Prayer; and be it further

**RESOLVED,** that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Voice vote as follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTION No. 10-0442 - RE: ENTER INTO AN ASSIGNMENT ASSUMPTION NO. 1 OF THE REMAINING REAL PROPERTY BENEFITS TO NESTLE PREPARED FOODS FOR THE ENTERPRISE ZONE AGREEMENT BETWEEN MILLARD REFRIGERATED SERVICES, INC., NESTLE USA AND NESTLE USA FOOD GROUP, INC., THE CITY OF STREETSBORO AND PORTAGE COUNTY TO ACCOMMODATE THE PURCHASE OF THE REAL PROPERTY BY NESTLE PREPARED FOODS.**

It was moved by Maureen T. Frederick, seconded by Charles W. Keiper II that the following resolution be adopted:

**WHEREAS,** the City of Streetsboro and Portage County entered into an Enterprise Zone agreement with Millard Refrigerated Services, Nestle USA and Nestle USA Food Group by Portage County Resolution No. 98-591 dated October 6, 1998, which provides for the tax abatement of real and personal property taxes as set forth in the Agreement; and

**WHEREAS,** the City of Streetsboro by Ordinance No. 2010-21 dated March 22, 2010, approved the assignment of the remaining Real Property benefits of the Enterprise Zone Agreement to Nestle Prepared Foods to accommodate the purchase of the real property from Millard Refrigerated Services; and

**WHEREAS,** Nestle Prepared Foods is now obligated to pay for all real property taxes associated with such property; now therefore be it

**RESOLVED,** that the Board of Commissioners of Portage County hereby consents to and approves the assignment of all rights and benefits in and to the real property tax exemption set forth in Sections 6 of the Agreement to Nestle Prepared Foods; and be it further

**RESOLVED,** that the tax abatement benefits will continue to be conditioned upon the fulfillment by Nestle Prepared Foods of the various obligations set forth in the Agreement; and be it further

**RESOLVED,** that the Portage County Board of Commissioners does hereby approve this Assignment as agreed to by and between the parties herein included; and be it further

**RESOLVED,** that the Board of Portage County Commissioners finds and determines that all formal actions of the Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in a meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code; now therefore be it further

Voice vote was as follows:

Charles W. Keiper II, Yea; Christopher Smeiles, Yea; Maureen T. Frederick, Yea;

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**RESOLUTIONS**

May 6, 2010

1. Approval of Meeting Minutes from the May 4, 2010 regular Board Meeting as presented.
2. Approve the Bills as presented by the County Auditor and reviewed by the Department of Budget & Financial Management./10-0432
3. Approve the wire transfer as presented by the County Auditor./10-0433
4. Approve the Journal Vouchers as presented by the County Auditor./10-0434
5. Approve Then & Now as presented by the County Auditor./10-0435
6. Resolution presented by the County Engineer to approve the specifications and set the bid date for two (2) heavy duty tandem axle road maintenance trucks./10-0436

7. Resolution presented by the County Engineer to authorize the Engineer to pay the Director of the Ohio Department of Transportation 20% of the total cost to provide for a Level 1 Ecological Survey, for the proposed replacement of the existing twin 54” culverts conveying the West Branch of the Mahoning River and a Level 1 Categorical Exclusion Reevaluation for the project known as the Cable Line Road resurfacing project located in Palmyra and Paris Townships, Portage County./10-0437

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**INVITATIONS/MEETING NOTICES**

May 6, 2010

1. Save the Date notice from the RCAR (Rural Community Assistance Program) of the Small Towns, Big Futures conference in Columbus on August 24-25, 2010.
2. Notice of the NE Ohio Commissioners Association Meeting on Friday, May 14, 2010 at the GaREAT Sports Center in Geneva, Ohio from 10 AM – 2:00 PM.
3. Notice of the CCAO/CEAO Summer Seminar on Friday, June 11, 2010 from 9:00 AM – 4:00 PM. Please note the change in format to a one-day seminar in Columbus.

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**INCOMING CORRESPONDENCE**

**DISCUSSION**

May 6, 2010

1. April 30, 2010 memo from PCDED Executive Assistant Diana Fierle requesting the Board of Commissioners consider a resolution to enter into an Assignment Assumption No. 1 of the remaining real property benefits to Nestle Prepared Foods for the Enterprise Zone Agreement between Millard Refrigerated Services, Inc, Nestle USA and Nestle USA Food Group, Inc, the City of Streetsboro, and Portage County to accommodate the purchase of real property by Nestle Prepared Foods/10-0442.

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**JOURNAL ENTRY**

May 6, 2010

1. Request from the Portage County Safe Communities Program, administered through the Ravenna City Health Department, for authorization to display a banner on the Ravenna Courthouse railing to kick off the What’s Holding You Back campaign beginning May 22 – June 6, 2010.
2. Commissioners’ signatures requested on the payment authorization form for Hartong Electric, Inc. for labor and material to wire three (3) air conditioning units for the Portage County Senior Center for \$1,895, as presented by the Regional Planning Commission. The B-F-08-062-1 Formula Grant Activity #6 is funding this expense.

3. Commissioners' signatures requested on the purchase requisition for the Neighborhood Development Services, Inc. for the acquisition of 6615 Fairfield Street in Ravenna for \$29,531.04, as presented by the Regional Planning Commission. The B-Z-08-062-1 Neighborhood Stabilization Program Housing Development Activity is funding this expense.
4. Commissioners' signatures requested on the purchase requisition for the Neighborhood Development Services, Inc. for the acquisition of 6738 Terrill Road in Ravenna for \$10,284.28, as presented by the Regional Planning Commission. The B-Z-08-062-1 Neighborhood Stabilization Program Housing Development Activity is funding this expense.
5. The Board of Commissioners received the Weekly Report of Kennel population for the week ending May 2, 2010 as presented by Dave McIntyre, Dog Warden. The Board of Commissioners acknowledged the receipt of \$2,089.75 in License Sales and \$466 for Impound fees.
6. The Board of Commissioners received the April 29, 2010 correspondence from the Portage County Sheriff's Department including the Monthly Record of Proceedings and Transactions for April 2010, in accordance with Ohio Revised Code Section 325.07. Documents reviewed by the Department of Budget & Finance with no exceptions noted.

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**REFERRED**

May 6, 2010

1. Notice of Need to File Proof of Claim Due to Recovery of Assets in the Twin Lakes Country Club Bankruptcy case No. 09-51628-mss. Referred to Denise Smith and Portage County Treasurer Steve Shanafelt.
2. Notice of the filing by Movie Gallery, Inc. with the United States Bankruptcy Court. Referred to Denise Smith and Portage County Treasurer Steve Shanafelt.
3. April 22, 2010 correspondence from Hull & Associates regarding their program to access funds for cleanup and reuse of abandoned or underutilized commercial and industrial properties in Portage County. Referred to the Grants Administrator.
4. The Board of Commissioners received the Owner/Tenant Statement from the City of Ravenna. Referred to the Internal Services Department.
5. April 30, 2010 memo from Michael Hiler, Ohio Department of Development, regarding a delay of drawdown processing due to State Fiscal Year End June 30, 2010. Any DS5 draw request that must be paid before June 30, 2010 must be received by May 28, 2010. Referred to Grants Administrator, Department of Budget & Financial Management, Neighborhood Development Services and Regional Planning Commission.

6. May 3, 2010 e-mail from Anita Herington, Job & Family Services, regarding the Help Me Grow Grant. Referred to Grants Administrator and Department of Budget & Financial Management.
7. April 26, 2010 memo from Michael Hiler, Ohio Department of Development, regarding a Status Report for Grant No. B-Z-08-1CJ-1. Referred to Grants Administrator, Department of Budget & Financial Management, and Neighborhood Development Services/The Grants Administrator noted that the Regional Planning Commission will handle this.

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**INFORMATION ONLY**

May 6, 2010

1. April 30, 2010 notice from Jaclyn Petty, resigning from the Solid Waste District.
2. The Buckeye Institute for Public Policy Solutions presents its email address: <http://buckeyeinstitute.org>
3. The Board of Commissioners received the May 3, 2010 News Release, as presented by Ohio Department of Transportation, noting that the SR 82 bridge closing for replacement over Eagle Creek (between Freedom Street and Center Street) has been postponed until May 4, 2010.
4. The Ohio State University Extension Office presents the 2009 OSU Extension Highlights for Portage County.
5. The Board of Commissioners received a copy of the May 3, 2010 correspondences from the Portage County Health Department to Cindy Terhune and Scott Terhune regarding the Hugo Sand and Gravel site in Franklin Township.

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**Journal Entry**

May 6, 2010

Motion by Christopher Smeiles, seconded by Maureen T. Frederick to approve the following actions:

1. The Board of Commissioners approved the request from the Portage County Safe Communities Program, administered through the Ravenna City Health Department, to display a banner on the Ravenna Courthouse stair railing to kick-off the *What's Holding You Back* campaign beginning May 22 through June 6, 2010.
2. The Board of Commissioners signed the payment authorization form for Hartong Electric, Inc. of Ravenna for labor and material to wire three (3) air conditioning units for the Portage County Senior Center for \$1,895, as presented by the Regional Planning Commission. The B-F-08-062-1 Formula Grant Activity #6 is funding this expense.

