



Portage County Board of Commissioners
Meeting Minutes

449 South Meridian Street
Ravenna, OH 44266
<http://www.co.portage.oh.us>

Amy Hutchinson, Clerk
330-297-3600

Thursday, April 20, 2023

9:00 AM

Commissioners' Board Room

The following meeting minutes are summarized. Audio recordings and backup material are available in accordance with the Commissioners' Agenda and Audio Recording Retention Schedule.
Please contact the Commissioners' Office for specific details.

The Portage County Board of Commissioners' meeting came to order in the Commissioners' Boardroom located at 449 South Meridian Street, Ravenna, Ohio, with the following members present:

Attendee Name	Title	Status
Anthony J. Badalamenti	President	Present
Sabrina Christian-Bennett	Vice President	Attending 9:02 AM
Mike Tinlin	Board Member	Present

Also attending throughout the day was County Administrator Michelle Crombie.

1. The Board of Commissioners approved the April 13th, 2023, regular meeting minutes.

Motion: Commissioner Tinlin

Seconded: Commissioner Badalamenti

All in Favor: Commissioner Tinlin; Yea Commissioner Badalamenti, Yea;

Absent: Commissioner Christian-Bennett, Absent;

Motion Carries

9:02 AM Commissioner Christian-Bennett attending.

HUMAN RESOURCES

Present: Director Tami Soltis

Director Soltis explained there are 3 positions in Job and Family Services they would like to fill and a budget analysis was completed by Job and Family Services Budget & Finance Administrator, Sue Brannon, and everything looked appropriate.

Journal Entries:

In accordance with Section 305.30 of the Ohio Revised Code and this Board's Resolution 21-0396, Part 9(I), the Board of Commissioners acknowledged and approved the County Administrator's approval to:

1. Authorize the hire of Landon Bengtson, Operator in Training, Portage County Water Resources. The tentative start date is Monday, April 24, 2023. The Board of Commissioners agrees that this hire is contingent upon the applicant passing the required pre-employment screenings.

Motion: Commissioner Tinlin

Seconded: Commissioner Christian-Bennett
 All in Favor: Commissioner Tinlin, Yea; Commissioner Christian-Bennett, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries

2. Authorize the promotion of Kaylyn Kane, Child & Adult Protective Services Division Administrator, Portage County Job & Family Services. The tentative start date is Monday, May 1, 2023. The Board of Commissioners agrees that this hire is contingent upon the applicant passing the required pre-employment screenings.

Motion: Commissioner Christian-Bennett
Seconded: Commissioner Tinlin
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries

3. Authorize the three-day internal posting of a non-bargaining position for Child & Adult Protective Supervisor for the Portage County Job & Family Services, with an external posting if no internal appointment is made.

Motion: Commissioner Christian-Bennett
Seconded: Commissioner Tinlin
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries

4. Authorize the three-day internal posting of a non-bargaining position for JFS Supervisor, Child Support Division, for the Portage County Job & Family Services, with an external posting if no internal appointment is made.

Motion: Commissioner Christian-Bennett
Seconded: Commissioner Tinlin
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries

5. Authorize the three-day internal posting of the bargaining position for JFS Driver for the Portage County Job & Family Services, with an external posting if no internal appointment is made.

Motion: Commissioner Christian-Bennett
Seconded: Commissioner Tinlin
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries

6. Authorize the three-day internal posting of the bargaining position for Clerical 4 for the Public Assistance Division, for the Portage County Job & Family Services, with an external posting if no internal appointment is made.

Motion: Commissioner Christian-Bennett

Seconded: **Commissioner Tinlin**
All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

7. Approve anniversary/probationary step increase for the following non-bargaining employees:
- a. Amy Kirt ~ Water Resources
 - b. Linda Markijohn ~ Building Department
 - c. Dawn Wyckoff ~ Job and Family Services

Motion: **Commissioner Christian-Bennett**
Seconded: **Commissioner Tinlin**
All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

DEPARTMENT OF BUDGET AND FINANCIAL MANAGEMENT

Present: Director Jackie Petty

Journal Entries:

1. The Board of Commissioners signed the Satisfaction of Mortgage for Dolores F. Reedy for \$24,785.00 (Instrument No. 9926185, Book 464, Page 0757-0758) as requested by Neighborhood Development Services. Documents reviewed by the Department of Budget & Finance with no exceptions noted.

Motion: **Commissioner Christian-Bennett**
Seconded: **Commissioner Tinlin**
All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

In accordance with Section 305.30(K) of the Ohio Revised Code and this Board's Resolution 21-0396 and this Board's Resolution 21-0878, the Board of Commissioners acknowledges and approves the County Administrator's approval to:

2. Direct the Auditor's Office to pay/process the April 13, 2023 bills/ACH payments, wires, journal vouchers and then & now's, as applicable, contingent upon the verification of the reports as presented by the County Auditor and reviewed by the Department of Budget and Financial Management.

Motion: **Commissioner Christian-Bennett**
Seconded: **Commissioner Tinlin**
All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

Expenditure Review		
County Funds: (0001 – 8399)		
Bill Payment and ACH list totaling:		
Bill Payment list	\$1,484,250.25	(Includes late fees of: \$810.31)
ACH/Neil Group of	\$146.32	
ACH Payment list totaling:	\$0	
Health Benefit Wire transfers totaling:		
Medical Mutual Admin of	\$0	
Medical Mutual Claims of	\$161,801.89	
Medical Mutual Flex Admin of	\$0	
Medical Mutual Flex Claims of	\$0	
Journal Vouchers totaling:	\$187,687.97	
Then and Now list totaling:	\$714,384.13	
Debt Service wire list:	\$0	
BWC Wires:	\$0	

3. Process the April 13, 2023 budget amendments as reviewed and recommended by the Department of Budget and Financial Management.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

Discussion:

1. Sheriff's Office Pending Requests:

- A. **Ohio EMA ARPA grant for first responder wellness.** The Sheriff's Office has received a grant award and it is pending acceptance by the Commissioners. The total is \$1.8 million over 2 years, so that's roughly \$900,000 per year. The grant funding was awarded for 8 new hire Deputies and does allow for pre-award expenses back to September 2022. The Sheriff's Office already hired 8 Deputies since September 2022, so the grant funding could be used to reimburse the General Fund for the expense.

Commissioner Badalamenti asked if the Sheriff's Office were to hire 8 additional Deputies, would we be able to sustain them financially and Director Petty stated we could not sustain the expense once the grant funding has been expended.

Commissioner Christian-Bennett asked if the grant is contingent that the Sheriff's Office pays the cost after the first 2 years and if the Board is required to maintain the staff. Director Petty explained her concern that we cannot sustain the financial impact after the grant money has been depleted.

Commissioner Christian-Bennett asked if there's a special line item that we can earmark to ensure the grant funding is going towards what we are approving and Director Petty noted we can look at a specific line item, but ultimately, we can't control if additional people are hired and that's a concern.

Commissioner Badalamenti asked if anyone has had a conversation with the Sheriff's Office about accepting the grants with a contingency and Director Petty responded we've attempted to, but we haven't received a response.

Commissioner Christian-Bennett noted the Sheriff needs to be on board with this because if we end up having to lay people off, we're going to have to pay because we don't pay into unemployment and they would be eligible and that's problematic, so there's a cost either way.

County Administrator Crombie suggests a resolution conditionally accepting the award if it is applied to the previous 8 new hires.

Commissioner Christian-Bennett asked if the Board could supplant the money, meaning reduce the Sheriff's current budget from what the Board already provided.

Commissioner Badalamenti noted I am an incredible proponent of the Sheriff's Office and the first presentation was for 10 Road Deputies we've hired 23, with the opening of the A-Wing at the Justice Center, the Sheriff wanted 5 new Correction Officers and they hired 18 and the A-Wing still isn't open. We had zero requests for Detectives and we went from 18 to 27. I'm having a hard time with that and if we can't agree with Sheriff to use the funding to reimburse the General Fund, we need to talk about it. I would openly request the Sheriff come in and talk to us about the situation. I can't see bringing 10 additional new hires on board and in two years having to lay them off because we can't afford it.

Administrator Crombie noted the grant allows you to go back to September of 2022 and Director Petty stated technically we could make that work, but everyone has to agree with what we're doing.

Administrator Crombie stated we can invite them to come in next week or the week after to discuss.

- B. **ODNR Marine Patrol Grant.** Director Petty explained the ODNR Marine Patrol Grant for the Sheriff has been awarded and it's pending resolution for acceptance. The award is for \$21,164 with a local match of \$7,054, which could come from the Sheriff's existing budget.
- C. **US Department of Justice Cops Grant.** The US Department of Justice Cops Grant, which is a Community Oriented Policing Service, is pending a resolution to apply. All information has not been received, but it's roughly \$1.4 million dollars over

the course of 3 years to hire six new full-time Deputies, with a local match of 25%. Over the course of the grant, the local match cost would be \$354,500.

Commissioner Badalamenti noted we just talked about the sustainability of \$1.8 million and being able to sustain that for two, three, or four years. Now we're talking about 6 more employees that we'd have to pay \$350,000 for \$1.4 million and we'd be hiring 6 more Deputies. We need to have a discussion with the Sheriff's Office and have them tell us the logic and how we can accomplish this.

Commissioner Christian-Bennett noted we're not going to have the funding for the expenses in the General Fund unless they can come up with it and they've got quite a few expenses we haven't accounted for.

D. Budget Requests.

1. Fund 1112 Sheriff's Commissary Grant has a transfer in the system for \$30,000 from Materials and Supplies to Capital Outlay for the x-ray security system, however, the Sheriff has indicated he will need 2 additional staff members to run the system. Commissioner Badalamenti replied we will have to put this request on hold.
2. There is also a transfer in the system for the Sheriff's General Fund decreasing their part-time salaries by \$35,000 and benefits line by \$15,000 and increasing their full-time salaries by \$25,000 and overtime by \$25,000.

The challenge is the benefits line, which is projected to be in the red by the end of the year and if we are taking money out of that code, it's exacerbating the problem in the benefits line. Director Petty is recommending the Board not move forward with this request.

Commissioner Tinlin noted I think we all understand they cannot judge the amount of overtime, so I'm sure they've surpassed that. Commissioner Christian-Bennett noted that's why they're running out of money because they've hired more than what we set the budget for, but I agree with Mike that when you're at the end of the first quarter and you're running out of money, that's a telltale sign that it's not good for the next three quarters.

Commissioner Badalamenti does not wish to move forward with the request and asked for a meeting with the Sheriff to discuss it.

Resolutions:

1. Transfer from Fund 3215, SA PCS OWDA 2001 to Fund 3170, SA StS Bond 1999./Resolution No. 23-0267

REGIONAL PLANNING COMMISSION

Present: Director Todd Peetz

Discussion:

1. Comprehensive Plan Open House at the NEW Center, NEOMED April 20, 2023

Director Peetz stated today is the day of our Comprehensive Plan Open House. We discussed the Plan during the Leadership Meeting and one of the questions we asked was how would you rate the County – excellent, great, average, not great, and the majority of the responses were average.

Director Peetz indicated the reason why I'm here is to walk the Board through what we're doing tonight. Commissioner Christian-Bennett stated it's an Open House where the public is invited to go station to station to get their buy-in and to answer any questions they have because there are a lot of misconceptions of what the Plan is and I think it's important that we address those concerns.

Director Peetz shared some of the items he's heard about including the Kent Environmental Council's belief that the Landbank should continue land banking our farmland for our future, but that's not the mission of the Landbank to turn it back over to the private sector. They were also saying that the County should be sponsoring a climate change plan and we alluded to that in the Plan anyway, but I'm not sure if that's a high priority for the Board.

Commissioner Tinlin and I were at the NEFCO meeting yesterday and they talked about the City of Akron being the sponsor of a Climate Change Plan for both Summit and Portage, but I knew nothing about it. After the meeting, they said they would include us in the process and they also said they're going to divide the money, I guess equally, and that we would receive some of the money towards the Plan.

Commissioner Christian-Bennett asked why would we receive any money because if they are doing the study based on Summit and Portage and Director Peetz responded the City's going to be a leader in that they've got PARTA, Kent State University, the City of Kent wants to be involved and so does Summit County. They didn't reach out to us at all about it so I said something and the person from Akron Air Quality said I'll make sure you guys are part of the planning process and we can even give you some money to cover your work. The best news is that the Board isn't paying for it.

Then we have the other extreme who don't want government and they believe the government is trying to control people and that's not what I thought or know about.

I've invited all the Townships, the Cities, all the Villages and their Councils, Trustees, and Zoning Committees, BZAs, Zoning Inspectors, I've invited everybody. We will be meeting in Cook Hall at NEOMED, and the room holds 100 people. Doors open at 5:30 PM and the presentation and the open house walkthrough starts at 6:00 PM.

The PowerPoint presentation I presented is a draft and I'll work on that later today. It's going to be running on its own and then I will do a brief introduction at 6:00 PM about what we are doing and what we hope to get out of this.

There are 5 questions on the presentation: 1) Do you live, work, live and work or do not live and work in Portage County, 2) What do you like most about Portage County, 3) What do you think we should be doing differently or better, 4) How do you perceive the quality of life – 10 being the best and 1 being the least. 5) Anything else you think we should know about? The survey is easy to do and I think people will enjoy it. The results will be recorded from the interactive screen.

We will have multiple agencies there – Chris Craycroft will be handling the Parks, Tia Rutledge from Water Resources will be attending, Larry Jenkins and Mike Collins will be there from the County Engineer's Office and I have Lynn Vogel, Eric, and Anthony from Soil and Water and Brad Ehrhart from Portage Development.

WATER RESOURCES

Present: Director Dan Blakely

Discussion:

1. Frederick's Mobile Home Park

Director Blakely stated we ran into an unusual situation a couple of weeks ago. There's a plot of land located at 6015 State Route 14, known as Frederick's Park and there are mobile homes on that property, a house, a garage, and multiple structures that are privately owned. It is owned by a gentleman named Robert Lindsey and I believe he's owned this property at least since the 1990s and before that, former Commissioner Frederick owned the land and it was sold.

In 2005, all the parcels were connected to a private sewer packing plant, so essentially, they processed their sewage. In 2006, we switched them over to our County sewer and I have the plans for that and it shows the structures. There are 3 in question and these plans do not show them being hooked up originally to their sewer, so looking at the plan for the connections, there was no plan in there to connect them to our sewer. For the last couple of weeks, they've been looking to sell the property and splitting it into two parts and they are close to closing the deal.

Former Commissioner Chris Smeiles is the real estate agent involved and brought it to our attention that something didn't seem right, so we checked it out and discovered 3 structures are not connected to our sewer or are connected to our system and unpermitted. The question is how they got connected and honestly, we don't know. We performed both smoke and dye testing and we can see they are connected to our sewer lines.

It's hard to determine when this happened and it could have been switched over during the project in 2005. We would like to back-charge them for the sewer permit fees but the question

is whether we try to back-charge them for the similar service they've been utilizing for those 3 structures because it's a significant amount of money.

Commissioner Badalamenti asked how far would we back charge and Director Blakely stated I'm not entirely sure when they were connected, so to assume they were connected in 2005 may be erroneous on our part, maybe they connected 10 years ago, but it's hard to say.

Commissioner Christian-Bennett asked wouldn't someone from the County have to connect them and Director Blakely responded a private contractor could have easily tapped into the line.

Commissioner Tinlin asked if anyone had spoken to Mr. Lindsey and Director Blakely indicated they met him on the property and he was fairly cooperative, he just didn't seem to know how or when it had been connected.

There is a two-unit house, a triplex, and a trailer on the property.

Commissioner Christian-Bennett noted they are paying for some tap-ins, just not for these 3, so he may not have realized he wasn't paying for those. How did they know specific units weren't being billed because all of them receive service and Director Blakely explained the question started when they decided to split the parcel so they were looking for the septic systems and whether it was connected to the sewer system and then it was brought to light.

The Board agrees to move forward with the request to back-charge the sewer permit fees totaling \$21,950.40.

Journal Entries:

1. The Board of Commissioners authorizes Robert L. Lindsey Sr. to be back-charged for sewer permit fees for the three unpermitted structures located at 6050 State Route 14, Ravenna Township, totaling \$21,950.40 as recommended by Water Resources Director Daniel Blakely. In addition, the Board agrees billing shall commence for the use of the sanitary sewer service.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

INTERNAL SERVICES

Present: Interim Director Shannon Kautzman

Discussion:*1. Project Updates*

Administration Building: The tuckpointing of the bricks includes the stairwells. Two quotes were received for the project, one for \$12,000 and the low bidder is doing more for less money at \$8,513.

1st Floor Main Hallway Doors: 5 doors will be replaced on the first floor and the total project cost is \$8,297. The price includes staining 22 doors and replacing 5 solid wood doors. The Board agreed to move forward with the request.

MARCs Radio Towers: 4 bids were received and the apparent low bid came in at \$625,050 for the shelter only. The tower and the construction will be bid separately. It will take over 180 days to get them on site.

Justice Center Roof: The roof has been completed.

Dispatch Renovation: The apparent low bidder came in at \$453,685.

Kent Courthouse: The steps and walkways are crumbling for the second time. The first time was due to a bad batch of concrete and then they said it was the salt.

There's a company the City of Kent hired for plowing and we also use them to salt the steps and to plow the Judges' gated area, but we think they may be using the wrong salt, so Maintenance will be salting the area. Before winter hits, I want to put the clean and seal protective coating on all the steps so this doesn't happen again. I asked about the warranty and they're willing to provide coverage for 1 year.

The Board agreed to move forward with the request.

Riddle Block Building: Our pre-construction meeting for the roof and the HVAC replacement is going to be on April 27th. There is an air conditioner unit that does not work in the CASA area and since they take a while to come in, a company is willing to come out and provide a temporary fix so they can still have air conditioning in the meantime.

The HVAC contracts are routing for signatures from last week.

Resolutions:

1. The Board of Commissioners accepts and awards the bid for the Ravenna Courthouse Parking Lot Project./Resolution No. 23-0268
2. The Board of Commissioners approves the specifications and sets the bid date for the Portage County Emergency Operations Center (EOC) Addition./Resolution No. 23-0269
3. The Board of Commissioners agrees to Amend Resolution No. 23-0279, adopted April 6, 2023, to correct clerical errors regarding bids for various bituminous materials for use by the Portage County Engineer./Resolution No. 23-0270
4. The Board of Commissioners approves a request for installment payments of connection charges for connections to the Sanitary Sewerage System in the Portage County Regional Sewer District and establishes the terms and conditions of the same./Resolution No. 23-0271
5. The Board of Commissioners agrees to amend Resolution No. 20-0222 dated April 2, 2020: Accept and award the bid for providing inmate food services with Aramark Correction Services on behalf of the Portage County Sheriff./Resolution No. 23-0272
6. The Board of Commissioners approves the revised Prevention, Retention, and Contingency Plan, effective May 1, 2023, for the Portage County Job & Family Services./Resolution No. 23-0273

JOB AND FAMILY SERVICES

Present: Director Kelli Jo Jeffries and Sue Brannon, Budget & Finance Administrator

Discussion:

1. Agenda Wide

a. February / March 2023 Data Report

On the first page under Net Transportation, which is non-emergent Medicaid transportation. We have a federal pass-through to fund that program and there were 87 more calls from the community in need of transportation to medical appointments.

On page two, under the section Benefit Recovery, you can see that our team collected about \$55,000 in overpayments in the month of March, that's attributed to offsets from tax returns. That's when people unintentionally or intentionally do not report income and we have to go back as a government entity and do due diligence to collect.

I didn't have many changes in the Workforce Division other than our Benefit Bridge Program, which is the pilot program funded by the state. We now have 15 participants on caseloads and the status funding is at about 50. We have an aggressive campaign that we're going to start to promote the program.

On page 4, this is the program where we support people that are coming off public welfare, we want them to be successful so they don't have to come back into the system. You can see some things we offered as incentives for people that received employment and maintained it, we help people in that transition with mortgage and car payments, driver's licenses, and suspension fees so people are successful and can stay off of public welfare and it's served its purpose. We believe the Governor has it in the budget for renewed funding and we hope it passes the legislature.

In the Child Protective Services world from February-March 21, we had 7 children come into our custody as we're seeing the impact of substance abuse issues in all communities. They're not all because of substance abuse, but many are so it's impacting our families and it's requiring us to intervene.

Commissioner Badalamenti asked if other counties are experiencing the same problems with substance abuse and Director Jeffries noted we share numbers in the Directors' Meetings and what things are happening and it's not unique to Portage and Northeast Ohio is being hit hard. We've had parents that have died as a result of overdoses and we're seeing lots of relapses. We have creative programs, but the grip that have on the users is profound.

In the Child Support Division, because of the tax offset, we were able to bring in about \$300,000 more dollars in Child Support payments, and those go to families with kiddos to help with their care.

b. Transfers of funds amongst JFS counties

Ms. Brannon noted on April 10th and 11th, I did a lot of trading and I was able to receive funding from other Counties in the amount of \$2,000 for employment training incentive, \$30,000 for multi-system youth, and \$100,000 for our Benefit Bridge Program. I also released \$30,000 Kinship Caregiver to 2 separate counties for \$60,000 total. We were able to bring in \$42,000, but the Kinship Caregiver funds are for very specific things and if you can't spend them, you can trade with other Counties.

At the end of April, we will do a state redistribution so we will request any additional funds that we need and the State will let us know if we get them because anything leftover, they split up among the Counties that need them.

c. Renew Tech Program

We have 75 iPhones and 52 iPads that are out of date but still usable and we've created this renewed tech program that makes this equipment available to residents in Portage County. It's going to be good as long as supplies last.

2. Ohio Means Jobs

a. PRC Plan Updates

Shannon Kautzman presented you with our PRC plan and I talked about the topic last month, but the community planning meeting convened and they approved all of those supports. The newest support is assistance with childcare co-pays because they're being required to pay them again, post-pandemic. So that's good that we have that option in our new plans to allow people to apply for assistance.

Commissioner Christian-Bennett asked about the County's daycare and Director Jeffries explained Shannon, Rebecca and I talked to the architect this morning on a virtual call and he said the map looks great. The architect is the person that will work to help us get the occupancy certificate we need to have a special one for childcare. So as that manifests and the work gets done, our application and packets are ready to submit, but we have to submit the occupancy certification with our application. So we're ready.

3. Public Assistance

a. Fraud Awareness

May is Fraud Awareness Month and the state gives all 88 counties \$2,000 in May to do something to promote fraud awareness. Basically, it's to let people know that you should not intentionally under-report or fraud government and it gives the public some information on what could happen – we could sanction benefits, we can put liens on properties, and we can revoke licenses, so we have some recourse in that space. We just want people to know that they have to be honest when they're reporting income and resources.

4. Child Protective Services Division

a. Recommendation for appointment to Ohio Children's Trust Fund Regional Prevention Council

The clerical team will propose a resolution to appoint Jennifer Hafner, who's a new supervisor in Child Protective Services to the Ohio Children's Trust Prevention Council. She would replace Lorie Tobinski, who resigned from her position at Portage and now works for the State of Ohio. We hope you can support her in this new role as we believe she will do well there.

b. Workforce Grant Update

I briefly spoke to you about this last time that we proposed to the state to use some unspent funds on a couple of other creative initiatives. One is a quality assurance pilot in the month of May where our workers in Child Protective Services hit their new QA measures that they would be incentivized \$100 for every measure they hit. This is not a long-term program from a financial, but the state did support this initiative and with the Board's final support, we'd like to roll it out. The Board agreed to move forward with the request.

Resolutions:

1. Transfer from Fund 1414, Child Support Administration, to 1410 Public Assistance Fund./Resolution No. 23-0274
 - This is the normal transfer for child support sharing costs.

COUNTY ADMINISTRATOR

Present: Michelle Crombie

This Journal Entry is a follow-up to the request from the County Auditor, requesting 3 rooms on the 1st floor of the Administration Building. The rooms are vacant and suitable for the purpose requested.

Journal Entries:

1. The Board of Commissioners agreed to move forward with the County Auditor's Geographic Information Systems (GIS) Department occupying Rooms 137, 169, and 170 in the Portage County Administration Building as presented by County Administrator Michelle Crombie.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

MISCELLANEOUS

April 20, 2023

Journal Entries:

1. The Board of Commissioners authorized the hire of Hennes Communication to present a 4-hour Crisis Communication Training to Portage County Public Officials on May 16, 2023, for a total of \$6,000.00.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

2. The Board of Commissioners acknowledged receipt of the April 10, 2023 Certificate of the County Auditor that the Total Annual Appropriations from each fund do not exceed the Amended Official Estimate of Resources for the fiscal year beginning January 1, 2023, as presented by the Portage County Auditor's Office.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

3. The Board of Commissioners acknowledged receipt of the Portage County Investment Portfolio Report for March 2023 as presented by the Portage County Treasurer.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

4. In accordance with Ohio Revised Code Section 325.07, the Board of Commissioners acknowledged receipt of the Monthly Record of Proceedings and Transactions for March 2023, as presented by the Portage County Sheriff's Office.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

5. The Board of Commissioners authorized Commissioner Anthony J. Badalamenti, President of the Board, to sign the Request for Release of Funds and Certification for the Streetsboro Demolition Program as presented by the Regional Planning Commission. Funding is being provided from the 2022 CDBG Allocation Grant.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

6. In accordance with Ohio Revised Code Section 3705.24, the Board of Commissioners approved payment to the City of Kent for the 2022 Annual Filing Fee Certification (received April 11, 2023) from the Ohio Department of Health certifying the number of birth, death, fetal death, and military service certificates registered with the Kent City Health Department as 2,080, with \$2,080.00 due to the City for the year ending December 31, 2022.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

7. In accordance with the ORC Section 325.07, the Board of Commissioners acknowledged receipt of the Portage County Sheriff's Transportation of Prisoners Report for March 2023, as presented by the Portage County Sheriff's Office.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin
All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries

Resolutions:

1. The Board of Commissioners determines that parcels of real property located in the City of Streetsboro are no longer needed for public use and agrees to proceed with finalizing a Conveyance Agreement with the City of Streetsboro./Resolution No. 23-0275

Recessed: 9:39 AM

Reconvened: 11:00 AM

PUBLIC COMMENT

Present: Todd Doak

Blockage on Saal's Property, Randolph Road, Randolph:

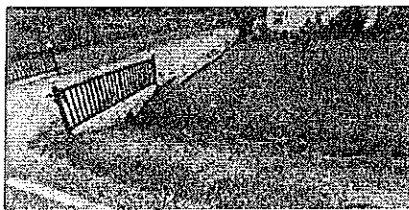
My name is Todd Doak from Randolph and my comments today have to do with the huge liability that's being put on the County by this blockage.

I just learned on Monday the people that 2653 Randolph Road lost their dog as he fell into the ditch across the street and drowned. How it got in there, nobody knows, it wasn't hit by a car but it couldn't get out and it drowned. As sad as that is, it made me think that what if that were an older person walking down the road, a young person, a mother with a stroller, or a bicyclist, they wouldn't be able to get out. Even if they could, what could happen, it could be bad, there's nowhere and nothing to protect pedestrians if they would fall into this ditch. What should be two-three inches of water is now three, four, or five feet of water in this ditch. When you think about all the distracted drivers, we know something like this could happen. What would happen if a car would go into this ditch or if a school bus full of kids would fall into this ditch? That's why I got frustrated and even a little bit angry when Chris Meduri recommended that the County not remove the blockage and renege on its promise to act. It upsets me because this isn't a property dispute, it's not a landowner against landowner dispute, it's a problem for the County, and it's a huge liability for the County.

The ditches beside the road can't drain because of the blockage on Mr. Saal's property. If this situation isn't resolved quickly, my next topic will be to insist that the County add guardrails along these dangerous areas. Just on Randolph Road alone, would be over 1,000 feet. That's a huge undertaking and a huge expense for the County, but it's one more aspect of the injury that happens when one single landowner is allowed to detrimentally affect so many hundreds of acres of land and the safety of the community. It snowballs. It's one problem after another and more problems continue to exist. It doesn't matter how the blockage got there, it doesn't matter if it was accidental or if it was on purpose, it's there. Larry Jenkins, from the County Engineer's Office, commented last week on how the culverts themselves are completely inoperable, they don't work, that's the blockage area and it has to be removed.

I have some pictures of what the creek looked like and I think I shared them with you in November. This is what the creek looked like just a few years ago and here are pictures of what it looked like Tuesday. The bike in the culvert is my granddaughter and I put it in there to show on the one side, you can see it's about two and a half, three feet deep on the side of that driveway. On the other side, that's five feet away from that driveway, you can hardly see the bike, you can just see a little bit of a handlebar and that's how deep it is. The closer you get down to the creek, it gets deeper and deeper.

Commissioner Christian-Bennett asked why does the homeowner block it off and Commissioner Badalamenti replied he said he doesn't block it, but because it's on private property is the issue.



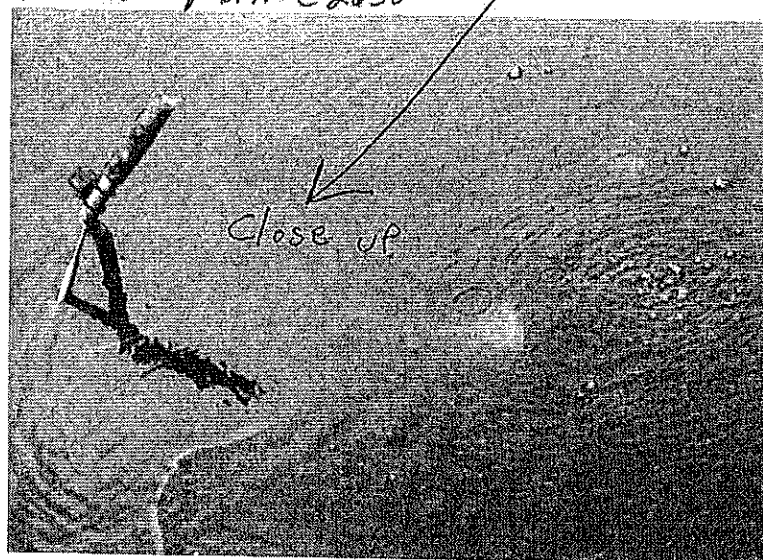
Currently shown: May 2019

looking at 2638 Randolph Rd,
looking south

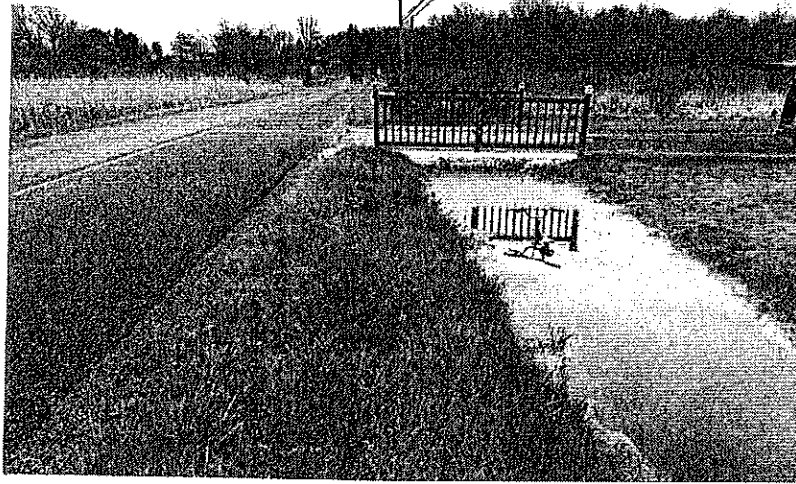
- notice level of front ditch
- notice green trees



EAST side of Drive @ 2638



WEST side of Drive @ 2638 where dog drowned



PUBLIC COMMENT

Present: Cathy Doak

I'm Kathy Doak from Randolph and last week, Commissioner Badalamenti was saying how this issue is frustrating. To me, the frustration comes from all the abstract issues that make it way more complicated than it should be. We're not asking you to clear the entire 700 feet of the creek bed that's on Mr. Saal's property. There are no environmental studies, no beaver studies, and no engineering studies necessary and there are no improvements that need to be made. We're simply asking for the minimum work to be done so that the blockage that is significantly retarding the flow of water is emergently removed so that the creek can freely flow.

On December 15, 2022, it was rightly agreed by the Commissioners, Engineering, and even the Prosecutor's Office that this is a serious County issue affecting a minimum of 17 unique property addresses. This isn't a simple neighbor dispute. Mickey Marozzi talked about how drastically the topographical areas have changed since the Saal purchased the property in 2011. Mr. Marozzi also explained how the roads and bridges are being degraded by this problem.

As far as potential tragedies on ice, we lucked out with a mild winter this year, but more winters are coming increasing the County's liability with every minute wasted in pursuing this. It's not just a winter danger, a freak flash flood could happen at any moment. We've seen this just this year in Indiana, California, and Florida and the residents in Randolph are not protected. Our floodplain is saturated, and the water has been backed up by this blockage for nearly two miles upstream.

People have commented how nice Christopher Saal has been through all this. I don't know him personally, but it's not nice if he is not concerned for the health, safety, and welfare of his neighbors. It's not nice of him to refuse to act upon the order you already gave and it's not nice for him to refuse to permit you to enter to clear it. It won't be very nice if he drags the County through lengthy, expensive, and threatening litigation. It's not nice if we have to be worried for the safety of private contractors whom you would like to have to go in and do this and need Sheriff intervention. I certainly don't want anybody that would have to go clean up that mess to be in danger, but if it's too risky by all means take precautions. I'm very serious when I say call

in the National Guard or the Army Corps of Engineers, whatever it takes. We just can't let this go on because our community is really in danger.

In December, Chris Meduri recommended we use the Ohio Revised Code as the best and fastest way to move forward without litigation, but if ever there was such a unique situation to use the Ohio Revised Code to act on this, this is it. Now we have legal entry to the property and Chris Meduri says he would feel more comfortable getting a court order. Well, if that's what's necessary, then please get emergency injunctive relief as soon as possible. It would be shocking to me if a judge would not consider all these things, and not grant it.

The residents have been paying for years for protection through the stormwater property taxes being assessed. I've shown you this before, but the stormwater resolution that a prior Board of Commissioners adopted obligated the County to act and to the maximum extent to enforce the provisions of these rules. The rules say that you must remove blockages even when they're on private property, especially when the owner negligently allows the blockages to remain.

We're grateful that in December, you acted on our behalf and you started this process. So four months later here I am still asking that you continue to move forward with the greatest urgency, and by whatever means are necessary to honor the written promise to the community in this resolution for the health, safety, and welfare of the community.

Commissioner Badalamenti stated Chuck Keiper, Chris Smeiles and Maureen Frederick were the Commissioners back when they established the Portage County Stormwater District.

Attorney Meduri explained under the Stormwater Regulations, it has to be enforced through a court order. So you would need an injunction and before we can even get to that point, the Stormwater Coordinator or somebody designated by this Board is going to have to come before this Board and tell it specifically what that violation is. I'm not saying there's not a violation, but all of us are not the witnesses, we need somebody who's going to come into court and say, here's the specific violation of that regulation, if it's section 12, so be it. We need an expert in that field to come and tell us that regarding Stormwater Regulations.

Concerning the request to go on private property, I'm not comfortable having this Board go on private property without consent or an injunction. To get an injunction, we're going to need a professional engineer to swear on an affidavit telling us what the approximate cause of the water problem is on the neighboring property. I'm not saying it's not a problem, we would like to help them, but without an expert being able to come to court, I need that before I can even petition for an injunction and injunctions take time. So it's not a situation where we don't want to help, we do, it's just that we have to follow a process to protect everybody.

Commissioner Badalamenti stated wasn't that the reason we sent the County Engineer out there, Soil and Water went out and Randy Roberts went out. So those are the questions I still have. I thought we started the process and then they weren't able to get onto the part of the property that's having the issue.

Attorney Meduri explained they were able to get out there and I have pictures. Several of the County agents went out and that wasn't a problem because we had consent to go out there. The next issue is getting consent to remove it. When you adopted that resolution back in December, initially it was thought that there'd be debris and sediment that could be quickly removed. As the engineering folks said when they got out there, it's different than what they anticipated. Those culverts, for lack of a better word, are shot, they're not working. The culverts are not in the right of way, I don't want to say for sure how far back there but they're a ways back on private property.

Commissioner Badalamenti stated there are a ways back and there's some kind of 24-inch pipe or 18-inch pipe or a 36-inch pipe that's blocked. Attorney Meduri stated they were pretty good-sized culverts when they were put in, I don't know when they were put in, but right now you can see from the pictures that there's no entranceway to the culvert. So for all intents and purposes, they're not functioning correctly.

Commissioner Badalamenti stated if that's the case, they were probably that way before Mr. Saal bought the property and Attorney Meduri stated how long have they been nonfunctioning, I don't know, I don't think any of us can say for sure.

Commissioner Badalamenti stated the water problem has started over the last 5 or 7 years and Mr. Doak stated the problem has been on and off over the last 5 years and it's been bad over the past 2.

Attorney Meduri stated when Building Department Director Randy Roberts went out there last year, I don't want to put words in anyone's mouth, but at one point they thought allegedly Mr. Saal had blocked the area to serve as a type of irrigation system. Now from what I've been told if anything was out there, it's been removed so maybe that was part of the problem that made it worse. I don't know. Where we stand right now is that there is no need to remove any sediment as Mr. Saal removed some of the sediment in the creek.

Commissioner Badalamenti stated the culvert pipes are blocked and no water is draining through there and Commissioner Christian-Bennett stated the culverts are on private property and it's theirs. Mr. Doak stated the culverts are in the creek and Attorney Meduri mentioned it's definitely in the creek and running through private property.

Commissioner Badalamenti stated my questions start with why would a homeowner that's relatively new to the community chooses not to let the water flow through there. What kind of person does that when coming into a new community? I mean, I'm having a serious problem with that and you said he lawyered up. So that's my issue, we've got a person that lives in the community that is harming the community that has chosen not to help his neighbors just by clearing drainage that is on their property and wants to sue us if we go onto the property to try to help out. Unfortunately, the landowner is a larger problem than the water. We've talked outside of here and you've provided a lot of information to us, but we've got a situation whereby we are responsible for the end result and we're saying that we really can't do anything because of a homeowner not doing his civic duty.

Commissioner Christian-Bennett asked what is the end result we are responsible for and Attorney Meduri stated the end result would be removing the obstruction and I think everyone would agree that if you removed the obstruction, the situation would get better, whether or not that would solve the entire problem, we don't know. We know the Engineer's Office is unable to do it and that's understandable because they thought would require some force account work, which is no longer in the picture. We would need specs professionally done and if it's over \$50,000, it would have to be put out to bid. The next step is to find a contractor who would be willing to go onto that property in this situation. There are a lot of dynamics involved. We go to court, we seek injunctive relief all the time, so it's not a situation where we don't want to, but the question is, who are our professional people that are going to be able to come to court and say, here's what needs to be done and here's the result you're going to get because they're the experts, not any of us.

Commissioner Badalamenti stated Mrs. Doak says it's a really simple solution and I kind of agree with her, but there's that word BUT after that, which includes all the things Chris is telling us. I know Commissioner Tinlin and Commissioner Bennett both feel the same way – fix the problem and let's move on.

Attorney Meduri stated we need a professional who can tell us what exactly needs to be done out there. We know where the obstruction is, but we need professional specifications we can give to the contractor, that's number one, then number two is to get an Affidavit from that person and then we file a petition in court seeking an injunction. We all know the way the courts work and it's not a question of days or weeks, we're talking months or a year, or years.

Commissioner Badalamenti stated Mr. Saal has a lawyer saying we're not going to play with you and Attorney Meduri stated they've been receptive and let us on the property every time we wanted to go there. Again, we hoped back in December that if all we needed to do was remove sediment and debris we could get consent, but once we were out there, it's a much bigger problem that is located on private property.

Commissioner Tinlin asked what happened to communication – Mr. Saal, here's our issue and we have to resolve it. Is the problem that he doesn't want to discuss it or that he doesn't want anyone on his property? I've dealt with this type of scenario before and normally, when you discuss life with someone, they get it and they'll do whatever they can to help. It's not like we're saying, Mr. Saal, you must pay \$90,000 to clean this up. I haven't heard any of us say that because we don't know. I think that we're all in agreement that it needs to be dealt with and I'm just going to tell the Doaks that I've been in government for 30 years and the wheels run slow.

Commissioner Christian-Bennett stated another concern is setting a precedent by doing work on private property. Ultimately your concern is that once we start this, or if we can do an injunction, can the court enforce that he takes care of what he needs to do versus it coming from the County's coffers and Attorney Meduri replied generally, you can file an injunction and however you can get the court to frame it. So one element of that would be, if we were to be successful, then we would ask the court to get an injunction that the property owner fixes it, and if not by a certain time, the County could step in.

Commissioner Tinlin asked why you would get an attorney, and what is his purpose. We have engineers but we don't have anyone in-house that could go out there. I talked to John Trew, and he went out there and said it's a problem and I'm speaking for him, but he said it's a mess. I'm standing for the liability that they would come back on the County and I'm with the Doaks. The child's bike in the picture, anybody could drive down the road and run off the road into a creek, but knowing what we know, this is past ridiculous for me.

Commissioner Christian-Bennett asked if we've heard from his attorneys, is he just not willing to fix it or why did he lawyer up and what kind of feedback are we hearing? Attorney Meduri responded it's good, it's been very open. Whenever you're dealing with private property, I think it's always a good idea to get an attorney so I don't have any issue with that. Mr. Saal keeps going back to the beaver issue and I don't want to get too far into that. Ideally, neighbors working it out is always the best way to handle this. I'm just wondering if we could have our mediation with 1 Commissioner so it's not a public meeting, the neighbors, Mr. Saal, and his attorney to discuss.

Commissioner Badalamenti stated we are truly sorry for the situation and all of us feel the same way you do. Maybe there's an underlying cause that we're not seeing. So a meeting will be the next place to start.

The Board agreed to move forward and Attorney Meduri will set it up.

Commissioner Christian-Bennett stated we are not meeting next Tuesday.

* * * * *

**RESOLUTION NO. 23-0267 - RE: TRANSFER FROM FUND 3215, SA PCS
OWDA 2001 TO FUND 3170, SA StS BOND
1999**

It was moved by Sabrina Christian-Bennett, seconded by Mike Tinlin that the following resolution be adopted:

WHEREAS, all debt has been paid for Fund 3215, SA PCS OWDA 2001; and

WHEREAS, there is residual equity remaining in the fund; now therefore be it

RESOLVED, that the following transfer be made:

FROM:

FUND 3215, SA PCS OWDA 2001

ORGCODE- 32150109

Debit Expense Account

Object 910000 – Transfer Out

\$2,027.80

TO:FUND 3170, SA StS Bond 1999

ORGCODE – 31700102

Credit Revenue Account

Object 280000 – Transfer In

\$2,027.80

; and be it further

RESOLVED, that the County Auditor is hereby requested to make said cash transfer by Journal Entry, and that a certified copy of this resolution be filed with the Portage County Auditor,

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:

Anthony J. Badalamenti, Yea;

Sabrina Christian-Bennett, Yea;

Mike Tinlin, Yea;

*

*

*

*

*

RESOLUTION NO. 23-0268

-

**RE: ACCEPT AND AWARD THE BID FOR THE
RAVENNA COURTHOUSE PARKING LOT
PROJECT.**

It was moved by Sabrina Christian-Bennett, seconded by Mike Tinlin that the following resolution be adopted:

WHEREAS, six (6) contractors requested bid specifications for the Ravenna Courthouse Parking Lot Project; and

WHEREAS, four (4) bids for were received, tabulated and recorded on April 5, 2023; and

WHEREAS, upon review of the bids received, it is the recommendation of the Portage County Interim Director of Internal Services that the Portage County Board of Commissioners accept the bid received from Ohio Paving be accepted; now therefore be it

RESOLVED, that the Board of County Commissioners agree to enter into a contract with Ohio Paving & Construction Co, 38220 Willoughby Pkwy, Willoughby, OH 44094 in the amount not to exceed Seven Hundred Ten Thousand Dollars (\$710,000.00); and be it further

* * * * *

RESOLUTION NO. 23-0270

**RE: AMENDING RESOLUTION NO. 23-0249 TO
CORRECT CLERICAL ERRORS**

It was moved by Sabrina Christian-Bennett, seconded by Mike Tinlin that the following resolution be adopted:

WHEREAS, Board of Commissioners of Portage County, Ohio, Resolution No. 23-0249, adopted April 6, 2023, regarding Accept Bids for Various Bituminous Materials for use by the Portage County Engineer; and

WHEREAS, it is necessary to amend Resolution No. 23-0249 to correct clerical errors in the table representing the bid award and alternates, so that it correctly reflects the bid tabulation and the bid award and alternates made; now therefore be it

RESOLVED, that this Board hereby amends Resolution No. 23-0249 so that the table representing the bid award and alternates be deleted and replaced with the following two (2) tables:

Accepted bids Bituminous Materials				
	D&R SUPPLY, INC.	GEAUGA HIGHWAY CO.	RUSSELL STANDARD CORP.	STONECO, INC. dba ALLIED CORPORATION, INC.
Premium Cold Mix Delivered to PCE		130.00 (ALTERNATE)	125.00 (LOW)	
405 Cold Mix	92.00 (LOW)	125.00 (ALTERNATE)		
#9 Stone Cold Patch		125.00 (LOW)	125.00 (LOW)	
301 Modified				86.00 (LOW) Plant 75
441PG 64-22 Type II				87.00 (LOW) Plant 75
441PG 64-22 Type I				97.25 (LOW) Plant 75

Accepted bids Bituminous Materials listing exceptions not quoted exactly to specifications		
	CUYAHOGA ASPHALT MATERIALS, LLC.	KOKOSING MATERIALS, INC.
301 Modified with 40% RAP	75.90	75.90
441PG 64-22 Type II with 35% RAP	76.90	76.90

441PG 64-22 Type I with 25% RAP	86.95	86.95
------------------------------------	-------	-------

; and be it further

RESOLVED, all other provisions of Resolution 23-0249 shall remain in full force and effect; 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 adopted in an open meeting of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Anthony J. Badalamenti, Yea; Sabrina Christian-Bennett, Yea; Mike Tinlin, Yea;

*

*

*

*

*

**RESOLUTION NO. 23-0271 - RE: APPROVING A REQUEST FOR
INSTALLMENT PAYMENTS OF
CONNECTION CHARGES FOR
CONNECTIONS TO THE SANITARY
SEWERAGE SYSTEM IN THE PORTAGE
COUNTY REGIONAL SEWER DISTRICT AND
ESTABLISHING THE TERMS AND
CONDITIONS OF THE SAME.**

It was moved by Sabrina Christian-Bennett, seconded by Mike Tinlin that the following resolution be adopted:

WHEREAS, this Board by Resolution No. 12-1138, adopted December 18, 2012, has established connection charges for connection to the sanitary sewerage system in the Portage County Regional Sewer District and has provided therein that the applicant in order to purchase a permit for such connection may submit a written request to the Board requesting that such connection charges be paid in installments; and

WHEREAS, the following named applicant, being the (OWNER) of the property hereafter described applied for a sanitary sewer permit and has now requested in writing the option of paying the sewer connection charges, applicable to the following described property, in installments; and

Applicant: Everett W. Schleef & Phyllis A. Schleef (OWNER)

Service Address: 5242 Lakewood Road
Ravenna, OH 44266
&
5232 Lakewood Road
Ravenna, OH 44266

Parcel Number: 32-042-00-00-003-002

Property Description: Situated in the Township of Rootstown, County of Portage, and State of Ohio, and known as being part of lot 42 in Rootstown Township, containing 4.225 acres of land as recorded and more fully described in Volume 1140, Page 563 of the Portage County Records, which description is hereby incorporated as though fully rewritten.

WHEREAS, this Board, on the basis of all relevant facts and circumstances, hereby determines that the granting of such request would be equitable pursuant to the following terms and conditions that are determined to be fair and appropriate; now therefore be it

RESOLVED, that this Board agrees to accept the request of the above-named OWNER for installment payments of the sewer connection charges established pursuant to Resolution No. 12-1138, adopted December 18, 2012, with respect to the property described in this Resolution and is hereby approved subject to the following terms and conditions.

- A. The total amount of such connection charges to be financed is
 - a. \$5,580 (5242 Lakewood) &
 - b. \$5,580 (5232 Lakewood)
- B. The connection charges shall be payable per service address in 40 quarterly installments beginning with the first sanitary sewer billing after completion of this agreement, unless pursuant to Paragraph H of this section, the OWNER is delinquent twice in consecutive quarters on paying quarterly installments and carrying charge thereon, at which time the total unpaid balance of such connection charges shall be deemed an additional installment then due and owing in that quarter.
- C. A carrying charge for each connection shall be paid equal to 1.92% percent per annum (based on $\frac{1}{2}$ of the Ohio Water Development Authority for the month of April 2023, for owner occupied properties), on the unpaid balance of the total connection charges

due and owing computed from the date of the payment of the preceding quarterly installment.

- D. The quarterly installment and the carrying charges thereon shall be included as separate quarterly bills.
- E. In the event any installment or the carrying charge thereon are not paid within 21 days after the quarterly billing date, a penalty of ten (10) percent of the amount then due and owing shall be charged.
- F. The OWNER, prior to the issuance of the permit, may be required by the Board to give security, which may include the requirement of a surety Bond sufficient to assure the payment of all such installments.
- G. The OWNER or successors, in title to the property (SUCCESSOR), at their option may, at any time, make payment of the unpaid balance of the connection charges and carrying charges provided for herein, provided that if such prepayment option is elected, the carrying charges provided for herein shall be computed and paid only to the date of payment of the unpaid balance.
- H. In the event the OWNER or SUCCESSOR is delinquent twice in consecutive quarters on paying quarterly installments and the carrying charge on one or more service address, the Board may by notice in writing to the OWNER or SUCCESSOR, declare the unpaid balance of the connection charges to be due and payable immediately as an additional installment then due and owing in that quarter for such service address or addresses and upon such declaration such installment shall become due and payable, provided that the OWNER or SUCCESSOR, may cure such default and acceleration of the additional installment by paying, within 15 days of such carrying charges thereon together with the penalty applicable thereto. Such written notice shall be given to the OWNER or SUCCESSOR, by registered or certified mail, postage prepaid at the address set forth in the following approval of terms and conditions. It shall be the obligation of the OWNER or SUCCESSOR to notify the Sanitary Engineer of any difference of address to which such notice shall be sent. In the event such default is not cured by such payment within the specified period, the installments which are delinquent, together with any unpaid carrying charges and penalty and the balance of the connection charges, all of which are due and payable by reason of such declaration, shall be certified by this Board to the County Auditor who shall place the same upon the real property tax list and duplicate against the property served by such connection and such

charge shall be a lien on such property from the date the same are placed on the real property tax list and duplicate by the Auditor and shall be collected in the same manner as other taxes; and be it further

RESOLVED, the Sanitary Engineer acting on behalf of the Board, is hereby authorized and directed to certify to the County Auditor such information as will identify the parcel of property to be served by the connection to be paid in installments pursuant to this resolution, the total amount of the connection charges to be paid in installments, the amount of each installment and the total number of installments to be paid. The County Auditor shall record such information in the sewer improvement record provided for in Section 6117.33, Ohio Revised Code, for the Sewer District, and maintain such record until the connection charges are paid in full; and be it further

RESOLVED, the Sanitary Engineer shall present a certified copy of this Resolution to the OWNER referred to herein. The OWNER shall execute thereon an endorsement that the terms and conditions set forth in the resolution are satisfactory to the OWNER and that the resolution and the terms and conditions thereof, constitute an agreement between the OWNER and the County. Upon the execution by the OWNER of the approval of such terms and conditions, the OWNER can execute an affidavit pursuant to Section 5301.252, Ohio Revised Code, for recording pursuant to Section 317.08, Ohio Revised Code, with respect to the right of Portage County to acquire a lien against the above-described property in the event of the failure of the OWNER or SUCCESSOR, to pay when due as provided herein. Such affidavit shall, among other things, identify the property to which such lien may attach and shall have attached to it a true and correct copy of this Resolution, including the approval of the terms and conditions by the OWNER and such County. Upon the receipt of the Resolution with such endorsement executed by the OWNER and the execution of such affidavit, the Sanitary Engineer is authorized to issue to the OWNER the permit provided for in Section 1402 of Resolution No. 12-1138; and be it further

RESOLVED, that the Clerk of this Board is hereby directed to file a certified copy of this resolution with the Auditor of this County for recording pursuant to Section 319.61, Ohio Revised Code. In the event the Board declares the unpaid balance to be due and payable pursuant Paragraph H of this Resolution and the default is not cured, a certified copy of the Resolution providing for the acceleration of the unpaid balance shall so be certified to the County Auditor for recording pursuant to such section; and be it further

RESOLVED, Permits issued after this date shall be governed by the current rate

it is hereby found and determined 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 and of any of its committees 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.

Anthony J. Badalamenti, Yea; Sabrina Christian-Bennett, Yea; Mike Tinlin, Yea;

*

*

*

*

*

It was moved by Sabrina Christian-Bennett, seconded by Mike Tinlin that the following resolution be adopted:

WHEREAS, the agreement was amended on July 1, 2021 (Resolution 21-0476) and May 19, 2022 (Resolution 22-0314) and it is necessary to amend the Resolution to reflect unit pricing for the 2023-2024 year; now, therefore, be it

RESOLVED, the Board of Commissioners agrees to amend the original agreement between the Board of Commissioners, on behalf of the Sheriff's Office, and Aramark Correction Services, Inc., to increase inmate meal pricing effective May 1, 2023, through April 30, 2024, as follows:

WHEREAS, the Portage County Prosecutor's Office reviewed the revised PRC Plan and advised that the proposed changes are consistent with the requirements of the applicable statutes and related regulations; now therefore be it

RESOLVED, that the Board of Portage County Commissioners does hereby certify that Portage County Job & Family Services complied with Chapter 5108 of the Ohio Revised Code in adopting the statement of policies and agrees to adopt this revision of the Prevention, Retention and Contingency (PRC) Plan in its entirety per state guidance, as presented by the Director of Portage County Job and Family Services, effective May 1, 2023; 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

Anthony J. Badalamenti, Yea; Sabrina Christian-Bennett, Yea; Mike Tinlin, Yea;

*

*

*

*

*

**RESOLUTION NO. 23-0274 - RE: TRANSFER FROM FUND 1414, CHILD
SUPPORT ADMINISTRATION, TO 1410
PUBLIC ASSISTANCE FUND**

It was moved by Sabrina Christian-Bennett, seconded by Mike Tinlin that the following resolution be adopted:

WHEREAS, the Child Support Administration Fund owes the Public Assistance Fund for Shared Costs paid out of the Public Assistance Fund; and

WHEREAS, it is necessary to do a transfer of funds to cover these costs; now therefore be it

RESOLVED, that the following transfer of funds be made in the amount of \$50,078.61 for March 2023 costs as reviewed and recommended by the Department of Job & Family Services:

FROM:FUND 1414, CHILD SUPPORT ADMINISTRATION

ORGCODE - 14140519

Debit Expense Account

Object: 912000 – JFS - Shared

Project 5SHAR

\$50,078.61

TO:FUND 1410, PUBLIC ASSISTANCE

ORGCODE - 14100512

Credit Revenue Account

Object: 282000 – JFS - Shared

Project 5SHAR

\$50,078.61

; and be it further

RESOLVED,

that the County Auditor is hereby requested to make said transfer by Journal Entry, and that a certified copy of this resolution be filed with the Portage County Auditor, the Portage County Job & Family Services, and the Department of Budget and Financial Management; 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:

Anthony J. Badalamenti, Yea;

Sabrina Christian-Bennett, Yea;

Mike Tinlin, Yea;

*

*

*

*

*

RESOLUTION NO. 23-0275

-

RE: A RESOLUTION DETERMINING REAL PROPERTY OWNED BY THE PORTAGE COUNTY BOARD OF COMMISSIONERS LOCATED IN THE CITY OF STREETSBORO IS NOT NEEDED FOR PUBLIC USE BY THE PORTAGE COUNTY BOARD OF COMMISSIONERS AND TO PROCEED TO FINALIZE A CONVEYANCE AGREEMENT WITH THE CITY OF STREETSBORO

It was moved by Sabrina Christian-Bennett, seconded by Mike Tinlin that the following resolution be adopted:

WHEREAS, the Portage County Board of Commissioners ("Board") is the owner of parcels of real property in the City of Streetsboro, which are not needed for public use by the Board, and which have the following tax permeant parcel numbers:

35-045-00-00-062-000, location address ST RT 14;
35-037-10-00-203-000, location address Page Road;
35-037-10-00-163-000, location address Pike PW;
35-037-10-00-184-000, location address Page Road;
35-037-10-00-183-000, location address Peck Road;
35-037-10-00-182-000, location address Page Road;
35-037-10-00-181-000, location address Page Road;
35-037-10-00-180-000, location address Page Road;
35-037-10-00-179-000, location address Page Road;
35-037-10-00-168-000, location address Tower;
35-037-10-00-167-000, location address Tower;
35-037-10-00-166-000, location address Pike PW;
35-037-10-00-162-000, location address Pike PW;

WHEREAS, pursuant to Section 307.10(B) of the Ohio Revised Code, a board of county commissioners may, by resolution, transfer real property in fee simple belonging to the county and not needed for public use to another political subdivision for public purposes and upon the terms and in the manner the board of county commissioners determines to be in the best interests of the county, without advertising for bids;

RESOLVED, the Board hereby determines the above referenced parcels of real property located in the City of Streetsboro, Portage County, Ohio are not needed for a public purpose of the Board, and further that an acceptable conveyance agreement with the City of Streetsboro is to be finalized, subject to an appropriate sanitary sewer easement upon the parcel with ppn. 35-045-00-00-062-000 being retained by the Board;

RESOLVED, that the Board 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 the Board and that all deliberation of this Board that resulted in formal action were in open meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

Roll call vote as follows:

Anthony J. Badalamenti, Yea; Sabrina Christian-Bennett, Yea; Mike Tinlin, Yea;

*

*

*

*

*

Journal Entries:

In accordance with Section 305.30 of the Ohio Revised Code and this Board's Resolution 21-0396, Part 9(I), the Board of Commissioners acknowledged and approved the County Administrator's approval to:

1. Authorize the hire of Landon Bengtson, Operator in Training, Portage County Water Resources. The tentative start date is Monday, April 24, 2023. The Board of Commissioners agrees that this hire is contingent upon the applicant passing the required pre-employment screenings.
Motion: Commissioner Tinlin
Seconded: Commissioner Christian-Bennett
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries
2. Authorize to promote Kaylyn Kane, Child & Adult Protective Services Division Administrator, Portage County Job & Family Services. The tentative start date is Monday, May 1, 2023. The Board of Commissioners agrees that this hire is contingent upon the applicant passing the required pre-employment screenings.
Motion: Commissioner Christian-Bennett
Seconded: Commissioner Tinlin
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries
3. Authorize the three-day internal posting of a non-bargaining position for Child & Adult Protective Supervisor, for the Portage County Job & Family Services, with an external posting if no internal appointment is made.
Motion: Commissioner Christian-Bennett
Seconded: Commissioner Tinlin
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries
4. Authorize the three-day internal posting of a non-bargaining position for JFS Supervisor, Child Support Division, for the Portage County Job & Family Services, with an external posting if no internal appointment is made.
Motion: Commissioner Christian-Bennett
Seconded: Commissioner Tinlin
 All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
 Commissioner Badalamenti, Yea;
Motion Carries
5. Authorize the three-day internal posting of the bargaining position for JFS Driver for the Portage County Job & Family Services, with an external posting if no internal appointment is made.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

6. Authorize the three-day internal posting of the bargaining position for Clerical 4 for the Public Assistance Division, for the Portage County Job & Family Services, with an external posting if no internal appointment is made.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

7. Approve anniversary/probationary step increase for the following non-bargaining employees:

- a. Amy Kirt ~ Water Resources
- b. Linda Markijohn ~ Building Dept
- c. Dawn Wyckoff ~ Job and Family Services

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

8. The Board of Commissioners signed the Satisfaction of Mortgage for Dolores F. Reedy for \$24,785.00 (Instrument No. 9926185, Book 464, Page 0757-0758) as requested by Neighborhood Development Services. Documents reviewed by the Department of Budget & Finance with no exceptions noted.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

In accordance with Section 305.30(K) of the Ohio Revised Code and this Board's Resolution 21-0396 and this Board's Resolution 21-0878, the Board of Commissioners acknowledges and approves the County Administrator's approval to:

9. Direct the Auditor's Office to pay/process the April 13, 2023 bills/ACH payments, wires, journal vouchers and then & now's, as applicable, contingent upon the verification of the reports as presented by the County Auditor and reviewed by the Department of Budget and Financial Management.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

Expenditure Review		
County Funds: (0001 – 8399)		
Bill Payment and ACH list totaling:		
Bill Payment list	\$1,484,250.25	(Includes late fees of: \$810.31)
ACH/Neil Group of	\$146.32	
ACH Payment list totaling:	\$0	
Health Benefit Wire transfers totaling:		
Medical Mutual Admin of	\$0	
Medical Mutual Claims of	\$161,801.89	
Medical Mutual Flex Admin of	\$0	
Medical Mutual Flex Claims of	\$0	
Journal Vouchers totaling:	\$187,687.97	
Then and Now list totaling:	\$714,384.13	
Debt Service wire list:	\$0	
BWC Wires:	\$0	

10. Process the April 13, 2023 budget amendments as reviewed and recommended by the Department of Budget and Financial Management.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

11. The Board of Commissioners authorizes Robert L. Lindsey Sr. to be back-charged for sewer permit fees for the three unpermitted structures located at 6050 State Route 14, Ravenna Township, totaling \$21,950.40 as recommended by Water Resources Director Daniel Blakely. In addition, the Board agrees billing shall commence for the use of the sanitary sewer service.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

12. The Board of Commissioners agreed to move forward with the County Auditor's Geographic Information Systems (GIS) Department occupying Rooms 137, 169 and 170 in the Portage County Administration Building as presented by County Administrator Michelle Crombie.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

13. The Board of Commissioners authorizes the hire of Hennes Communication to present Crisis Communication Training to Portage County Public Officials. The training will be a 4-hour seminar on May 16, 2023, for a total of \$6,000.00.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

14. The Board of Commissioners acknowledged receipt of the April 10, 2023 Certificate of the County Auditor that the Total Annual Appropriations from each fund do not exceed the Amended Official Estimate of Resources for the fiscal year beginning January 1, 2023, as presented by the Portage County Auditor's Office.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

15. The Board of Commissioners acknowledged the receipt of the Portage County Investment Portfolio Report for March 2023 as presented by the Portage County Treasurer.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

16. In accordance with Ohio Revised Code Section 325.07, the Board of Commissioners acknowledged receipt of the Monthly Record of Proceedings and Transactions for March 2023, as presented by the Portage County Sheriff's Office.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

17. The Board of Commissioners authorized Commissioner Anthony J. Badalamenti, President of the Board, to sign the Request for Release of Funds and Certification for the Streetsboro Demolition Program as presented by the Regional Planning Commission. Funding is being provided from the 2022 CDBG Allocation Grant.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;
Motion Carries

18. In accordance with Ohio Revised Code Section 3705.24, the Board of Commissioners approved payment to the City of Kent for the 2022 Annual Filing Fee Certification (received April 11, 2023) from the Ohio Department of Health certifying the number of birth, death, fetal death, and military service certificates registered with the Kent City Health Department as 2,080.00, with \$2,080.00 due to the City for the year ending December 31, 2022.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

19. In accordance with the ORC Section 325.07, the Board of Commissioners acknowledged receipt of the Portage County Sheriff's Transportation of Prisoners Report for March 2023, as presented by the Portage County Sheriff's Office.

Motion: Commissioner Christian-Bennett

Seconded: Commissioner Tinlin

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

*

*

*

*

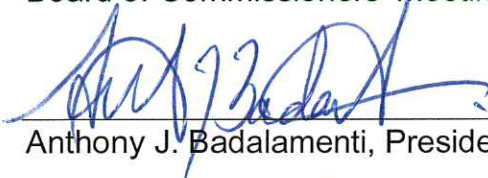
*

Motion: by Commissioner Christian-Bennett, seconded by Commissioner Tinlin that the Board adjourns the Meeting of **April 20, 2023, at 11:25 AM.**

All in Favor: Commissioner Christian-Bennett, Yea; Commissioner Tinlin, Yea;
Commissioner Badalamenti, Yea;

Motion Carries

We do hereby certify that the foregoing is a true and correct record of the Portage County Board of Commissioners' meeting of **April 20, 2023.**


Anthony J. Badalamenti, President


Sabrina Christian-Bennett, Vice President


Mike Tinlin, Board Member


Amy Hutchinson, Clerk