

**REGULAR SESSION OF THE ASHTABULA COUNTY BOARD OF COMMISSIONERS**

Old Courthouse 25 West Jefferson St., 2nd Floor Jefferson, OH 44047

**January 7, 2020**

The Board of Ashtabula County Commissioners met in session; the Board President called the meeting to order and the Pledge of Allegiance was said.

**Members Present:** President Casey R. Kozlowski, Vice-President Kathryn L. Whittington and Commissioner J. P. Ducro IV. **Absent:** None **Board Staff Present:** County Administrator Janet Discher and Clerk of the Board Lisa Hawkins.

**Motion To Approve Minutes Of Previous Session(s), Waiver Of The Reading Of Same and Motion To Approve Today's Agenda:**

**MOTION:** Whittington moved the adoption, Kozlowski seconded. **DISCUSSION:** None

**VOTE: Yeas:** Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** none  
Whereupon the minutes were declared approved unanimously.

**THE BOARD PRESIDENT INTRODUCED AND ENTERTAINED MOTIONS FOR THE FOLLOWING RESOLUTIONS: RESOLUTION NUMBER 2020-31 AUTHORIZING AMENDMENT TO THE GRANT WITH THE OHIO DEPARTMENT OF YOUTH SERVICES (ODYS) FOR THE FY 2020 YOUTH SERVICES GRANT FOR JUVENILE COURT**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Andrew Misiak, Court Administrator for the Ashtabula County Juvenile Court, has submitted an amendment to the FY2020 Ohio Department of Youth Services (ODYS) grant for Juvenile Court, for the approval of the Board, to-wit:

**Purpose:** Grant amendment, realignment of funds

WHEREAS, the amendment has been reviewed and it is found that such an amendment would be desirable and is necessary; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Ashtabula County, Ohio that an amendment be made to the Ohio Department of Youth Services for FY2020 Youth Services Grant in accordance with a copy of said amendment on file in this office.

**MOTION:** Ducro moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE: Yeas:** Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2020-32 APPROVING AGREEMENT BY AND BETWEEN THE ASHTABULA COUNTY PROSECUTOR'S OFFICE, ASHTABULA COUNTY CHILDREN SERVICES BOARD AND THE BOARD OF ASHTABULA COUNTY COMMISSIONERS FOR LEGAL REPRESENTATION TO CHILDREN SERVICES**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Cecilia Cooper, Acting Ashtabula County Prosecutor, has presented an agreement for the approval of the Board, to-wit:

**Scope:** Prosecutors office to provide one Assistant Prosecutor for legal representation to Children Services Board pursuant to ORC 309.09.

**Parties:** Ashtabula Co. Children Services Board, C Court, Ashtabula, OH 44004  
Ashtabula Co. Prosecutor, 25 W. Jefferson St., Jefferson, OH 44047  
Ashtabula Co. Commissioners, 25 W. Jefferson St., Jefferson, OH 44047

**Cost:** No cost to the county, Children Services to pay Prosecutor for salary and benefits

**Term:** beginning **retroactive to** January 1, 2020 through December 31, 2024, after the initial 5 year term, will automatically renewed on an annual calendar basis; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Agreement, as noted above, is approved in accordance with the copy now on file in this office.

**MOTION:** Whittington moved the adoption, Ducro seconded. **DISCUSSION:** None

**VOTE:** Yeas: Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2020-33 APPROVING FIRE, EMERGENCY MEDICAL DISPATCHING AND POLICE SERVICE AGREEMENTS WITH VARIOUS ENTITIES, THE ASHTABULA COUNTY BOARD OF COMMISSIONERS AND THE ASHTABULA COUNTY SHERIFF'S DEPARTMENT**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, William Johnson, Ashtabula County Sheriff, has presented the following agreements for the approval of the Board:

**Scope:** provide dispatching for Fire and Emergency Medical services and Police Dispatching

**Users:** **Fire and Emergency Medical Dispatching:**

Township of Rome Fire Dept., 3162 US Route 6, Rome, OH 44085	<b>Cost:</b> \$ 1,351.98
South Central Ambulance District, 3100 US Route 6t, Rome, OH 44085	<b>Cost:</b> \$13,649.00
Township of Morgan, 3033 E. Water St., Rock Creek, OH 44084	<b>Cost:</b> \$ 1,188.10

**Police Dispatching:**

Village of North Kingsville Police Dept., 3541 E. Center St., N. Kingsville, OH 44048	<b>Cost:</b> \$25,421.35
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**Cost:** No cost to the county, see the individual costs listed above

**Term:** retroactive to January 1, 2020 and terminating December 31, 2020; now

WHEREAS, the parties are entering into this agreement pursuant to ORC Sections 307.15, 331.29, and 737.04; and

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the agreements, as noted above, are approved in accordance with the copies now on file in this office.

**MOTION:** Ducro moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE:** Yeas: Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2020-34 RE-APPOINTING EDWARD RZESZUTEK AS ASHTABULA COUNTY APIARY INSPECTOR FOR CALENDAR YEAR 2020**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, In accordance with Ohio Revised Code §909.08 each person engaged in the rearing of queen bees for gift or sale must have his apiaries inspected annually for the diagnosis of any serious bee disease or indication of the presence of Africanized honey bees; and

WHEREAS, Pursuant to Ohio Revised Code §909.07 the Board of County Commissioners may appoint a Deputy Apiarist with the consent and concurrence of the Director of Agriculture to serve at the pleasure of the Board to facilitate the inspection of apiaries within the county; and

WHEREAS, It is the desire of the Board to re-appoint Edward Rzeszutek, 6590 Bushnell Road, Conneaut, Ohio, as County Apiary Inspector for the 2020 calendar year at a rate of \$11.69 per hour and \$.45 per mile for mileage, not to exceed \$7,500.00 Appropriation for 2020; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that Edward Rzeszutek be re-appointed as County Apiary Inspector for Ashtabula County; and

BE IT FURTHER RESOLVED, That the Clerk of the Board be directed to notify the Director of Agriculture of the State of Ohio of the action taken herein and request approval of the Director for said re-appointment.

**MOTION:** Whittington moved the adoption, Ducro seconded. **DISCUSSION:** None

**VOTE:** Yeas: Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

### **RESOLUTION NUMBER 2020-35 APPROVING CONTRACT AND SCOPE OF WORK WITH THE THRASHER GROUP, INC. FOR THE OUTDOOR POOL PROJECT AT THE LODGE AT GENEVA ON THE LAKE**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Janet Discher, Ashtabula County Administrator, has presented an agreement for the approval of the Board, to-wit:

**Scope:** The Scope of Work includes: concept revisions, doors, outdoor bar/kitchen, cabanas, play courts, firepit, splash pad, beach area, patio expansion, shade sails, landscaping/lighting, construction documents, permitting and construction inspection and administration.

**Parties:** The Thrasher Group, Inc., 400 3<sup>rd</sup> St. SE, Ste. 309, Canton, OH 44702  
Ashtabula Co. Commissioners, 25 W. Jefferson St., Jefferson, OH 44047

**Cost:** Not to Exceed, \$76,395.00

**Term:** beginning **retroactive to** December 1, 2019 through completion in May, 2020; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Contract, as noted above, is approved in accordance with the copy now on file in this office.

**MOTION:** Ducro moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE:** Yeas: Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

### **RESOLUTION NUMBER 2020-36 APPROVING REVISIONS TO THE ASHTABULA COUNTY RADIOLOGICAL EMERGENCY RESPONSE PLAN**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Mike Fitchett, Director of the Ashtabula County Emergency Management Agency, has presented a revision to the Ashtabula County Radiological Emergency Response Plan which provides for the orderly response of Ashtabula County to an emergency situation at the Perry Nuclear Power Plant located in Lake County; and

WHEREAS, It is a requirement of Federal and State regulations for the licensing of a nuclear facility that a Response Plan be developed for the protection of the public within a fifty-mile area surrounding such a facility; and

WHEREAS, It is necessary, from time to time, to review and update the Plan to ensure that the Plan is compliant with changing regulations, circumstances, and participating entities; and

WHEREAS, This Board of Commissioners has reviewed the revisions to the plan and found them to be necessary; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the revisions to the Ashtabula County Radiological Emergency Response Plan is approved.

**MOTION:** Whittington moved the adoption, Ducro seconded. **DISCUSSION:** None  
**VOTE:** Yeas: Kozlowski, Whittington, Ducro Nays: None Abstained: None Absent: None  
 Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2020-5FINA APPROVING FINANCIAL TRANSACTIONS FOR THE COUNTY**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, it is declared and determined that all formal actions of the Board of County Commissioners concerning and relating to the adoption of all resolutions that were adopted in this meeting, and that all deliberations of the Board of Commissioners and any of its committees that resulted in such formal action, were open to the public and were in compliance with all legal requirements, including Section 121.11 of the Ohio Revised Code.

**Financial Transactions and Voucher Approval Requirements**

WHEREAS, The Board of Commissioners acknowledges receipt of all department financial transactions and vouchers submitted this date for approval, as follows:

**TRAVEL:**

Janice Switzer            ARC Power Application Trg.            Ashland, KY            1/15            \$250.00

**PAYROLL CHANGE:**

Lori Mercilllott            Eastern County Court    ECC Clerk- Temp change    Eff: 1/1/20    Hrly.: \$17.60

<b><u>Appropriations</u></b>	<b><u>Fund</u></b>	<b><u>Total</u></b>	<b><u>Personal Svcs</u></b>	<b><u>Comment</u></b>
Geneva State Park Lodge	6003.001	\$19,000.00	\$ -	appropriation for contract services
Permanent Improvement	4002.001	\$25,000.00		appropriation for contract projects

**EXECUTING PAYMENT OF THEN AND NOW CERTIFICATION PRESENTED BY THE COUNTY AUDITOR PURSUANT TO ORC 5705.41(D)1 AND AUTHORIZING THE DRAWING OF WARRANT(S) IN PAYMENT OF AMOUNTS DUE UPON CONTRACT OR ORDER- SEE SCHEDULE 1 TN**

**QUARTERLY USE OF COUNTY CREDIT CARD:**

Jan/Feb/Mar Qtr.            Engineers            xxxx xxxx xxxx 7240, 1239, & 1024  
 Jan/Feb/Mar Qtr.            Auditors            xxxx xxxx xxxx 3917

**DIRECT RELIEF BILLS:**

Vouchers #2020-000001 thru 2020-000055 for Public Assistance; #2020-200001 thru 2020-200001 for Child Support Invoices

**BILLS:**

COUNTY FUNDS SCHEDULE 1  
ENGINEERS SCHEDULE 1E; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, do hereby find that the above outlined financial transactions and vouchers are in order and sufficient funds are available to permit the execution of these transactions,

BE IT FURTHER RESOLVED, that the above transactions are approved and allowed, and furthermore, that the County Auditor is hereby authorized to issue warrants for payment of said vouchers.

**MOTION:** Ducro moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE: Yeas:** Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2020-6FINA ACCEPTING FOR FILING THE ASHTABULA COUNTY TREASURER'S ANNUAL SETTLEMENT REPORT FOR 2019**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, In accordance with the provisions of ORC Section 321.39, the Ashtabula County Treasurer has filed with this Board her Annual Settlement report for 2019; and

WHEREAS, Said report has been duly examined by this Board; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that said report is hereby accepted and filed.

**MOTION:** Whittington moved the adoption, Ducro seconded. **DISCUSSION:** None

**VOTE: Yeas:** Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2020-7FINA ACCEPTING AND FILING THE ANNUAL REPORT OF THE PROSECUTOR'S FURTHERANCE OF JUSTICE FUND**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 7<sup>th</sup> day of January, 2020, in regular session at the offices of said Board in the Old Courthouse Building, 2<sup>nd</sup> Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, In accordance with the provisions of Section 325.12 of the Ohio Revised Code, the Ashtabula County Prosecutor has filed with this Board an annual report of the use of moneys appropriated to his office from the Furtherance of Justice Fund (FOJ) through December 28, 2019; and

WHEREAS, Said report has been duly examined by this Board; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that said report is accepted and filed.

**MOTION:** Ducro moved the adoption, Whittington seconded. **DISCUSSION:** None

**VOTE: Yeas:** Kozlowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**Work sessions:**

*January 7, 2020 11:00 a.m. Topic: General Matters/Agenda Items*

*In Attendance: Casey Kozlowski, Kathryn Whittington, J. P. Ducro IV, Lisa Hawkins, Janet Discher*

- ❖ EMA- Radiological Emergency Response Plan Revisions- changes are minor. Decision: ok for today's changes.
- ❖ Transfer of funds from Clerk of Courts to Sheriff for vehicles- received letter requesting the transfer \$125,000 from Clerk of Courts Title Fund to the General Fund for 5 Dodge Durango's for the Sheriff's Department. Great Lakes came in under the State Purchasing price. Something happened in the state bid process, they did get Dodge Chargers, but changed, everyone is on delay could be 6 months to the end of the year before you could order. The Sheriff will make up the difference with the FOJ, about \$6,000 more per vehicle. They are pleased with Dodge. In the following year, if Dodge Chargers are available will go with cars. The light bars will fit, cages and some other equipment will not. Decision: ok for next week's agenda. Sheriff will get paperwork to Lisa.
- ❖ TB Clinic- Health Dept. Board meeting is 1/14. JP met with Health Dept. and ACMC. 2 different costs- cost we pay Health Dept. and cost for ACMC to run a TB Clinic. Since 2012, ACMC hasn't billed, but there were some billed charges in 2017. They are not looking to back-bill. Need a legal opinion from Prosecutor whether or not prevention of TB is one of the mandated services we are required to fund. Janet will contact the Prosecutor, get statistics from Tina. \$35,000 is what the Health Dept. is asking for. Need an updated contract with ACMC.
- ❖ APL contract- JP attended an APL board meeting and stated some concerns that had been relayed to him previously. The APL contract is expired, we cannot pay them without a contract. The APL board decided to not have a Humane Agent, as they do not want to be the Humane Agent for the entire county, The county doesn't believe that would be the case. They were asked if is determined you do not need to take on the duties of a full Humane Agent, just a person dedicated with the certifications, and it was paid for, and the APL doesn't have to take on the duties of Humane Agent. APL stated they have to speak with their attorney.
- ❖ Miscellaneous
  - Support resolution for Natural Areas Land Conservancy to acquire and protect 3 properties- added as an extension to Ashcroft Woods Preserve in Orwell and Hartsgrove Townships. Both Townships have adopted resolutions in support.
  - Nursing Home RFP in process.
  - Financial Transaction payments- RFP in process.
  - NOPEC grants- Wine and Walleye and Perch and Pilsner \$750.
- ❖ New/Old Business
  - Community Corrections/Jail Project
  - Pierpont Sewers
  - Nursing Home RFP
  - Financial Transaction payments RFP

Growth Partnership meeting tomorrow at noon at Sparky's. Need to RSVP. Kathryn will do this.  
CCAO statewide on 2/7 in Columbus at 9:30 a.m. to 12:00p.m. JP will attend.

**Work sessions:**

January 7, 2020 2:19 p.m. Topic: Developmental Disabilities

*In Attendance: Casey Kozlowski, Kathryn Whittington, J. P. Ducro IV, Lisa Hawkins, Janet Discher, Toni Scurpa, Matt Glidewell*

Discussion was held regarding DSP positions whose wages are mandated. They involve agencies the Board of DD has agreements with. The average wage for a DSP position was \$11.12, in 2020 it will be \$12.82, and 2021 \$13.23. The Board of DD will be submitting a 5 year budget forecast. HB 166 allows county boards to create reserve funds of up to 40% of the previous year. The Board has asked to put \$2 million dollars into a reserve fund. They are to be used for operating expenses not necessarily in the current year. Part of the carryover includes \$120,000 received in August, another in February or March to supplement the DSP wage increase; 2 settlements and funds received from selling a building in Geneva. It will not be that way in 2020. The Board of DD pays 1 year and half in arrears to the state. They have 25 people currently on the waiver waiting list. The waiver costs increase on average 18%, not including new waivers. The carryover for 2019 was \$3.2 million. Waiver costs will increase every year, they plan on offering these 25 people waivers or services. The Commissioners would have to create a new fund. Schedule a meeting in April to share the 5 year forecast, have the previous forecast to compare.  
Kids Only lease – they are renting half of the building. They would like full use of the kitchen, to supply hot meals.

March is Disabilities Month, the Commissioners would like to meet there.

**Work sessions:**

January 7, 2020 2:45p.m. Topic: CDBG Pierpont

*In Attendance: Casey Kozlowski, Kathryn Whittington, J. P. Ducro IV, Lisa Hawkins, Janet Discher*

Pierpont was awarded \$25,000 for flood drainage project, but were unable to attain the easements. There are different options, could move into already awarded activities. If the Comprehensive Plan will be funded, it could offset the cost. Will set up a CDBG public hearing No. 2 to amend the grant.

**ADJOURNMENT:**

The President and Clerk of the Board hereby certify that this is a true and accurate record of the minutes of the January 7, 2020 session. All deliberations concerning official business and formal actions by this Board of Ashtabula County Commissioners were conducted in an open public meeting.

CERTIFIED:

ATTESTED:

\_\_\_\_\_  
PRESIDENT

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
COMMISSIONERS

OF

\_\_\_\_\_  
ASHTABULA COUNTY