

SPECIAL SESSION OF THE ASHTABULA COUNTY BOARD OF COMMISSIONERS

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

March 18, 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 Today's Agenda:

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

VOTE: Yeas: Kozlowski, Whittington, Ducro Nays: None Abstained: None Absent: None

Whereupon the agenda was declared approved unanimously.

THE BOARD PRESIDENT INTRODUCED AND ENTERTAINED A MOTION FOR THE FOLLOWING RESOLUTION: RESOLUTION NUMBER 2020-115 AUTHORIZING THE ASHTABULA COUNTY ENGINEER TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION ROAD SALT CONTRACTS, AWARDED IN 2020

The Board of County Commissioners of Ashtabula County, Ohio, met on the 18th day of March, 2020, in special session at the offices of said Board in the Old Courthouse Building, 2nd Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Tom Partridge, Chief Deputy Engineer, has submitted a request to this Board for the Ashtabula County Engineer to participate in the Ohio Department of Transportation Road Salt Contracts, awarded in 2020; and

WHEREAS, the Ashtabula County Board of Commissioners, hereinafter referred to as the "Political Subdivision", hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with the Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract; and
- d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract's effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 24, 2020 by 12:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable

for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE BE IT RESOLVED, by the Ashtabula County Board of Commissioners that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract.

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 2020-116 ORDERING PUBLICATION AND BIDS FOR HOT MIX ASPHALT RESURFACING PROJECTS, QUOTATION NO. 289 ENGINEER'S DEPT.

The Board of County Commissioners of Ashtabula County, Ohio, met on the 18th day of March, 2020, in special session at the offices of said Board in the Old Courthouse Building, 2nd Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Tom Partridge, Chief Deputy Engineer, has submitted a request to this Board for the publication and solicitation of competitive bids during the 2020 season, as follows:

HOT MIX ASPHALT RESURFACING:

County Line (CH 1 A-B)	1.304 miles
Eagleville Jefferson (CH-14 N)	.838 miles
Graham Road (CH-343 A)	1.369 miles
Jefferson Road (CH 150)	3.921 miles
State Road (CH-25 G)	.858 miles

Total Engineer's Estimate: \$727,387.50

Publication: March 20, 2020
Bid Opening: April 7, 2020 10:00 a.m.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Ashtabula County, Ohio, that the bids for Hot Mix Asphalt Resurfacing Projects be ordered, with the bid opening being held at the office of the Ashtabula County Engineer at the date and time listed above. The Clerk of the Board is hereby ordered to advertise in the newspapers and post notice of said bid on the bulletin board as outlined above.

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 2020-117 ASHTABULA COUNTY BOARD OF COMMISSIONERS DECLARATION OF STATE OF EMERGENCY DUE TO COVID-19, PURSUANT TO ALL APPROPRIATE LAWS, STATUTES, ORDINANCES AND RESOLUTIONS, PARTICULARLY TO CHAPTER 5502 OF THE OHIO REVISED CODE, EFFECTIVE MARCH 18, 2020 at 4:25 P.M.

The Board of County Commissioners of Ashtabula County, Ohio, met on the 18th day of March, 2020, in special session at the offices of said Board in the Old Courthouse Building, 2nd Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Coronavirus Disease 2019 (COVID-19) is a respiratory disease that can result in serious illness or death, which is caused by the SARS-CoV-2 virus that is a new strain of coronavirus that had not been previously identified in humans; and

WHEREAS, Ashtabula County, Ohio, may be affected by the COVID-19 as it can endanger the health, safety, and welfare of persons within the borders of Ashtabula County, Ohio; and

WHEREAS, on January 31, 2020, Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the nation's healthcare community in responding to COVID-19; and

WHEREAS, Ohio Governor DeWine issued Executive Order #2020-013 on March 9, 2020, declaring a State of Emergency for the COVID-19 pandemic; and

WHEREAS, the State of Ohio announced its first case of community acquired COVID-19 on March 11, 2020; and

WHEREAS, the event may exceed all locally available public and private resources available to alleviate the effects of this emergency; and

WHEREAS, the Board of Commissioners of Ashtabula County has determined that it is in the best interest of the County to take necessary actions before cases are identified in our area to prevent COVID-19 from spreading, as follows:

Section 1. The Ashtabula County Board of Commissioners declare that a state of emergency exists in the county and that they hereby invoke and declare those portions of the Ohio Revised Code that are applicable to the conditions and have caused the issuance of this proclamation, to be in full force and effect in the county for the exercise of all necessary emergency authority for protection of the lives and property of the people of Ashtabula County and the restoration of local government with a minimum of interruption.

Section 2. Reference is hereby made to all appropriate laws, statutes, ordinances and resolutions, and particularly to Chapter 5502 of the Ohio Revised Code.

Section 3. Effective March 18, 2020 at 4:25 p.m., most county offices have adjusted to an alternative service model. Offices will be conducting business with flexible staffing levels and varying office hours. Please contact the office that you are seeking services from to determine what services are being provided and in what manner business is being conducted.

Section 4. It is strongly encouraged county functions be completed by appointment, via email, regular mail, fax or telephone correspondence. Examples include, but are not limited to, paying utility bills, submitting bid documents, and building permit applications.

Section 5. All public offices and employees of Ashtabula County are hereby directed to exercise the utmost diligence in the discharge of duties required of them for the duration of the emergency and in execution of state and local emergency laws, regulations, and directives.

Section 6. All citizens are called upon and directed to comply with necessary emergency measures, to cooperate with public officials and disaster services forces in executing emergency operations plans, and to obey and comply with the lawful directions of properly identified officers.

Section 7. All operating forces will direct their communications and requests for assistance and operations directly to the Emergency Operations Center.

Section 8. This 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 this Board and that all deliberations of this Board that resulted in those formal actions were in a meeting open to the public in compliance with the law.

Section 9. This resolution shall be in full force and effect from and immediately upon its adoption.

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

VOTE: Yeas: Kozłowski, Whittington, Ducro **Nays:** None **Abstained:** None **Absent:** None

Whereupon the resolution was declared passed unanimously.

RESOLUTION NUMBER 2020-18SEWA HOLDING EXECUTIVE SESSION- PERSONNEL- EMPLOYMENT: 121.22(G)(1)

The Board of County Commissioners of Ashtabula County, Ohio, met on the 18th day of March, 2020, in special session at the offices of said Board in the Old Courthouse Building, 2nd Floor, 25 W. Jefferson St., Jefferson, Ohio, with the following members present: Casey R. Kozlowski, Kathryn L. Whittington, J. P. Ducro IV.

WHEREAS, Pursuant to the Ohio Revised Code Section 121.22(G)(1) the Board of Ashtabula County Commissioners shall meet in executive session to discuss Personnel- Employment; and

WHEREAS, Said Executive Session was convened at 3:04 p.m., recessed at 4:05 p.m., recalled at 4:28 p.m.;
now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the above executive session was held. Said session adjourning at 5:15 p.m.

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.

ADJOURNMENT:

The President and Clerk of the Board hereby certify that this is a true and accurate record of the minutes of the March 18, 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

COMMISSIONERS

OF

CLERK

ASHTABULA COUNTY