

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

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

**June 4, 2019**

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, J. P. Ducro IV, Vice-President, Casey R. Kozlowski and Commissioner Kathryn L. Whittington **Absent:** None **Board Staff Present:** County Administrator Janet Discher. **Absent:** 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:** moved the adoption, seconded. **DISCUSSION:** None

**VOTE:** **Yeas:** Ducro, Kozlowski, Whittington **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 2019-204 RECEIVING BID AND AWARDING FOR TRAFFIC MARKING PAINT TO ENNIS-FLINT, INC., ENGINEER'S OFFICE**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on May 14, 2019, the County Engineer, on behalf of the Board of Commissioners, received bids for Traffic Marking Paint, as follows:

	<u>Ennis-Flint, Inc.</u>	<u>Sherwin Williams</u>
Yellow     \$/Gallon	\$       10.88	\$       11.00
6820 Gallons	\$    74,201.60	\$    75,020.00
White     \$/Gallon	\$       9.68	\$       10.50
2475 Gallons	\$    23,958.00	\$    25,987.50
Total:	\$    98,159.60	\$   101,007.50

WHEREAS, The County Engineer has recommended that the bids for traffic marking paint be awarded to Ennis Paint, Inc., PO Box 404, Ennis, TX 75120 as the lowest and best bid received in the amount of \$98,159.60 and this Board would concur with that recommendation; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the bid is awarded as outlined above.

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

**RESOLUTION NUMBER 2019-205 AWARDING QUOTATIONS AND APPROVING AGREEMENTS WITH ALYCE SWANSON; RUTHANN FALCIONE; DAUGHTERS EXCAVATING CO LLC AND ASHTABULA COUNTY FOR HOUSEHOLD SEWAGE TREATMENT SYSTEM (HSTS) PROJECT, FY 2018 WATER POLLUTION CONTROL LOAN FUND (WPCLF), COMMUNITY SERVICES & PLANNING DEPT.**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, the Community Services & Planning Dept. received 2 quotes on May 22, 2019 for 2 septic system replacement projects, as follows:

<b>Contractor</b>	<b>Swanson Quote</b>	<b>Falcione Quote</b>	<b>Total</b>
Daughters Excavating Co LLC, Geneva	\$20,000.00	\$11,800.00	\$31,800.00
Boczar Excavating LLC, Jefferson	No bid	\$15,610.00	\$15,610.00

WHEREAS, they have recommended to award the quotes and enter into agreements (after receiving OEPA approval) with Daughters Excavating Co., LLC, 784 Timber Ln., Geneva, OH 44041, as follows:

<b>HSTS Applicant</b>	<b>Total Contract</b>	<b>Homeowner Share</b>	<b>HSTS Share</b>
Alyce Swanson 1506 Dadeville Rd., Austinburg	Not to Exceed: \$20,000.00	\$1,810.00	\$18,190.00
Ruth Ann Falcione 4107 Diane Dr., Ashtabula	Not to Exceed: \$11,800.00	\$5,700.00	\$6,100.00

**Terms:** begin upon signing through July 31, 2019; now

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

BE IT FURTHER RESOLVED, Janice Switzer, as Director of the Community Services and Planning Department is authorized to sign all documents related to these agreements.

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

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

**RESOLUTION NUMBER 2019-206 APPROVING 2019/2021 SUBGRANT AGREEMENT BY AND BETWEEN THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES (ODJFS), THE OHIO DEPARTMENT OF MEDICAID (ODM), THE ASHTABULA COUNTY CHILDREN SERVICES BOARD AND THE ASHTABULA COUNTY BOARD OF COUNTY COMMISSIONERS, G-2021-11-5879**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Tania Burnett, Director of Ashtabula County Children Services Board has presented a subgrant agreement, for the approval of the Board; and

WHEREAS, changes to the Subgrant Agreement for the 2019/2021 biennium are the following:

- Addition of 2 CFR 400.1 as a reference
- Additions to ARTICLE X. Miscellaneous Provisions- paragraphs D, E and F were added; and

WHEREAS, the intent of this Subgrant Agreement is to establish between ODJFS, Ohio Department of Medicaid, the Children Services Board, the relationship of two “pass-through entities” and “subrecipients” as those terms are used in OMB 2 CFR 200, promulgated by the United States Office of Management and Budget (OMB); now

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

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

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

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-207 APPROVING AMENDMENT TO THE DATA SHARING AND CONFIDENTIALITY AGREEMENT WITH THE OHIO DEPARTMENT OF MEDICAID, COMMON PLEAS COURT**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on January 29, 2019 by Resolution No. 2019-69, a data sharing and confidentiality agreement was approved; and

WHEREAS, the term in the agreement has been extended to end on June 30, 2022, with all other terms and conditions to remain in full force and effect; and

WHEREAS, this Board would agree to the amendment; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Amendment to the agreement is approved in accordance with a copy now on file in this office.

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

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

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-208 APPROVING AMENDMENT TO THE DATA SHARING AND CONFIDENTIALITY AGREEMENT WITH THE OHIO DEPARTMENT OF MEDICAID, JUVENILE COURT**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on December 18, 2019 by Resolution No. 2018-300, a data sharing and confidentiality agreement was approved; and

WHEREAS, the term in the agreement has been extended to end on June 30, 2022, with all other terms and conditions to remain in full force and effect; and

WHEREAS, this Board would agree to the amendment; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Amendment to the agreement is approved in accordance with a copy now on file in this office.

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

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

Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-209 ACCEPTING CERTIFICATE OF RESULT OF GENERAL ELECTION ON TAX LEVY – CHILDREN SERVICES BOARD (PASSED)**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, The Ashtabula County Board of Elections has presented the following Certificate of Result of Election for the question of the passage of a .5-mill levy for the Children Services Board, to-wit:

**Certificate of Result of Election on Tax Levy in Excess of the Ten Mill Limitation**

The State of Ohio, Ashtabula County, ss.  
To Board of Commissioners      Ashtabula County

We, the undersigned, Ashtabula Board of Elections, do hereby certify that the Special Election held in Ashtabula County, on the 7<sup>th</sup> day of May, 2019, on the question of levying a tax, in excess of the ten mill limitation, for the benefit of the subdivision for the purpose of: paying for protection and placement of abused and neglected children by the Children Services Board

Tax being a renewal levy at the rate not exceeding 0.5 mills for each one dollar of valuation, which amounts to \$0.05 for each one hundred dollars of valuation, for 5 years resulted as follows:

<b>Total number of votes cast:</b>	<b>(8,916)</b>
<b>For the Tax Levy:</b>	<b>(6,107)</b>
<b>Against the Tax Levy:</b>	<b>(2,809)</b>

as the same appears by the Abstract of Votes duly certified and signed by us and deposited in our office.

WHEREAS, the Certificate of Result of Election was signed by the proper officials; now

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the above Certificate of Result of Election of the Ashtabula County Children Services Board is hereby accepted.

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

**RESOLUTION NUMBER 2019-210 APPROVING SEPARATION AGREEMENT FOR TAG LAW ENFORCEMENT TASK FORCE**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

**WHEREAS** Ashtabula County and Trumbull County have jointly participated in a drug task force known as the TAG Law Enforcement Task Force (“TAG”); and

**WHEREAS** Ashtabula County will be separating from TAG effective June 30, 2019; and

**WHEREAS** Trumbull County, the lead agency for TAG, will continue to operate TAG as the Trumbull Action Group moving forward ensuring that all references to Ashtabula County in the TAG name and otherwise are removed; and

**WHEREAS** both Ashtabula County and Trumbull County believe it is fair and equitable that Ashtabula County retain certain assets in proportion with its contributions to TAG; and

**WHEREAS** R.C. 307.12(D) permits a county to transfer personal property to any political subdivision of the state; and

**WHEREAS**, all other terms and conditions of the separation agreement are more fully outlined in the agreement and the attachment, which are now on file in this office; now

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

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

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

Whereupon the resolution was declared passed unanimously.



## RESOLUTION NUMBER 2019-211 HOLDING AN EXECUTIVE SESSION - PENDING LITIGATION

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

**WHEREAS**, Pursuant to the Ohio Revised Code Sections 121.22 (G)(1), the Board of Ashtabula County Commissioners shall meet in executive session to discuss Pending Litigation; and

**WHEREAS**, Said Executive Session was convened at 10:34 a.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 10:45 a.m.

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

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

**RESOLUTION NUMBER 2019-39FINA APPROVING FINANCIAL TRANSACTIONS FOR THE COUNTY**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

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 REQUESTS:**

Hattie Grubke-Barnard	WDB & Noc Cog mtg.	Chardon	6/5	\$46.17
Lauren Davis	Nuts & Bolts OHPELRA	Lancaster	6/21	\$ .00

**PAYROLL CHANGES:**

**ACDJFS**

<b>EMPLOYEE NAME</b>	<b>CLASS TITLE</b>	<b>HOURLY RATE</b>	<b>REASON</b>
Beitz, Katrina	Account Clerk 3	15.83	Longevity Increase/Vacation +40 hrs 6.2 accrual
Peck, Harleigh	Office Worker	13.22	Probation complete

**APPROPRIATIONS**

<b>Appropriations</b>	<b>Fund</b>	<b>Total</b>	<b>Personal Svcs</b>	<b>Comment</b>
Auditor	1001.002	\$ 338.00	\$ -	appropriation for contract services
County Obligations Advance Out	1001.001.101	\$ 25,000.00	\$ -	appropriation for advance out
Community Dev - CDBG	2701.001	\$ 25,000.00	\$ -	appropriation for advance out
<b>Advance Out</b>				
From General Fund 1001 to Community Dev CDBG	\$ 25,000.00			

**DIRECT RELIEF BILLS:**

Vouchers #2019-2367 thru 2019-2387 for Public Assistance; #2019-20315 for Child Support; and #2019-30212 thru 2019-30213 for WIA Invoices

**BILLS:**

COUNTY FUNDS            SCHEDULE 23  
ENGINEERS                SCHEDULE 23E; 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:** Whittington moved the adoption, Kozlowski seconded. **DISCUSSION:** None  
**VOTE:** Yeas: Whittington, Ducro, Kozlowski    **Nays:** None    **Abstained:** None    **Absent:** None  
Whereupon the resolution was declared passed unanimously.

**RESOLUTION NUMBER 2019-8ACNH APPROVING PROPOSAL WITH CLEMANS, NELSON & ASSOCIATES, INC.**

The Board of County Commissioners of Ashtabula County, Ohio, met on the 4<sup>th</sup> day of June, 2019, 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Connie Eyman, ACNRC Administrator, has presented a Proposal for the approval of the Board, to-wit:

**Scope:** Conduct an organizational analysis at the County Home

**Provider:** Clemans, Nelson & Associates, Inc., 485 Metro Place S., Ste. 200, Dublin OH 43017-5333

**Term:** begins upon signing

**Cost:** **Not to Exceed:** \$8,300.00; now

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

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

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

Whereupon the resolution was declared passed unanimously.

**Work sessions:**

June 4, 2019 10:30 p.m. Topic: General Matters/Agenda Items

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

**BOCC went into executive session** pending litigation at 10:34. Adjourned at 10:45. Decision: Commissioners authorized Rebecca Divoky to settle the claim.

**Janice Switzer – CDBG PY17** – demolition of blighted structure at 120 Oak Street Andover. \$13,850 provided by Adams Services of Austinburg. Property to be owned by the Landbank when demolition is done. Commissioners are okay with this for next week’s agenda.

**Soil/Water** – Board is okay with Soil and Water purchasing carpet for their office space at Wall Street building.

**Community Correction** – Board application was received from Deborah King. Jim Kemmerle is okay with the appointment. Board will take application under consideration and discuss next week.

**Schedule:** KW – June 20<sup>th</sup> work session at Lodge needs to be rescheduled. Beckey to reach out to Charlene at Lodge to get new date.

**KW – HB 13** – Broadband expansion – pulled previous testimony from HB 378 for board to review and edit and resubmit for HB 13.

**Committee Reports** – CK – transportation follow up meeting held today. Discussed proposed logo for transportation efforts using the universal Ashtabula County A; also discussed proposed one-stop website for all transportation options. Encouraging people to become Uber/Lyft drivers.

**ADJOURNMENT:**

The President and Clerk of the Board hereby certify that this is a true and accurate record of the minutes of the June4, 2019 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