

REGULAR SESSION OF THE ASHTABULA COUNTY BOARD OF COMMISSIONERS

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

September 24, 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 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:** 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 2019-319 HOLDING EXECUTIVE SESSION – CONFIDENTIAL MATTERS, 121.22(G)(5)

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Pursuant to the Ohio Revised Code Section 121.22(G)(5) the Board of Ashtabula County Commissioners shall meet in executive session to discuss confidential matters which includes the State Auditors–Post-Audit Meeting; and

WHEREAS, Said Executive Session was convened at 9:08 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 9:38 a.m.

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

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

Whereupon the resolution was declared passed unanimously.

RESOLUTION NUMBER 2019-320 HOLDING HEARING ON COUNTY RECORDER'S PROPOSAL FOR RECORDER'S TECHNOLOGY FUND FOR 2020

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, This being the date set on September 5, 2019 by Resolution No. 2019-308, pursuant to O.R.C. Section 317.321(B) for the meeting of the Board with the Ashtabula County Recorder to review her proposal for funding for 2020 through the funds generated for acquisition or maintenance of micrographic or other equipment; and

WHEREAS, The Recorder will explain the scope of the proposal, as follows. She appreciates the funds keeps them running efficiently. Basically the same as last year, it's an estimate as far as what the fees generate. Same \$6 per document file, change will be hopefully a little less spent on Cott contract. If there were excess funds, documents trended significantly down at the first part of the year, busier in June. She would want to keep any excess to keep the updates in the office.

Re: Proposal to Continue the Recorder's Technology Fund

Dear Commissioners:

Pursuant to Section 317.321 of the Ohio Revised Code, I hereby submit the following proposal on behalf of the Ashtabula County Recorder's Office.

1. I request that beginning January 1, 2020 and ending December 31, 2020, \$6.00 of the fee collected for recording or filing a document for which a fee is charged as required by Sections 317.32(A) and 1309.525 of the Ohio Revised Code continue to be placed in the County treasury and designated as "General Fund Monies to Supplement the Equipment Needs of the County Recorder" (also known as Recorder's Technology Fund).
2. I request that these designated monies bear such designation for a period of five years.
3. I estimate that the total amount of fees to be collected for recording or filing documents under the above-referenced sections during the year 2020 will be approximately \$800,000.00.
4. I estimate that the total amount of fees which will be collected for the Recorder's Technology Fund during 2020 will be \$70,000.00.

For over 25 years, the Technology Fund has been a stable funding source for the essential service and equipment needs of the Recorder's Office. Careful management has ensured that contractual obligations have been fulfilled. Some of my contract costs will be rising. I pay for all of these obligations out of my technology fund, thereby removing any need for general fund monies to pay for these expenses. I have developed a plan for the much needed

preservation of some of our most fragile records. I plan to continue the upgrades of the technological needs of the Recorder's Office to better serve the public, and this fund will provide a crucial role in my plan.

A detailed outline of my proposal is presented on the following page. I anticipate that this proposal will be journalized, and that a date will be set for discussion. Your continued support of this effort to provide high quality service to our citizens is greatly appreciated.

Sincerely, Barbara Schaab Ashtabula County Recorder

PROPOSED 2020 EXPENDITURES RECORDER'S TECHNOLOGY FUND

I recommend the 2020 Technology Fund be administered as follows to meet the service and equipment needs of the Ashtabula County Recorder's Office:

Contract Services	
Cott Systems Indexing & Imaging Services	\$47,500.00
Plat Map Reproduction	\$500.00
Micrographic Printer Contracts	\$6,500.00
Copier Contracts	\$1,500.00
Maintenance of Historical Records	\$7,000.00
Contract Services	\$63,000.00

WHEREAS, The Board of Commissioners will further review such request and notify the Recorder of their decision no later than December 15, 2019; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the hearing on the County Recorder's 2020 proposal for funding from the general fund moneys to supplement the equipment needs of the county recorder is hereby adjourned at 11:12a.m.

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

RESOLUTION NUMBER 2019-321 APPROVING AMENDMENT TO THE AGREEMENT BY AND BETWEEN THE ASHTABULA COUNTY BOARD OF COMMISSIONERS AND RONI LEE, LLC, PURSUANT TO SECTION 5709.57 OF THE OHIO REVISED CODE

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on November 9, 2018 by Resolution No. 2018-272, an agreement was approved with Roni Lee, LLC; and

WHEREAS, the following is an amendment to said agreement:

- A. Commissioners and Owner entered into the "Agreement Pursuant to Section 5709.57 of the Ohio Revised Code," effective as of November 9, 2018 (the "Agreement"), whereby the Property identified in the Agreement was exempted from taxation in exchange for an agreement by Owner to make annual payments in lieu of taxes.
- B. Section 10 of the Agreement contemplates that the parties may change or amend the Agreement provided that any such amendment is in writing and signed by the parties.
- C. The parties desire to amend the Agreement to allow the modification of the default provision of the Agreement, with regard only to the payments as set forth in paragraph 3) ANNUAL PAYMENTS

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which the parties acknowledge, Commissioners and Owner agree to amend the Agreement as follows:

- 1. Section 5.a. of the Agreement shall be amended so that any and all references to "October 6, 2017" should be changed to "January 30, 2018."

2. The following provision shall be added to the Agreement as Section 5.c. therein:

5) c. Notwithstanding anything to the contrary contained in the Agreement, Owner shall not be in default for the payment of any of the payments set forth in paragraph 3) ANNUAL PAYMENTS under the Agreement unless Commissioners deliver to Owner written notice describing such default, and Owner does not cure such default within ten (10) days after receiving such notice. This cure notice and cure provision only shall apply to the delinquency or default provision of paragraph 5) a. of the Agreement. This provision only will become effective upon the transfer of the real property owned by Roni Lee, LLC to Geneva Owner LLC, a Delaware limited liability company.

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

Whereupon the resolution was declared passed unanimously.

RESOLUTION NUMBER 2019-322 APPROVING CONSENT TO ASSIGNMENT AND ASSUMPTION OF PILOT AGREEMENT BY THE ASHTABULA COUNTY BOARD OF COMMISSIONERS FOR THE BENEFIT OF RONI LEE, LLC AND GENEVA OWNER LLC

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular 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: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on November 9, 2018 by Resolution No. 2018-272, an agreement was approved with Roni Lee, LLC; and

WHEREAS, the following is the consent to assignment agreement and assumption of pilot agreement:

A. Assignor has conveyed to Assignee certain improved real property located in Ashtabula County, Ohio (the "Property").

B. County and Assignor entered into the Agreement Pursuant to Section 5709.57 of the Ohio Revised Code, effective as of November 9, 2018, as amended by the Amendment of Agreement Pursuant to Section 5709.57 of the Ohio Revised Code dated September 24, 2019 (as amended, the "Agreement"), pursuant to which the Property was exempt from taxation in exchange for an agreement to make annual payments in lieu of taxes.

C. Assignor desires to assign to Assignee, and Assignee desires to assume from Assignor, all of Assignor's right, title and interest in, to and under the Agreement.

D. The Agreement cannot be assigned without the written consent of County and the Geneva Area City Schools Board of Education.

E. County desires to consent to Assignor's assignment to Assignee, and Assignee's assumption from Assignor, of the Agreement.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which the parties acknowledge, County consents, agrees and certifies as follows:

1. Consent. County consents to Assignor's assignment to Assignee, and Assignee's assumption from Assignor, of the Agreement.

2. Address. Any notice to Assignee under the Agreement shall be sent to the following parties (instead of to Assignor, Ric Selip and Gary L. Pasqualone):

c/o Blue Ocean
6615 Reisterstown Road, Suite 300

Baltimore, MD 21215
Attn: Mr. Jonathan Ehrenfeld
JEhrenfeld@blueocean.com

with a copy to: Neuberger, Quinn, Gielen, Rubin & Gibber, P.A.
1 South Street, 27th Floor
Baltimore, MD 21202 Attn: Elliott
Engel, Esq. ee@nqgrg.com

3. Certifications. County certifies to Assignee that:

- (a) Attached to this Consent as Exhibit A is an accurate and complete copy of the Agreement (with all exhibits). Attached to this Consent as Exhibit B is an accurate and complete copy of the original Sports Facilities Agreement, dated April 21, 2010, as amended on January 16, 2013, which the Agreement references in Section 5(a).
- (b) The Agreement has not been modified, amended, supplemented, rescinded canceled or terminated.
- (c) The Agreement is in full force and effect and constitutes the complete agreement between County and Assignee with respect to the matters set forth in the Agreement.
- (d) The annual payment under the Agreement for 2018 in the amount of \$396,000 has been paid in full. The next annual payment under the Agreement (in the amount of \$396,000) is due on September 30, 2019.
- (e) Neither Assignor nor Assignee is in default under the Agreement and nothing has occurred that, with the passage of time or giving of notice, would constitute a default under the Agreement.
- (f) County has no claim, counterclaim, defense or offset against Assignor or Assignee under the Agreement.
- (g) All necessary action has been taken to authorize County's execution and delivery of this Consent, each individual executing this Consent on behalf of County has the power and authority to bind County to this Consent and this Consent has been duly authorized, executed and delivered and constitutes County's valid and binding agreement.

WHEREAS, County acknowledges and agrees that Assignee and its affiliates will rely on County's certifications in this Consent in connection with its acquisition of the Property; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the consent to assignment and assumption agreement is approved as outlined above and in accordance with a copy now on file in this office.

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

RESOLUTION NUMBER 2019-323 APPROVING TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) SUBGRANT AGREEMENTS WITH ASHTABULA COUNTY COMMUNITY ACTION AGENCY (20-1001-TANF); BEATITUDE HOUSE (20-1003-TANF); CATHOLIC CHARITIES OF ASHTABULA COUNTY (20-1004-TANF, 20-1005-TANF & 20-1006-TANF); GOODWILL INDUSTRIES OF ASHTABULA, INC. (20-1007-TANF); SIGNATURE HEALTH. (20-1008-TANF), ACDJFS

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular session at the offices of Pierpont Township, 1109 SR 7, Pierpont, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on August 6, 2019 by Resolution No. 2019-272, proposals were laid on the table for Temporary Assistance for Needy Families (TANF); Title XX Social Service; and Transportation Programs; and

WHEREAS, it is now necessary to take the TANF agreements from the table, award and approve the agreements; and

WHEREAS, Patrick Arcaro, Director of the Dept. of Job and Family Services, has presented the following contracts for the approval of the Board, to-wit:

ALL TERMS ARE EFFECTIVE: October 1, 2019 and ending September 30, 2020

SCOPE OF SERVICES: All sub grant agreements listed below provide specified services to Ashtabula County residents.

NEW HOPE HOMELESS ASSISTANCE PROGRAM

ASHTABULA CO. COMMUNITY ACTION AGENCY Contract No. 20-1001-TANF

Provider: Ashtabula County Community Action Agency, 6920 Austinburg Rd., Ashtabula, OH 44004

Cost: Not to Exceed, \$35,309.41

TRANSITIONAL HOUSING PROGRAM

BEATITUDE HOUSE Contract No. 20-1003-TANF

Provider: Beatitude House, 3404 Lake Ave., Ashtabula, OH 44004

Cost: **Not to Exceed**, \$80,997.00

VARIOUS PROGRAMS (SEE BELOW)

CATHOLIC CHARITIES OF ASHTABULA COUNTY 4200 Park Ave., 3rd Floor Ashtabula, OH 44004

- **ABSTINENCE EDUCATION - Contract No. 20-1004-TANF:**
- **Cost:** **Not to Exceed**, \$36,409.00

- **FINANCIAL LITERACY - Contract No. 20-1005-TANF:**
- **Cost:** **Not to Exceed**, \$2,500.00

- **OPEN DOORS PROGRAM - Contract No. 20-1006-TANF:**
- **Cost:** **Not to Exceed**, \$14,036.00

PRIDE PROGRAM

GOODWILL INDUSTRIES OF ASHTABULA, INC. Contract No. 20-1007-TANF

Provider: Goodwill Industries of Ashtabula, Inc., 621 Goodwill Dr., Ashtabula, OH 44005

Cost: Not to exceed, \$30,000.00

REPRODUCTIVE HEALTH SERVICES

SIGNATURE HEALTH, Contract No. 20-1008-TANF:

Provider: Signature Health, 54 S. State St., Suite 203, Painesville, OH 44077

Cost: **Not to Exceed**, \$20,000.00

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Proposals be taken from the table, awarded and the Agreements, as noted above, are approved in accordance with copies now on file in this office.

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

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

Whereupon the resolution was declared passed unanimously.

RESOLUTION NUMBER 2019-324 APPROVING TITLE XX SUBGRANT AGREEMENTS WITH ASHTABULA COUNTY COMMUNITY ACTION AGENCY (20-2001-XX & 20-2002-XX), ACMC REGIONAL HOME HEALTH(20-2003-XX); CATHOLIC CHARITIES OF ASHTABULA COUNTY (20-2004-XX & 20-2005-XX); COUNTRY NEIGHBOR PROGRAM, INC. (20-2006-XX); LAKE AREA RECOVERY CENTER (LARC)(20-2007-XX), ACDJFS

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular session at the offices of Pierpont Township, 1109 SR 7, Pierpont, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on August 6, 2019 by Resolution No. 2019-272, proposals were laid on the table for Temporary Assistance for Needy Families (TANF); Title XX Social Service; and Transportation Programs; and

WHEREAS, it is now necessary to take the Title XX agreements from the table, award and approve the agreements; and

WHEREAS, Patrick Arcaro, Director of the Dept. of Job and Family Services, has presented the following contracts for the approval of the Board, to-wit:

ALL TERMS ARE EFFECTIVE: October 1, 2019 and ending September 30, 2020

SCOPE OF SERVICES: All sub grant agreements listed below provide specified services to Ashtabula County residents.

VARIOUS PROGRAMS (SEE BELOW)

ASHTABULA CO. COMMUNITY ACTION AGENCY, 6920 Austinburg Rd., Ashtabula, OH 44004

- **ABSTINENCE EDUCATION - Contract No. 20-2001-XX:**
- **Cost: Not to Exceed, \$16,093.00**

- **INFORMATION & REFERRAL SERVICES - Contract No. 20-2002-XX:**
- **Cost: Not to Exceed, \$5,183.75**

NURSING ASSESSMENT, PERSONAL CARE & HOMEMAKER SERVICES

ACMC REGIONAL HOME HEALTH, Contract No. 20-2003-XX

Provider: ACMC Regional Home Health, 3949 Jefferson Rd., Ashtabula, OH 44004
Cost: Not to Exceed, \$34,890.00

VARIOUS PROGRAMS (SEE BELOW)

CATHOLIC CHARITIES OF ASHTABULA COUNTY 4200 Park Ave., 3rd Floor Ashtabula, OH 44004

- **GUARDIANSHIP SERVICES - Contract No. 20-2004-XX:**
- **Cost: Not to Exceed, \$48,126.00**

- **SSI SPECIALIST SERVICES - Contract No. 20-2005-XX:**
- **Cost: Not to Exceed, \$20,640.00**

HOME DELIVERED MEALS

COUNTRY NEIGHBOR PROGRAM, INC., Contract No. 20-2006-XX

Provider: Country Neighbor Program, Inc., PO Box 212, Orwell, OH 44076
Cost: Not to exceed, \$17,536.50

RESIDENTIAL TREATMENT SERVICES

LAKE AREA RECOVERY CENTER, Contract No. 20-2007-XX:

Provider: Lake Area Recovery Center, 2801 "C" Court, Ashtabula, OH 44004
Cost: Not to Exceed, \$4,497.00

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Proposals be taken from the table, awarded and the Agreements, as noted above, are approved in accordance with copies now on file in this office.

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

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

RESOLUTION NUMBER 2019-325 APPROVING PURCHASE OF TRANSPORTATION SERVICE CONTRACTS WITH THE ASHTABULA COUNTY TRANSPORTATION SYSTEM (20-3001-ERT & 20-3002-HRT); CITY TAXICAB AND TRANSFER CO., INC. (20-3003-ERT & 20-3004-HRT); COUNTRY NEIGHBOR PROGRAM, INC. (20-3005-ERT & 20-3006-HRT); RICHMOND TRANSPORTATION (20-3007-ERT & 20-3008-HRT); AND SUNSET TRANSPORTATION & RENTALS, LLC (20-3009-ERT & 20-3010-HRT) FOR EMPLOYMENT AND HEALTH RELATED TRANSPORTATION, ACDJFS

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular session at the offices of Pierpont Township, 1109 SR 7, Pierpont, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, on August 6, 2019 by Resolution No. 2019-272, proposals were laid on the table for Temporary Assistance for Needy Families (TANF); Title XX Social Service; and Transportation Programs; and

WHEREAS, it is now necessary to take the Title XX agreements from the table, award and approve the agreements; and

WHEREAS, Patrick Arcaro, Director of the Dept. of Job and Family Services, has presented the following contracts for the approval of the Board, to-wit:

ALL TERMS ARE EFFECTIVE: October 1, 2019 and ending September 30, 2020

SCOPE OF SERVICES: All sub grant agreements listed below provide Employment and Health related transportation services to eligible Ashtabula County residents.

ASHTABULA COUNTY TRANSPORTATION SYSTEM:

Provider: Ashtabula County Transportation System, 2924 Donahoe Dr., Ashtabula, OH 44004

- **Contract No.: 20-3001-ERT**
- **Cost: Not to Exceed, \$3,000.00**

- **Contract No.: 20-3002-HRT**
- **Cost: Not to Exceed, \$110,579.00**

CITY TAXICAB & TRANSFER CO., INC.:

Provider: City Taxicab & Transfer Co., Inc., 1853 W. Prospect Rd., Ashtabula, OH 44004

- **Contract No.: 20-3003-ERT**
- **Cost: Not to Exceed, \$30,000.00**

- **Contract No.: 20-3004-HRT**
- **Cost: Not to Exceed, \$830,000.00**

COUNTRY NEIGHBOR PROGRAM, INC.

Provider: Country Neighbor Program, Inc., PO Box 212, Orwell, OH 44076

Term: retroactive to October 1, 2018 and ending September 30, 2020

- **Contract No.: 20-3005-ERT**
- **Cost: Not to Exceed, \$5,001.75**

- **Contract No.: 20-3006-HRT**
- **Cost: Not to Exceed, \$351,000.00**

RICHMOND TRANSPORTATION

Provider: Richmond Transportation, 1813 E. 51st St., Ashtabula, OH 44004

- **Contract No.: 20-3007-ERT**
- **Cost: Not to Exceed, \$10,000.00**

- **Contract No.: 20-3008-HRT**
- **Cost: Not to Exceed, \$800,000.00**

SUNSET TRANSPORTATION & RENTALS, LLC

Provider: Sunset Transportation & Rentals, LLC, 4519 E. Maple St., Geneva, OH 44041

- **Contract No.: 20-3009-ERT**
- **Cost: Not to Exceed, \$3,000.00**
- **Contract No.: 20-3010-HRT**
- **Cost: Not to Exceed, \$200,000.00**

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Proposals be taken from the table, awarded and the Agreements, as noted above, are approved in accordance with the copies now on file in this office.

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

RESOLUTION NUMBER 2019-326 APPROVING SPECTRUM AGREEMENT FOR INTERNET SERVICES, WESTERN COUNTY COURTHOUSE BRANCH LAW LIBRARY

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular session at the offices of Pierpont Township, 1109 SR 7, Pierpont, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, Shara Parkomaki, Ashtabula County Law Librarian, has presented an Agreement for the approval of the Board, to-wit:

Scope: to provide internet services at the Western County Courthouse branch, Law Library

Provider: Spectrum, 530 S. Main St., Akron, OH 44311

Cost: Not to Exceed, \$64.98 per month- ongoing

Term: month to month agreement, unless terminated by either party; 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, Kozlowski seconded. **DISCUSSION:** None
VOTE: Yeas: Ducro, Kozlowski, Whittington **Nays:** None **Abstained:** None **Absent:** None
 Whereupon the resolution was declared passed unanimously.

RESOLUTION NUMBER 2019-327 APPROVING LEASE AGREEMENT WITH THE ASHTABULA COUNTY PORT AUTHORITY FOR SPACE AND SUPERSEDING PREVIOUS LEASE AGREEMENT DATED NOVEMBER 17, 2017

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular session at the offices of Pierpont Township, 1109 SR 7, Pierpont, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, The Board of Commissioners owns the building located 35 West Jefferson St. in the Village of Jefferson; and

WHEREAS, There is space available in said building that may be leased by the County to other entities; and

WHEREAS, on November 17, 2017 a lease agreement with the Ashtabula County Port Authority was approved; and

WHEREAS, a new lease has been presented and in accordance with the Sole Agreement of the Parties section in said lease, this lease constitutes the sole and only agreement of the parties hereto and supersedes any prior understandings or written or oral agreements between the parties respecting the within subject matter, to-wit:

Lessee: Ashtabula County Port Authority
Location: 35 West Jefferson Street, Jefferson, Ohio
Lease Period: retroactive to August 1, 2019 ending July 31, 2029 (120 months)
Cost: \$100.00 per month, \$1,200 annually for a total of \$12,000.00; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio that the Lease Agreement with the Ashtabula County Port Authority for office as noted above is approved in accordance with the terms and conditions contained in the copy of said Lease Agreement now on file in this office.

BE IT FURTHER RESOLVED, that the previous lease dated November 17, 2017, be superseded as stated above.

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

RESOLUTION NUMBER 2019-67FINA ORDERING PUBLICATION AND SETTING TIME AND PLACE OF PUBLIC HEARINGS ON THE CY2020 BUDGET REQUESTS FOR THE ASHTABULA COUNTY JUVENILE COURT AND PROBATE COURT, THE ASHTABULA COUNTY COMMON PLEAS COURT, AND THE ASHTABULA COUNTY VETERANS SERVICES COMMISSION

The Board of County Commissioners of Ashtabula County, Ohio, met on the 24th day of September, 2019, in regular session at the offices of Pierpont Township, 1109 SR 7, Pierpont, Ohio, with the following members present: J. P. Ducro IV, Casey R. Kozlowski, Kathryn L. Whittington.

WHEREAS, it is required by certain sections of the Ohio Revised Code that the Ashtabula County Board of Commissioners hold public hearings on the CY2020 budget requests received by the following departments:

Ashtabula County Juvenile Court and Probate Court hearing to be held on **Thursday, October 24, 2019 at 1:00 p.m.**, ORC 2101.11(B)(2)

Ashtabula County Veteran Services Commission hearing to be held on **Monday, November 18, 2019 at 1:00 p.m.**... ORC 5901.11

Ashtabula County Common Pleas Court hearing to be held on **Wednesday, October 23, 2019 at 3:00 p.m.**, ORC 307.01(b); and

WHEREAS, In order to explain and discuss the CY2020 budget requests public hearings shall be held as outlined above; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the public hearings on the matter of the budget requests submitted by Ashtabula County Juvenile Court and Probate Court, the Ashtabula County Common Pleas Court and the Ashtabula County Veteran Services Commission for CY2020 are set as outlined above in the Commissioners' Conference Room, Old Courthouse, Jefferson, Ohio, and

BE IT FURTHER RESOLVED, that the Clerk of the Board be directed to advertise the Public Hearing in a newspaper of general circulation within the county.

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

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

Whereupon the resolution was declared passed unanimously.

Public Participation:

Commissioner Ducro opened the meeting at 6:32 p.m. and welcomed everyone. Commissioner Whittington and **Commissioner Kozlowski** thanked everyone for attending. Commissioner Ducro stated we will hear any comments or opinions about the sewer project, but there will be no discussion. There is a work session scheduled on October 8 at 1:30p.m. to discuss the sewers. Commissioner Ducro will remove himself from that meeting, as he is a property owner and a business owner in that area. Trustee Barb Culp asked about Broadband and internet services. Commissioner Ducro explained he has met with Jake Hudson and Great Wave Communications regarding Broadband and internet service. Has a committee been formed? Comr. Ducro had a meeting today, there have been discussions about a planning grant to tackle IT in Ashtabula County. He has been meeting with other internet providers, received a couple of proposals. A lot of grants are competitive, without a plan, may be difficult to get. Advocating for the State to put a plan together, or a task force for broadband. Discussion today was about a 3 mile stretch from 167 to Marcy Road at Route 7. Seeking quotes on costs. If grants need matching funds, can other entities bid, how would it work.

Wanda Williams- Not for it (the sewers).

Bob Jackson- Port Authority lost Sean Ratican, Mark Winchell from 503 went there. Are they in contact with the Dollar Store? Comr. Ducro stated some remediation was done, some tanks were not removed. The Port authority is aware and working to get it straightened out. The property did transfer to the developer. He is the liaison, but there hasn't been a board meeting since the former Director left.

Pam Hudson- the tanks are out and destroyed, the end of next week they are supposed to do foundation work. There is a gentleman with a trailer across the street, he is the Project Manager.

Steve Gagat- Broadband- what can they do with Windstream with issues out here, as they seem to lose their phone service every weekend. The internet, during the day works, at 2:00a.m. internet does not. Commissioner Kozlowski suggested to contact the Ohio Consumer Council and the PUCO and Windstream. Windstream has stated the box is the problem. They have dated lines that need to be updated, but there are no plans for an update. The cost is \$86 for

1.5 megabyte. Commissioners Ducro stated one proposal uses the type of micro wave signals for about \$50/\$60 a month. They have to have committed contracts to build the infrastructure. JP will keep working on it.

Barb Culp- brought up dispatching contracts. For every call for 911 the cost is passed onto the fire or police. No. **Comr. Kozlowski** –explained the consolidation of 6 PSAP’s to 2 in the county, per the state. 90% of the calls go to the Ashtabula site in Jefferson. The system is funded by parcel fee \$4.50 and there is a 911 fee on cell phones and landline systems. Dispatching is the manner in which the call is transferred. An independent study was completed by Kimball to determine a fair funding model for dispatching in our county. He explained how the cost is determined. New state mandate to offer emergency medical dispatching, when calling 911 they are required to administer EMV for those calls. City of Conneaut, Saybrook, Ashtabula City and Geneva does dispatching. Ms. Culp asked is there any plan to increase 911 fees. 911 rates are .25 cents per call, the state has a threshold. That needs adjusted to 2019 numbers, those funds cannot be used to cover dispatching.

Steve Gagat – why is that? Can go to state legislatures? Comr. Ducro- \$.25 on a cell phone isn’t enough. 80% of 911 calls are via cell. Other avenues are parcel fees or sales tax. More in favor of a user fee. **Comr. Kozlowski**- you can use the 911 parcel fees, not 911 fees. Has to separate what the 911 costs versus dispatch. Wanda- people call every time they see smoke.

Al Williams-EMT’s paramedics in the twp. paramedic gets job in Ashtabula, the companies will not allow him to volunteer in their department. Can something be done on a state level. Comr. Ducro, not sure what the reason would be, but maybe volunteering in a high risk situation, they do not want them to get hurt. Suggested contacting the Fire Chiefs.

Duane Hartman- Building Dept. We do have a CBO on the job for about 3 weeks now. There are 3 inspectors now, a contracted commercial inspector. 2 new hires in the last 6 weeks, concerns, fill the role of inspector, send them our way. Will be exploring automation IT software and credit card payments, all things in the works. **Pam Hudson**- businesses in town want cannot do credit card sales, there is no service.

Work sessions:

September 24, 2019 10:16 a.m. Topic: General Matters/Agenda Items

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

Miscellaneous:

PRC Plan- due 10/1, Family & Children First doesn’t meet until 10/7, we can approve on 10/8.

MHRS & Juvenile Court agreement- decision: ok for next week’s agenda.

Conrad Signs- new sign for the EMA building. A plaque will be on the building with Ashtabula County Logo and Commissioners names. Get name plates that slide in and out.

Spire Contracts- 2 agreements for today’s morning agenda. One is an amendment for a 10 day cure period to occur for payment. The Commissioners are responsible for the Pilot agreement, a letter would go out stating you have 10 days to make a payment, they are in default and legal ramifications will follow. The other is a consent to assignment and assumption of Pilot agreement, allows assignment from Roni Lee, LLC to Geneva Owner LLC. Decision: ok for today’s agenda.

Committee Reports:

J.P. Ducro IV- Saturday proc presentation for Dave Johnson at Grape Jamboree, cannot attend. Ask someone to present.

ADJOURNMENT:

The President and Clerk of the Board hereby certify that this is a true and accurate record of the minutes of the September 24, 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