

**Commissioners' Journal**  
**July 23, 2024**

*The Geauga County Board of Commissioners met in session on July 23, 2024 at 9:30 a.m. in the Commissioners' Offices located at 12611 Ravenwood Drive, in Room B303 in Chardon, Ohio.*

*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 County Commissioners that resulted in such formal action were open to the public and were in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.*

*The President of the Board, Ralph Spidalieri opened the meeting at 9:36 a.m. by leading the Board and audience in reciting the Pledge of Allegiance.*

*Commissioner Dvorak read the following prayer:*

*A Morning Prayer*

*Psalm 32:8*

*Your word, O Lord,*

*Is a lamp to my feet and a light for my path.*

*Dear Jesus, keep me safely in your loving arms.*

*Bless me with your peace that passes all understanding.*

*In Jesus name. I pray.*

*Amen*

**COMMISSIONERS OFFICE - COUNTY ADMINISTRATOR'S REPORT**

*County Administrator Gerard Morgan reported on the items he approved on July 22, 2024 that included to Concur with the Newbury Township Trustees in not requesting a hearing on the Liquor License being requested by Newbury Petroleum, LLC located at 12411 Kinsman Road, Newbury, Ohio (C TRFO 6371278); as authorized by Resolution #24-011 under the direction and supervision of the County Commissioners that was approved January 8, 2024 pursuant to O.R.C. 305.30.*

**APPROVE FINANCIALS**

*Mr. Gorton explained the financials for today as including a Cash transfer out of the General Fund to the Board of Developmental Disabilities for gas well proceeds from April – June 2024, a Cash transfer out of the General Fund to Community Development, Metzbaum and Board of Elections for the 2<sup>nd</sup> quarter 2024 interest transfer, Travel request for the Common Pleas Court and the County Engineer's Office, a payment for ADP to CDW Government Incorporated for the County's Crowdstrike computer end point user protection services renewal in the amount of \$125,604.44 (in 2023 paid \$114,070.08), a payment for the Engineer's Office to Ronyak Paving, Incorporated for the asphalt resurfacing of Bell Street (Sections D-F) in Newbury Township in the amount of \$416,223.28 and a payment for the Engineer's Office to Cole Burton Contractors, LLC for the asphalt resurfacing of Fairmount Road (Sections F-G) in the amount of \$311,412.10.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve and execute Resolution #24-141 itemizing the financials for the meeting of July 23, 2024.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

**DEPARTMENT ON AGING – APPROVE HIRING KIMBERLY YONOSIK – SOCIAL SERVICES WORKER (#1022)**

*Director Jessica Boalt asked the Board to approve hiring Ms. Yonosik to the position of Social Services Worker, noting that she comes to us with over thirteen years of social work and case management experience.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve hiring Kimberly Yonosik to the position of Social Services Worker (#1022) to be effective August 5, 2024 at the rate of \$22.56 per hour with a one-year probationary period. This offer of employment is contingent upon the successful completion of the required pre-employment conditions.*

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<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

*JOB AND FAMILY SERVICES – FAMILY FIRST COUNCIL MUTUAL FUNDING AGREEMENT – JULY 1, 2024 – DECEMBER 31, 2024*

*Family First Council Coordinator Tim Kehres asked the Board to continue their funding support of the Family First Council through the Mutual Funding Agreement. This is the same funding amount as the last several years.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve and execute the Geauga County Family First Council Mutual Funding Agreement between the Geauga County Board of Commissioners, Geauga County Job and Family Services, Geauga County Board of Developmental Disabilities, and the Geauga County Board of Mental Health and Recovery Services for funding of the Geauga County Family First Council for the period July 1, 2024 through December 31, 2024. This agreement commits the Board of County Commissioners to providing a support payment of \$42,484.00 from the General Fund.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

*JOB AND FAMILY SERVICES – RESOLUTION – CERTIFICATE OF NEED - .5 MILL RENEWAL LEVY*

*Director Craig Swenson thanked the Board to their continued support of the Family First Council and while it is not statutorily mandated but very important for the community.*

*Mr. Swenson explained that he was back today for a redo of the first step resolution for the .5 Mill renewal levy due to a date typo in the resolution. Mr. Swenson noted that there is no new amount being increased due to tax increases. This levy is one of two operating levies for children services, a .5 Mill and a .7 Mill, and as you know we have suspended collection of the levy if it wasn't needed. Mr. Swenson noted that children services can varied based on the how things are with the economy and current epidemics. Levy dollars go towards placement costs for kids that are in residential treatment and can't guess what is going to happen, it depends on what is going on to affect those needs. Mr. Swenson added that they will be respectful of taxpayers' dollars.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve and execute Resolution #24-142 Certificate of Need, as Authorized by O.R.C. 5705.03, .07, .19, .191, .24, .25 and .26 for Renewal of the .5 Mill levy.*

*Board of County Commissioners, Geauga County, Ohio*

*Date: July 23, 2024*

*Resolution: #24-142*

**CERTIFICATE OF NEED**

**AS AUTHORIZED BY O.R.C. 5705.03, .07, .19, .191, .24, .25 and .26**

*The Board of County Commissioners of the County of Geauga, State of Ohio, met in regular session on the 23<sup>rd</sup> day of July, 2024, commencing at 9:30 a.m. at the Commissioners' Meeting Room, 12611 Ravenwood Drive, Room B303, Chardon, Ohio, 44024, with the following members present:*

*Ralph Spidalieri      James W. Dvorak      Timothy C. Lennon*

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*The Clerk advised the Board of County Commissioners that the notice requirements of Ohio Revised Code §121.22 and the implementing rules adopted by the Board thereto were complied with for the meeting.*

*Commissioner Lennon moved for the adoption of the following resolution:*

*WHEREAS, the Board of County Commissioners has determined that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Geauga County Department of Job and Family Services, organized pursuant to Ohio Revised Code §329.01, and that it is necessary to levy a tax in excess of such limitation for the purpose of providing the Geauga County Department of Job and Family Services with sufficient funds for providing preventative services to abused, neglected, and abandoned children, for the care and placement of children in foster and adoptive homes by the Geauga County Department of Job and Family Services and for any operating or capital improvement expenditure necessary for the support of children services and the care and placement of children as provided and authorized in Ohio Revised Code §329.04; and*

*WHEREAS, the levy is at a rate of five-tenths (0.5) of one mill for each one dollar of taxable value, for a period of five (5) years and is a renewal of an existing levy first voted on in 2015; and*

*WHEREAS, the ballot measure shall be submitted to the entire territory of Geauga County and the tax shall be levied on the entire territory and within Geauga County;*

*WHEREAS, the levy is to be placed on the ballot at the election held on November 5, 2024 and shall first be levied in tax year 2025 and begin collection in 2026.*

*NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of the County of Geauga, State of Ohio, that based on the foregoing and pursuant to Ohio Revised Code §5705.03(B), said Board hereby certifies this Resolution to the Geauga County Auditor and requests that the County Auditor certify back to the Board of County Commissioners the amounts described in Ohio Revised Code §5705.03(B)(2) that would be generated by the levy proposed herein.*

*BE IT FURTHER RESOLVED 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 and of any committees that resulted*

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*in those formal actions were in meetings open to the public, in compliance with the law, including Ohio Revised Code §121.22.*

*Commissioner Dvorak seconded the motion.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

*MAINTENANCE – ADVERTISE FOR BIDS – 2024-2027 GEAUGA COUNTY WINDOW CLEANING SERVICE CONTRACT*

*Contract Coordinator Matt Sieracki asked the Board to allow them to re-bid the window cleaning service contract and advertise to hold that bid. Mr. Dvorak asked what buildings were included in this bid, to which Mr. Sieracki stated that it was for all county buildings.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to grant permission to advertise for Bids for the 2024-2027 Geauga County Window Cleaning Service Contract, to be held on Wednesday, August 21, 2024 at 2:00 p.m. Notice of this Bid Opening will be advertised on August 1, 2024, August 8, 2024 and on the county website.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

*COMMISSIONERS' OFFICE – CHANGE ORDER #1 – INCREASE CONTRACT – INFINITY CONSTRUCTION COMPANY – COURTHOUSE EXPANSION PROJECT (GMP PHASE #1 AND #2)*

*Mr. Morgan explained that this was Change Order #1 on the Courthouse project, that included several things, including credits for being able to re-use AV equipment and increase due to unforeseen items that came up that we were not aware of, including a hole in the basement that needed to be filled.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve and authorize the President of the Board to execute Change Order #1 increasing the Contract (GMP Phase #1 and Phase #2) with Infinity Construction Company on the Courthouse Expansion Project deducting for re-use of Courtroom AV components and the addition of miscellaneous adjustments to wall sizes, deck heights, filling of unknown building openings and pump and circuits in the amount of \$9,562.00.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

*COMMISSIONERS' OFFICE – CHANGE ORDER #2 – INCREASE CONTRACT – INFINITY CONSTRUCTION COMPANY – COURTHOUSE EXPANSION PROJECT (GMP PHASE #1 AND #2)*

*Mr. Morgan explained that this was Change Order #2 request for an increase for the networking equipment in the courthouse expansion and installation. This was not included in the original cost as we didn't know what all would be needed. Commissioner Lennon inquired about if ADP had been involved and included with all this. NV5 Project Manager Brandon Pasela briefly explained that they had been working with Mr. Haines from Do IT on what was needed and the process to get it installed and up and running.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve and authorize the President of the Board to execute Change Order #2 increasing the Contract (GMP Phase #1 and Phase #2) with Infinity Construction Company on the Courthouse Expansion Project for additional networking equipment and installation in the amount of \$210,346.00.*

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<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

COMMISSIONERS' OFFICE – CHANGE ORDER #3 – INCREASE CONTRACT – INFINITY CONSTRUCTION COMPANY – COURTHOUSE EXPANSION (GMP PHASE #1 AND #2)

*Mr. Morgan explained Change Order #3 was for additional data drops within the existing building, to add additional drops in office areas in case a room needs to be re-arranged. Mr. Morgan questioned whether this was a necessary increase now or could be something that can be done as needed. Mr. Pasela complimented TDA on the design and meeting the current need, and being as lean about building and construction, but furniture plans are designed to fit the data drop locations, the additional drops are not required but could be a need in the future. Mr. Dvorak added that if you did these five years or more down the road, the cost could be much higher, as costs continue to rise. Mr. Lennon noted that change orders do add up and that we need to keep an eye on the budget and make sure we are within the amount that we anticipated to spend.*

*Motion: by Commissioner Dvorak, seconded by Commissioner Lennon to approve and authorize the President of the Board to execute Change Order #3 increasing the Contract (GMP Phase #1 and Phase #2) with Infinity Construction Company on the Courthouse Expansion Project for additional data drops (34 dual and 37 single) in the amount of \$72,853.00.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

COMMISSIONERS' OFFICE – REQUEST FOR PARTIAL PAYMENT #10 – INFINITY CONSTRUCTION COMPANY, INCORPORATED – COURTHOUSE EXPANSION

*Mr. Morgan asked the Board to approve Pay Request #10 for Infinity Construction Company, Incorporated for the Courthouse Project. Mr. Lennon asked for an accounting of where we are today in total, and the total on the project.*

*Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve and authorize the President of the Board to execute the Request for Partial Payment #10 for Infinity Construction Company, Incorporated for the Geauga County Courthouse Expansion for GMP #1 and GMP #2 expenses in the amount of \$453,727.06.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

DISCUSSION – PORTAGE GEAUGA JUVENILE DETENTION CENTER

*Mr. Morgan explained that he had been in contact with the Portage County Administrator and explained that Geauga County plans to be out of the detention center on the 31<sup>st</sup>, whether her Board wants to drag her feet or not. Mr. Morgan noted that he asked Ms. LaChapelle about passing a resolution to get out as of July 31<sup>st</sup> and go through the Court for the amount that Portage County would owe Geauga in regard to the value of the building. Mr. Morgan has asked about a joint meeting and they have been very hesitant on having a meeting to iron all this out. Mr. Spidalieri stated that he had reached out to Commissioner Tinlin asking him where we are on this, as Judge Grendell has asked again about the agreement with Lake County. Mr. Spidalieri reminded him that we haven't received the reimbursement check from May that was voted on, and that our County Administrator has been reaching out to his County Administrator and haven't been getting any answers. Mr. Tinlin responded that they weren't moving on anything real fast and that his County Administrator is handling it and be in a position to not discuss it. Mr. Spidalieri inquired about making a motion to the Prosecutor's Office to figure out the next steps, that there is no warm fuzzy feeling from Portage County, and that it's almost like if they don't talk about it will go away. Mr. Spidalieri expressed that according to Judge Grendell the Judge in Portage County was in favor of this and to allow us to use the facility if we needed. Mr. Spidalieri expressed that the reimbursement money, is a separate matter, but the money belongs to the County and we need to make sure that the county gets it, asking what the rest of the Board feels about what's next. Mr. Dvorak added that there is a lot of moving parts to*

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*this and we need to stay on it, and it sounds like it could end up with the County Prosecutor's working on it. Mr. Morgan suggested the Board make a motion to request the Prosecutor to work towards final steps to withdraw.*

*Motion: by Commissioner Spidalieri, seconded by Commissioner Dvorak to request the Prosecutor reach out to the Portage County Prosecutor to finalize the steps needed to complete the withdrawal of Geauga County from the Portage Geauga Juvenile Detention Center.*

<i>Roll Call Vote:</i>	<i>Commissioner Lennon</i>	<i>Aye</i>
	<i>Commissioner Dvorak</i>	<i>Aye</i>
	<i>Commissioner Spidalieri</i>	<i>Aye</i>

**ACKNOWLEDGEMENTS**

- a) *A weekly report filed by the County Dog Warden of all dogs seized, impounded, redeemed or destroyed for the weeks ending July 3, 2024 and July 10, 2024 as required by O.R.C. 955.12.*

**OTHER**

*The Board reviewed upcoming events.*

**MEETINGS**

*Tue., 7/30 The Commissioners will hold session at 9:30 a.m.*

*Wed., 7/31 Board of Revision, 9:00 a.m. – Auditor's Appraisal Conference room*

*Tue., 8/6 The Commissioners will hold session at 9:30 a.m.*

*Tue., 8/13 Planning Commission, 7:30 a.m., 12611 Ravenwood Drive, Room A334, Chardon*

*Tue., 8/13 The Commissioners will hold session at 9:30 a.m.*

**AUDITOR – INFORMATION ON OUTAGE EVENT WITH CROWDSTRIKE / FALCON**

*Auditor Chuck Walder explained that he wanted to have some ADP staff here to answer any questions the Board had regarding the events that occurred shortly after midnight Thursday night going into Friday morning when a product called CrowdStrike - Falcon, an endpoint protection product received a faulty update from a manufacturer, automatically applied throughout the world, the early warning in the county, within an hour the Sheriff had two servers having issues and tried to remote into the servers with no luck, so they called the crew in, reading the news media, this would be global and not a trivial fix. Mr. Walder noted that this product and bug would not let people remote in, it was a manual fix and restart. Mr. Walder stated that servers were done first along with safety forces and workstations were station by station and with 1200 of them it took a little time, but by two o'clock in the afternoon the majority of the workforce was back. Mr. Walder offered the Board to ask any questions, and understandably we are a small piece of the pie and reached out to the Prosecutors Office to go through the Attorney General to look at class actions to try and recover some money, since taxpayer dollars were expended to fix the issue. Mr. Lennon inquired about this only affecting windows users, to which Mr. Walder stated that Lennox and Apple were not affected. Mr. Walder noted that Microsoft was beat up pretty bad about this, and there will be some blowback on CrowdStrike and while they have the best product in the world, they will still feel the pressure on this. Mr. Lennon noted the renewal on the financials today for CrowdStrike and asked if Mr. Walder if he feels comfortable with that. Mr. Walder stated that a rough estimate of budget costs that were used were around \$340,000.00 for this event, and that is why is has asked the Prosecutor to try and recoup some of this money. Mr. Walder did note he is not questioning the product or system. It was an automatic update done through the internet, so if you were not connected you didn't receive it and weren't affected. Mr. Walder noted that Spillman and 9-1-1 went down, all server-based technology, adding that moving to cloud based servers helped us, and not everything went down. Mr. Lennon inquired about other products that may be another option. Mr. Lennon and Mr. Spidalieri thanked everyone. Mr. Dvorak noted that he had been in working and when he left there was some issues with printing to copiers, to which Mr. Walder noted that everything is back working. Mr. Dvorak thanked the ADP employees. Mr. Lennon*

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*inquired about the fix, to which Mr. Walder noted that we figured out how to fix it before Crowdstrike put out the fix.*

***BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD***

*Motion: by Commissioner Spidalieri, seconded by Commissioner Dvorak to adjourn the meeting at 10:20 a.m.*

*Geauga County Board of Commissioners*

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*Ralph Spidalieri*

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*James W. Dvorak*

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*Timothy C. Lennon*

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*Christine Blair, Commissioners' Clerk*

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