

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, JANUARY 17, 2023
9:00 A.M.**

Saved as digital recording: CGS01-17-2023

Wade H. Westfall, President, Present
Gregory A. Simmons, Vice President, Present
Ted S. Mercer, Member, Absent

Appointments

9:00 a.m. General Session
9:05 a.m. Zoning Hearing(s) – Department of Development
9:15 a.m. Jennifer Knisley, Program Director Child Advocacy Center – Isaiah’s Place
9:20 a.m. Executive Session – Certain Personnel Matters (Contract Negotiations)
9:30 a.m. Executive Session – Pending/Imminent Litigation
9:40 a.m. Executive Session – Certain Personnel Matters (Consideration of
 Employment/Compensation of a Public Employee)

General Business

Welcome and Pledge of Allegiance

Mr. Simmons moved and Mr. Westfall seconded the motion to approve the agenda as presented. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

Mr. Simmons moved and Mr. Westfall seconded the motion to approve the minutes of the January 10, 2023, meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

PUBLIC COMMENT ON AGENDA ITEMS

RESOLUTION NO. 23-01-54

Mr. Simmons moved and Mr. Westfall seconded the motion to authorize and sign bills for all funds as submitted. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-55

Mr. Simmons moved and Mr. Westfall seconded the motion to authorize and sign the attached *Lexis+ Advance Subscription Agreement for State/Local Government*, as requested by Juvenile Court, for access and use of Lexis Advance for legal research purposes. The cost shall not exceed \$22,188 for the term of April 1, 2023 to March 31, 2026 (monthly costs are outlined in the attached Agreement), which will be paid from Fund 171182. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-56

Mr. Simmons moved and Mr. Westfall seconded the motion to accept the attached quote from Insight, Chandler, AZ and authorize the Recorder's Office to purchase one (1) Kodak Care Kit Post Warranty extended service agreement for an i4200 and an i4250 scanner (1-year) and one (1) Kodak Software Assurance technical support for Kodak Capture Pro Software (1-year). The purchase of these support service/care kits will provide for continued support for the Microfilm Department scanners and software. The cost shall not exceed \$5,005.82 and will be paid from Fund 163. The Microfilm Board approved said purchase on January 9, 2023. Multiple quotes were received: MNJ - \$5,100.00; Endicott - \$5,410.00. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-57

Mr. Simmons moved and Mr. Westfall seconded the motion to accept the attached quote from Boonshoft Museum of Discovery of Dayton, Ohio as requested by the Sanitary Engineering Department and authorize said company to conduct in-classroom recycling education program entitled T.R.A.S.H. (Taking Responsibility at School and Home), which is a math-based program where students will learn how much trash they produce, where trash goes and how to properly recycle in Miami County, to be utilized by Miami County Elementary Schools. Cost shall not exceed \$175.00 per program (including mileage), total annual cost not to exceed \$10,000.00, during calendar year 2023, which will be paid from Fund 437. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-58

Mr. Simmons moved and Mr. Westfall seconded the motion to accept the attached quote from Crowe Shredding, LLC, Richmond, IN and authorize said company to perform paper shredding services for the Miami County Sanitary Engineering Department on Saturday, April 29, 2023 and Saturday, October 7, 2023, both events to be held from 8:00 a.m. to 12:00 p.m. at the Miami County Fairgrounds, at a cost not to exceed \$2,300.00 for the April 29, 2023 event and \$1,250.00 for the October 7, 2023 event, for a total cost of \$3,550.00 for both events, to be paid from Fund 437. Further, this service will be offered to the residents of Miami County free of charge, with a limit of four (4) file boxes per individual. Multiple quotes were sought. Document Destruction, LLC, Dayton, OH – 5,400.00; Crowe Shredding, LLC, Richmond, IN - \$3,550.00; Shred-it USA LLC, Dayton, OH – No Quote. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-59

Mr. Simmons moved and Mr. Westfall seconded the motion to authorize and to sign the following attached Employment Verification(s):

EMPLOYEE NAME	POSITION	DEPARTMENT	START DATE	PAY RATE
Melissa Foley	FT Animal Control Officer I	Animal Shelter	01/23/2023	\$16.00

The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-60

Mr. Simmons moved and Mr. Westfall seconded the motion to authorize and enter into a Contract (attached) with Bethel Township, Miami County, Ohio, on behalf of the Sheriff of Miami County, Ohio, for the purpose of providing police protection to Bethel Township for the period of January 1, 2023 to December 31, 2023. The contract cost is \$126,555.00 (plus fuel costs) for the provision of eight and one-half (8.5) hours a day of law enforcement services, three hundred sixty five (365) days per year. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-61

Mr. Simmons moved and Mr. Westfall seconded the motion to accept the attached quote from Clearwater Packaging, Inc., dba CPI Guardian, Clearwater, FL and authorize the Sheriff's Office to purchase one new PRE5 Inmate Clothing Vacuum Sealer for the Incarceration Facility. The sealer is used to securely package and store inmate clothing and other items in a 100% tamper evident package, total cost not to exceed \$10,557.00, which will be paid from Fund 01231. Clearwater Packaging, Inc., dba CPI Guardian, is a sole source provider and sole supplier of materials and parts for this system. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-62

Mr. Simmons moved and Mr. Westfall seconded the motion to authorize the purchase one (1) employee service weapon and badge as requested by the Sheriff's Department. On January 18, 2023, Deputy Lieutenant Chris Bob retires from the Miami County Sheriff's Office. Per the personnel policy manual section 3.25, any deputy retiring from the Miami County Sheriff's Office in accordance with the Ohio Public Employees Retirement System, shall have the right to purchase the employee's service weapon and badge for the fee of one dollar (\$1.00). The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-63 Then and Now Certificates

Mr. Simmons moved and Mr. Westfall seconded the motion to approve the then and now certificates as submitted. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-64 through 23-01-68 Transfers

Mr. Simmons moved and Mr. Westfall seconded the motion to approve the transfers as submitted. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-69 through 23-01-74 Additional Appropriations

Mr. Simmons moved and Mr. Westfall seconded the motion to approve the additional appropriations as submitted. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-75 Signatures Only

Form(s): Ohio Public Works Commission Disbursement Request No. 3
(Frederick-Garland Road Bridge No. 07.67 Project – Sanitary Engineering
Payroll Change(s)
Termination(s)

Mr. Simmons moved and Mr. Westfall seconded the motion to approve the signatures only as submitted. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-76 Zoning Hearing – Jack Jamison, Concord Township

Mr. Simmons moved and Mr. Westfall seconded the motion the motion to approve Zoning Amendment #1870-11-2022, filed by Jack Jamison, 2480 Peebles Road, Troy, Ohio 45373, requesting permission to rezone 2.28 acres from A-2, General Agriculture to R-1AAA, Single Family Residential, for the following tract of land: being a 12.46 acre parcel located at 2480 Peebles Road, Troy, Ohio Section 30, Town 5, Range 6 of Concord Township. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-77 Zoning Hearing – James Miller, Newberry Township

Mr. Simmons moved and Mr. Westfall seconded the motion to approve Zoning Amendment #1871-11-2022, filed by James Miller; 7171 Greenville Falls-Clayton Road, Bradford, Ohio 45308, requesting permission to rezone 5.001 acres from A-2, General Agriculture to A-1, Domestic Agriculture, for the following tract of land: being a 24.55 acre parcel located at 7171 Greenville Falls-Clayton Road, Bradford, Ohio, Section 13, Town 9, Range 4 of Newberry Township. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-78 Executive Session – Certain Personnel Matters (Contract Negotiations)

Mr. Simmons moved and Mr. Westfall seconded the motion to enter into Executive Session at 9:20 a.m. for the purpose of Certain Personnel Matters (Contract Negotiations). The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

Mr. Simmons moved and Mr. Westfall seconded the motion to adjourn from Executive Session at 9:29 a.m. with no action taken. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-79 Executive Session – Pending/Imminent Litigation

Mr. Simmons moved and Mr. Westfall seconded the motion to enter into Executive Session at 9:30 a.m. for the purpose of pending/imminent litigation. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

Mr. Simmons moved and Mr. Westfall seconded the motion to adjourn from Executive Session at 9:38 a.m. with no action taken. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 23-01-80 Executive Session – Certain Personnel Matters (Consideration of Employment/Compensation of a Public Employee)

Mr. Simmons moved and Mr. Westfall seconded the motion to enter into Executive Session at 9:40 a.m. for the purpose of Certain Personnel Matters (Consideration of Employment/Compensation of a Public Employee). The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

Mr. Simmons moved and Mr. Westfall seconded the motion to adjourn from Executive Session at 10:22 a.m. with no action taken. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 10:22 a.m. on this 17th day of January 2023.

Respectfully submitted:
Janelle S. Barga, Clerk

Full minutes of the proceedings from this meeting have been digitally recorded.