

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
THURSDAY, JUNE 17, 2021  
1:30 P. M.**

**Saved as digital recording: CGS06-17-2021**

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

Appointments

9:00 a.m. Rich Osgood, Rob England and Dan Suerdieck  
9:30 a.m. Matt Gearhardt and Adam Emswiler  
9:40 a.m. Sarah Baker  
1:30 p.m. General Session  
1:35 p.m. Zoning Hearings (2) – Department of Development

General Business

Welcome and Pledge of Allegiance

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

Mr. Mercer moved and Mr. Westfall seconded the motion to approve the minutes of the June 15, 2021 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 21-06-774

Mr. Westfall moved and Mr. Mercer 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, Yea.

RESOLUTION NO. 21-06-775

Mr. Mercer moved and Mr. Westfall seconded the motion to accept the quote from Frontier Communications and sign the attached "*Frontier Services Agreement*", as requested by the Miami County Auditor, for purchasing four (4) additional POTS (Plain old telephone lines). Two (2) of the lines will be used in the Safety Building and two (2) will be used in the Job & Family Services Building. The lines will be used for redundancy using SRST (Survivable Remote Site Telephony) with the new telephone system. The cost is \$139.96 per month, which will be paid from Fund 001-11. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-06-776

Mr. Westfall moved and Mr. Mercer seconded the motion to amend Resolution No. 21-01-121 to reflect the correct model year for an International Tandem Axle Dump Truck to be traded by the County Engineer to a 2005 model year and not a 2004 as previously approved. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 21-06-777

Mr. Mercer moved and Mr. Westfall seconded the motion to authorize the Miami County Chief Deputy Engineer to prepare and submit an application to participate in the Ohio Public Works Commission (OPWC) State Capital Improvement and/or Local Transportation Improvement Program(s) and authorize the President of the Board to execute contracts as required for the Owens Road Bridge No. 1.67 Replacement Project. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 21-06-778

Mr. Westfall moved and Mr. Mercer seconded the motion to authorize and sign a *Memorandum of Understanding regarding placement of one full time Eligibility Referral Specialist* (attached), located at the Upper Valley Medical Center to facilitate Medicaid application and enrollment process, as requested by the Department of Job and Family Services. Total cost of services is \$60,971.96 and Upper Valley Medical Center/Premier Health, agrees to reimburse Miami County Department of Job and Family Services \$30,485.98 which is 50% of the cost to provide a staff member at the hospital plus incur all IT expenses associated with said position. The remaining \$30,485.98 will be federally reimbursed to Miami County Department of Job and Family Services. Effective date: July 1, 2021 through June 30, 2022. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-06-779

Mr. Mercer moved and Mr. Westfall seconded the motion to authorize and sign the attached Agreement between the Miami County Sheriff's Office ("the Sheriff") and the Tri-County Board of Recovery and Mental Health Services (the "Board"), 1100 Wayne Street, Suite 4000, Troy, Ohio 45373, for the purpose of the Sheriff's Office providing two (2) Deputies and a marked cruiser for hospital transportation services for any Miami, Darke, or Shelby County residents from a Miami County Facility to the designated hospital from July 1, 2021 to June 30, 2022. The Board agrees to pay the Miami County Sheriff's Office a grant in the amount of \$7,500.00 for said services. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 21-06-780

Mr. Westfall moved and Mr. Mercer seconded the motion to authorize participation in the ODOT Cooperative Purchasing Program for the purchase of three (3) 2022 LTV-22 transit vehicles from Myers Equipment Corp., Canfield, OH, ODOT Contract #248-20, as requested by Miami County Public Transit Manager, Sarah Baker, and pursuant to Section 5513.01 O.R.C. The total cost shall not exceed \$242,283.00 (\$80,761.00 each), which will be paid from Fund 191 (funded through capital grant funds and one (1) bus through Dayton RTA project funds). Miami County Public Transit is authorized to agree, in the name of the Miami County Commissioners, to be bound by all terms and conditions as the Director of Transportation prescribes. Miami County Public Transit is hereby authorized to agree in the name of the Miami County Commissioners to directly pay the vendor, under each such contract of the Ohio Department of Transportation (ODOT) in which the Miami County Commissioners participate, for items it receives pursuant to the contract. The Miami County Commissioners agree to hold the Director of Transportation and the Ohio Department of Transportation harmless for any claim or dispute arising out of participation in a contract pursuant to Ohio Revised Code Section 5513.01 (B). The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 21-06-781

Mr. Mercer moved and Mr. Westfall seconded the motion to approve the annexation petition filed on behalf of Strayer Farms, Inc., Agent being Robert M. Harrelson, 9 W. Water Street, Troy, Ohio 45373, asking for the annexation of 8.140 acres, more or less, in Section 13, Concord Township, Miami County, Ohio to the City of Troy, Ohio, pursuant to Section 709.023 O.R.C. The Board of Miami County Commissioners finds based upon substantial, reliable and probative evidence on the whole record that each of the following statutory requirements and conditions for an expedited II annexation under Ohio Revised Code Section 709.023 have been met:

1. That the petition for annexation meets all the requirements set forth in, and has been filed in the manner provided by Ohio Revised Code 709.021; and
2. That the persons who signed the petition for annexation are owners of the property located in the territory proposed to be annexed, and they constitute all owners in such territory; and
3. That the territory proposed to be annexed does not exceed 500 acres; and
4. That the territory proposed to be annexed shares a contiguous boundary with the City of Troy, Ohio, the municipality to which it is being annexed, for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed; and
5. That the annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed to be annexed; and
6. That the City of Troy, Ohio, the municipality to which the territory is sought to be annexed, passed an ordinance in which it agrees to provide the territory proposed to be annexed certain municipal services; and
7. That a street or highway will not be divided or segmented by the boundary line between the municipality and township as to create a road maintenance problem.

The Miami County Engineer's Office/Map Department has submitted to the Board of Commissioners a letter dated June 4, 2021 stating that the map and legal description of the territory proposed for annexation meet their requirements. Board of Commissioners has received the required documents required by ORC 709.023, including the Agent's proof of notices to governmental bodies and adjacent property owners, the City's Resolutions passed June 7, 2021: R-19-2021 Statement of Municipal Services; R-20-2021 Buffer Requirements; and R-21-2021 Consent to Annexation. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-06-782 Then and Now Certificates

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

RESOLUTION NO. 21-06-783 through 21-06-786 Transfers

Mr. Mercer 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, Yea.

RESOLUTION NO. 21-06-787 through 21-06-788 Additional Appropriations

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

RESOLUTION NO. 21-06-789 Zoning Hearing – Bonni Thompson, Monroe Township

Mr. Mercer moved and Mr. Westfall seconded the motion to approve Zoning Amendment #1825-4-21, filed by Bonni Thompson, requesting permission to rezone 3.01 acres from B-1, Highway Business to R-1AAA, Single Family Residential. For the following tract of land: being a 3.01 acre tract located at 2365 State Route 571, Tipp City, Ohio, Section 19, Town 4, Range 6 of Monroe Township. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 21-06-790 Zoning Hearing – Daniel Light, Newton Township

Mr. Westfall moved and Mr. Mercer seconded the motion to approve Zoning Amendment #1827-4-21, filed by Daniel Light, requesting permission to rezone 3.15 acres from A-2, General Agriculture to R-1AAA, Single Family Residential. For the following tract of land: being a 15.07 acre tract located at 7714 Sugar Grove Road, Covington, Ohio, Section 8, Town 7, Range 5 of Newton Township. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 21-06-791 Zoning Hearing – Jake Fashner, Newberry Township

Mr. Mercer moved and Mr. Westfall seconded the motion to approve Zoning Amendment #1828-4-21, filed by Jake Fashner, requesting permission to rezone 4.0 acres from A-2, General Agriculture to R-1AAA, Single Family Residential. For the following tract of land: being a 77.79 acre tract located on Horatio Road (Parcel: H16-005900), Bradford, Ohio, Section 15, Town 9, Range 4 of Newberry Township. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-06-792 Zoning Hearing – Tod Bailey, Newton Township

Mr. Westfall moved and Mr. Mercer seconded the motion to approve Zoning Amendment #1829-4-21, filed by Tod Bailey, requesting permission to rezone 1.47 acres from A-1, Domestic Agriculture to R-1AAA, Single Family Residential; and approximately 8.0 acres from A-1, Domestic Agriculture to A-2, General Agriculture. For the following tract of land: being a 28.68 acre tract located at 10102 State Route 718, Pleasant Hill, Ohio, Section 23, Town 8, Range 4 of Newton Township. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 1:58 p.m. on this 17<sup>th</sup> day of June, 2021.

Respectfully submitted:  
Janelle S. Barga, Clerk

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