

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, SEPTEMBER 28, 2021
9:00 A. M.**

Saved as digital recording: CGS09-28-2021

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

Appointments

9:00 a.m. General Session
9:05 a.m. Joel Smith – EMA
9:10 a.m. Jessica Lopez – Equipment Needs Meeting
9:20 a.m. Executive Session – Pending Litigation

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 September 23, 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. 21-09-1304

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. 21-09-1305

Mr. Mercer moved and Mr. Westfall seconded the motion to authorize the issuance of not to exceed \$35,972.66 by Miami County, Ohio for Free/Stine Group Reconstruction Project Limited Tax General Obligation Bonds. It is necessary for the purpose of permanently financing bond anticipation notes originally issued to pay a portion of the related cost of improving the Free/Stine Group Reconstruction Project pursuant to Chapter 940, Ohio Revised Code, and paying certain costs related to the issuance of Bonds, together with the cost of financing and legal services, with other permissible costs under the Uniform Public Securities Law, including the costs of printing the bonds or other evidences of indebtedness, expense of delivery of bonds, service charges of the paying agent, rating agency fees, legal services and obtaining an approving legal opinion, under authority of the provisions of the Ohio Revised Code and the Uniform Public Securities Law. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-09-1306

Mr. Westfall moved and Mr. Mercer seconded the motion to award the bid, execute a contract and issue notice to proceed to Outdoor Enterprise, LLC of Troy, in the amount of \$388,573.00, for the South County Road 25A Waterline Loop Project, as recommended by the Sanitary Engineer. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 21-09-1307

Mr. Mercer moved and Mr. Westfall seconded the motion to accept a waterline easement granting a 0.130 acre easement located in Concord Township, Miami County, Ohio (Miami County Parcel No. C06-250055) owned by the Board of Miami County Commissioners to allow for the installation of the South County Road 25A Waterline Loop Project, and further sign the attached Easement Agreement. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 21-09-1308

Mr. Westfall moved and Mr. Mercer seconded the motion to accept the attached quote from Brian Brothers Painting and Restoration, LLC, Piqua, OH as recommended by the Operations and Facilities Director and authorize said company to install bird spikes around the Courthouse exterior, Troy, OH. The scope of work includes all labor, equipment, services and materials necessary to install bird spike material on all four (4) sides of the courthouse exterior, to include eight (8) gables, six (6) small arches, one (1) large arch and sixty-four (64) pillar locations. The cost shall not exceed \$10,800.00 and will be paid from Fund 001-060. Multiple quotes were sought: Brian Bros. Painting & Restoration, Inc., Piqua, OH – \$10,800.00; Meyer Restoration Inc., Piqua, OH - \$26,605.00; and Midwest Maintenance, Inc., Piqua, OH – No Quote received. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-09-1309

Mr. Mercer moved and Mr. Westfall seconded the motion to accept the attached quote from Brown Supply Company, Lima, Ohio and authorize the Operations and Facilities Department to purchase a Unger HydroPower Window Washing Kit. The unit will allow the maintenance department to clean windows at the Safety Building more efficiently and safely. Total cost not to exceed \$5,935.00 which will be paid from Fund 001-060. Multiple quotes were received: Brown Supply Company, Lima, OH - \$5,935.00; The Home Depot Pro, Online Supplier - \$5,999.99; Discount Cleaning Products.com, Online Supplier - \$6,010.74 and Buy Janitorial Direct, Online Supplier - \$6,299.00. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 21-09-1310

Mr. Westfall moved and Mr. Mercer seconded the motion to accept the attached quote from Endicott Microfilm, Inc., Hamilton, Ohio and authorize the Recorder's Office to purchase one (1) Kodak i4250 scanner Care Kit with three (3) year extended warranty and one (1) Kodak Capture Pro DX Software Assurance Kit with three (3) year extended warranty. The purchase of scanner software are used in the process of preparing images for microfilming. The cost shall not exceed \$6,750.00 and will be paid from Fund 023-163. The Microfilm Board approved said purchase on September 22, 2021. Multiple quotes were received; Endicott, Hamilton, OH - \$6,750.00; MNJ Technologies, Buffalo Grove, IL - \$6,795.00 and SHI, Sumersset, NJ - \$7,200.00. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 21-09-1311

Mr. Mercer moved and Mr. Westfall seconded the motion to re-appoint Jim Oda, Piqua, Ohio, Kenneth DeWeese, Piqua, OH and Lori Sebastian, Tipp City, Ohio to the Miami County Planning Commission, said terms to expire July 21, 2024. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-09-1312

Mr. Westfall moved and Mr. Mercer seconded the motion to re-appoint George Stebbens, Englewood, Ohio, to the Miami County Zoning Commission, term to expire June 27, 2026. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 21-09-1313

Mr. Mercer moved and Mr. Westfall seconded the motion to authorize the Miami County Operations and Facilities Director to electronically enroll and participate in the purchasing program known as The National Cooperative Purchasing Alliance (NCPA) for purpose of purchasing a variety of goods, products and services based on national volumes (herein "Products"). The purchases thru said program shall be deemed to meet the agencies competitive purchasing requirements. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 21-09-1314

Mr. Westfall moved and Mr. Mercer seconded the motion to authorize the Commissioners' Office to advertise (see attached advertisements) for Statements of Qualifications (SOQs) for professional design & engineering services for the Miami County Fairground Grandstand and Fairground Utility Infrastructure and PM Management Services Qualifications. Said Statements of Qualifications will be received by the Board of Miami County Commissioners until 9:10 a.m. on Tuesday, October 19, 2021. Further authorize the attached legal notice to be placed in the Dayton Daily News on Thursday, September 30, 2021, as well as on the County website. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-09-1315 Travel Training

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

RESOLUTION NO. 21-09-1316 through 21-09-1319 Transfers

Mr. Westfall moved and Mr. Mercer 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. 21-09-1320 through 21-09-1322 Additional Appropriations

Mr. Mercer 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. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 21-09-1323 Reduction of Appropriations

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

RESOLUTION NO. 21-09-1324 Fund to Fund Transfers

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

RESOLUTION NO. 21-09-1325 Signatures Only:

Sales and Use Tax Construction Contract Exemption Certificate – Sanitary Engineer

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

RESOLUTION NO. 21-09-1326 Executive Session – Pending Imminent Litigation

Mr. Mercer moved and Mr. Westfall seconded the motion to enter into Executive Session at 9:29 a.m. for the purpose of Pending Imminent Litigation with Counsel. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

Mr. Westfall moved and Mr. Mercer seconded the motion to adjourn Executive Session at 9:44 a.m. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 9:44 a.m. on this 28th day of September, 2021.

Respectfully submitted:
Janelle S. Barga, Clerk

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