

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
THURSDAY, OCTOBER 5, 2023  
1:30 P. M.**

**Saved as digital recording: CGS10-05-2023**

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

Appointments

9:00 a.m. No Morning Work Session  
1:30 p.m. General Session  
1:40 p.m. Executive Session – Security Matters in Accordance with O.R.C. 121.22(G)(6)

General Business

Welcome and Pledge of Allegiance

Mr. Mercer moved and Mr. Simmons seconded the motion to approve the agenda with the addition of Resolution No. as presented. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

Mr. Simmons moved and Mr. Mercer seconded the motion to approve the minutes of the October 3, 2023 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-10-1193

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

RESOLUTION NO. 23-10-1194

Mr. Simmons moved and Mr. Mercer seconded the motion to accept the attached quote from Rumpke Waste & Recycling Services, Greenville, OH and authorize said company to provide waste and recycling services at the Commerce Center (aka One Stop Shop), as requested by Ben Howlett, Director of Facilities and Maintenance. The cost is \$579.43 per month for weekly trash pick-up (2x weekly) and a one-time container delivery fee of \$100.00. Costs will be paid from Fund 001-060. The contract will be effective October 1, 2023 for a period of 36 months. Multiple quotes were received: Rumpke Waste & Recycling, Greenville, OH - \$579.43 per month (plus an adjustable monthly fuel charge of 17.77% plus a one-time container delivery fee of \$100.00); Republic Waste Services, Dayton, Ohio – quote received but not in compliance with requirements; Waste Management of Ohio – quote received but not in compliance with requirements. Further sign the attached Contract with said company. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1195

Mr. Mercer moved and Mr. Simmons seconded the motion to accept the attached quote from MNJ Technologies, Inc., Buffalo Grove, IL and authorize the IT Department to purchase one (1) add-on license for the Palo Alto Cortex XDR End-Point Protection Software (firewall). The Hosts Insights add-on combines vulnerability management, host inventory, and a powerful search and destroy feature to help identify and contain threats. The total cost shall not exceed \$7,650.00 and will be paid from (State Term Contract No. 534354) Fund 309-002. Data Board approved said purchase on September 27, 2023. One quote was provided under State Term Contract. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-10-1196

Mr. Simmons moved and Mr. Mercer seconded the motion to accept the attached quote from WS Electronics, Xenia, OH and authorize said company to remove decommissioned Harris EDACS equipment from five (5) remote equipment buildings (Piqua, West Milton, Tipp City, 911 Tower, and Brandt) to reduce stress on the towers and add to their longevity as well as free up space within the equipment buildings, as requested by Jeff Busch, Miami County Communication Center Director. The cost shall not exceed \$18,000.00 and will be paid from Fund 109. Multiple quotes were received: WS Electronics: \$18,000.00; Tri-County Tower, North Jackson, OH - \$51,540.00 and Installation Services, Inc., No Quote received. On September 27, 2023, the Board of Directors of the Communication Center approved the services of WS Electronics. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-10-1197

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign the attached Lease Agreement with the Miami County Amateur Radio Club, as requested by Jeff Busch, Director of the Miami County Communication Center. Said Lease Agreement would allow the Miami County Amateur Radio Club to place amateur radio equipment at the old radio equipment building located at 124 ½ East Ash Street Piqua, Miami County, Ohio. The Miami County Amateur Radio Club is a group that works with the Miami County Emergency Management Agency and would provide communication assistance during disasters, etc. There is no cost or revenue attached to the lease. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1198

Mr. Simmons moved and Mr. Mercer seconded the motion to authorize and sign the attached Lease Agreement with the Miami County Amateur Radio Club, as requested by Jeff Busch, Director of the Miami County Communication Center. Said Lease Agreement would allow the Miami County Amateur Radio Club to place amateur radio equipment at the old radio equipment building located at 3025 South County Road 25A, Tipp City, Miami County, Ohio. The Miami County Amateur Radio Club is a group that works with the Miami County Emergency Management Agency and would provide communication assistance during disasters, etc. This location will provide greater coverage. There is no cost or revenue attached to the lease. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-10-1199

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize Miami County Mental Health Court to submit a State Crisis Intervention Program Grant (2024 – 2025) application to the Office of Criminal Justice Services requesting grants in the amount of \$150,000.00 to fund the startup expenses for the specialized docket services. A mental health court was started in June of 2022 and the program is for individuals that have been sanctioned as a result of community control or intervention in lieu of conviction for a felony indictment and have a diagnosis of a serious mental illness. The funds will be applied to support the salary and fringe benefits of one full-time probation officer dedicated to the Mental Health Specialized Docket. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-10-1200

Mr. Simmons moved and Mr. Mercer seconded the motion to authorize the submission of the (attached) Lead Safe Ohio Grant application to the Office of Community Development (OCD), requesting grant funds in the amount of \$710,000.00, as requested by the Department of Development. Funding will be used for lead poisoning prevention and mitigation in residential properties, congregate care settings, and childcare facilities built before 1978. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1201

Mr. Mercer moved and Mr. Simmons seconded the motion to release (4th release) the sum of \$199,497.55 from the Escrow Agreement with the 3-GEN-D, LLC for the construction of Emerson Crossing Subdivision, Section 2, as requested by the County Engineer. This release is a partial reduction of the referenced Escrow Agreement and does not constitute final acceptance of the constructed facilities or cancelation of the Escrow Agreement. Further authorize the Clerk of the Board to notify Greenville National Bank, 846 W. Main Street, Troy, Ohio 45373 to issue a warrant in the sum of \$199,497.55 to Balsbaugh Excavating, 5405 Phillipsburg Union Road, Englewood, Ohio 45322 for the constructed facilities. A balance of \$284,447.95 shall remain in said Escrow Agreement for completion of the guaranteed improvements. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-10-1202

Mr. Simmons moved and Mr. Mercer seconded the motion to release the maintenance bond in the sum of \$85,777.00 (Final Release) from the Escrow Agreement with the North Branch Land Company, LLC for the construction of North Branch Pass Subdivision, Phase 1, as requested by the County Engineer. This release is a partial reduction of the referenced Escrow Agreement and does not constitute final acceptance of the constructed facilities or cancelation of the Escrow Agreement. Further, direct the Clerk of the Board to mail said release to Monroe Federal Savings & Loan Association. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-10-1203

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize the County Engineer to obtain Statements of Qualifications from firms interested in providing professional services for the design of “2024 Miami County Bridge Package” (Swailes Road Bridge No. 01.94 & Swailes Road Bridge No. 02.48) and to evaluate and rate those firms responding, pursuant to O.R.C. Section 153.65-71. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1204

Mr. Simmons moved and Mr. Mercer seconded the motion to accept the quote from Wagner Paving Inc. of Laura, Ohio, as requested by the Sanitary Engineering Department and authorize the replacement of five hundred and seventy five (575) linear feet of driveway. The driveway is the original driveway paved in 1998 and the foundation is still in good standing, but the top layer of asphalt is cracking and needs replaced. The cost shall not exceed \$50,950.00, which will be paid from fund number 437. Multiple quotes were sought: Wagner Paving Inc., Laura, Ohio - \$50,950.00; Walls Brothers Asphalt Co., Greenville, Ohio - \$64,810.00; and Barrett Paving Inc., Sidney, Ohio - No Response. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-10-1205

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign the attached *HVAC Equipment/Preventative Maintenance Contract* with Mechanical System of Dayton (MSD) Inc., as requested by the Department of Job and Family Services, for the provision of maintaining proper care of the HVAC equipment at Department of Job and Family Services. This Contract shall be effective October 1, 2023 through September 30, 2024. Costs shall not exceed \$3,280.55 and shall be paid from fund 106. This is the final renewal of the contract. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-10-1206

Mr. Simmons moved and Mr. Mercer seconded the motion to authorize and sign Title XX Subgrant Agreement for the period of October 1, 2023 through September 30, 2024, with the following agency:

Health Partners Free Clinic, Troy, Ohio	\$2,000.00
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Costs to be paid from Fund 106. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1207

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign an Agreement (attached) with the Miami County Park District and the Sheriff's Office, for the purpose of providing police protection and law enforcement to the Miami County Park District for its property, public programs, special events and equipment by assigning a regular uniformed Deputy Sheriff to work within and around properties owned and/or controlled by the Park District, not to exceed forty (40) hours per week, excluding overtime. The Park District shall provide a vehicle to the Miami County Sheriff for use of the Deputy Sheriff and shall from time to time, replace said vehicle as needed. The Park District agrees to pay for fuel and maintenance of deputy assigned vehicle. The Park District shall pay to the Miami County Sheriff the sum of \$57.09 per hour for services rendered to the Park District for the period of January 1, 2024 through December 31, 2024. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-10-1208

Mr. Simmons moved and Mr. Mercer seconded the motion to acknowledge receipt of the Sheriff's Monthly Expense Account for the period ending September 30, 2023, as prescribed under Section 325.07 of the Ohio Revised Code. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-10-1209

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize Sarah Baker, Transit Director, to file a grant application (attached) for the SFY 2024 Urban Transit Program, on behalf of the Miami County Commissioners, with the Ohio Department of Transportation, requesting \$105,597.00. This is an allocation grant based upon eligible applicants for the SFY2022 Urban Transit Program and these funds are distributed to Ohio Urban Transit agencies that receive Federal Transit Administration Section 5307 funds. Further, Transit Director, Sarah Baker is authorized to furnish additional information as the Ohio Department of Transportation may require in connection with this application. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1210

Mr. Simmons moved and Mr. Mercer seconded the motion to authorize Sarah Baker, Transit Director, to file a grant application (attached) for the FY 2024 Ohio Department of Transit's (ODO) Elderly and Disabled Transit Fare Assistance Reimbursement Program, on behalf of the Miami County Commissioners, with the Ohio Department of Transportation requesting \$36,186.00. Further, Transit Director, Sarah Baker is authorized to furnish additional information as the Ohio Department of Transportation may require in connection with this application. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-10-1211

Mr. Mercer moved and Mr. Simmons seconded the motion to acknowledge receipt of a 2024 ODOT Ohio Transit Partnership Program (OPT2) Grant in the amount of \$44,892.00 for two (2) vehicle replacements, on behalf of Miami County Public Transit, and further authorize Miami County Public Transit Director, Sarah Baker, to electronically sign a 2024 ODOT Ohio Transit Partnership Program (OPT2) Grant Contract. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-10-1212 (TABLED)

Mr. Simmons moved and Mr. Mercer seconded the motion to table the motion for the application and approval for funding for the Family Abuse Shelter of Miami County, Ohio, Inc. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1213

Mr. Mercer moved and Mr. Simmons seconded the motion to approve the attached listed (monthly) health insurance rates through a partnership with County Employee Benefit Consortium of Ohio (“CEBCO”), broken down by Employee share and Employer share for 2024 (effective January 1, 2024), with the first payroll processed in December 2023, for 2 plans and 4 enrollment tiers. COBRA rates will be the total monthly premium PLUS 2% administrative fee.

**MONTHLY RATES AS FOLLOWS :**

<b><u>Employee Share</u></b>	<b><u>Employee</u></b>	<b><u>EE/Child</u></b>	<b><u>EE/Spouse</u></b>	<b><u>Family</u></b>
<b>HDHP 2 PLAN</b>	\$96.20	\$ 172.84	\$211.88	\$288.56
<b>PPO PLAN</b>	\$181.04	\$325.18	\$398.80	\$542.86

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

RESOLUTION NO. 23-10-1214

Mr. Simmons moved and Mr. Mercer seconded the motion to adopt the below guidelines as it relates to the County’s Health Savings Account (HSA) deposits: HSA quarterly deposits will be made on the tenth (10) day of each quarter (January, April, July, October), or the next business day, if the tenth (10) day falls on a Saturday, Sunday or on a holiday. Quarterly Deposit Amounts: Single Policy: annual deposit of \$1,000.00; Family Policy: annual deposit of \$2,000.00. In order to be eligible for a quarterly deposit, an employee has to be an active employee (in the County’s healthcare plan) on the first day of the month of the quarter and must have an HSA account open with Park National Bank. If an employee changes their policy status throughout the year, then their next quarterly deposit amount will change accordingly. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-10-1215

Mr. Mercer moved and Mr. Simmons seconded the motion to close all County Offices falling under the jurisdiction of the Commissioners on Friday, November 24, 2023, except those required to remain open to assure public safety, in honor of our employees and their families during the Thanksgiving holiday. Further, the Board encourages all other Miami County Elected Officials to adopt this resolution by closing their respective offices on Friday, November 24, 2023. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-10-1216 Then and Now Certificates

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

RESOLUTION NO. 23-10-1217 through 23-10-1220 Transfers

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

RESOLUTION NO. 23-10-1221 through 23-10-1223 Additional Appropriations

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

RESOLUTION NO. 23-10-1224 Additional Certifications of Estimated Revenue and Additional Appropriations.

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

RESOLUTION NO. 23-10-1225 Fund to Fund Transfers

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

RESOLUTION NO. 23-10-1226 Signatures Only:

Termination(s) – Job & Family Services

Application for Payment (Village of Bradford – East Oakwood Street Improvements

Project) – Department of Development

Mr. Mercer moved and Mr. Simmons 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, Yea.

Miscellaneous Business

RESOLUTION NO. 23-10-1227 Executive Session – Security Matters in Accordance with O.R.C. 121.22(G)(6)

Mr. Mercer moved and Mr. Simmons seconded the motion to enter into Executive Session at 2:34 p.m. for the purpose of Security Matters in Accordance with O.R.C. 121.22(G)(6). The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

Mr. Simmons moved and Mr. Mercer seconded the motion to adjourn Executive Session at 2:57 p.m., with no action taken. 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 2:57 p.m. on this 5<sup>th</sup> day of October 2023.

Respectfully submitted:  
Janelle S. Barga, Clerk

*The 2nd Annual Miami County Employee Picnic will be on Friday, October 6, 2023  
from 11am-1pm at the Miami County Fairgrounds, Duke Lundgard Building*

*County offices will be closed on Monday, October 9, 2023 in observation of Columbus Day*

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