

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, SEPTEMBER 5, 2017
9:00 A.M.**

Saved as digital recording: CGS09-05-2017

John F. Evans, President Present
John W. O'Brien, Vice President, Present
Gregory A. Simmons, Member, Present

Appointments

9:00 a.m. General Business

General Business

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

Mr. O'Brien moved and Mr. Simmons seconded the motion to approve the minutes of the August 31, 2017 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. O'Brien Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 17-09-1174

Mr. Simmons moved and Mr. O'Brien seconded the motion to acknowledge receipt of the Certified List of Criminal Prosecutions Pursued to Final Conviction and Sentence during 2016 document filed by Prosecuting Attorney, Anthony E. Kendell on August 25, 2017, pursuant to O.R.C. 309.16(A) (1). The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 17-09-1175

Mr. O'Brien moved and Mr. Simmons seconded the motion to accept the resignation of Peter Filipiak, Child Support Case Manager at the Department of Job and Family Services, effective August 29, 2017. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-09-1176

Mr. Simmons moved and Mr. O'Brien seconded the motion to authorize and sign the Employee Requisition to fill the vacant position of full-time Child Support Case Manager at the Department of Job and Family Services, at a pay rate of \$14.20 per hour. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 17-09-1177

Mr. O'Brien moved and Mr. Simmons seconded the motion to authorize and sign the attached Employee Requisition to fill the vacant position of full-time Water/Wastewater System Utility Tech 2 for the Sanitary Engineering Department, at a pay rate of \$15.35 - \$21.49 per hour. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 17-09-1178

Mr. Simmons moved and Mr. O'Brien seconded the motion to authorize and sign the attached *Workers' Compensation Self Insurance Services Contract* with Hunter Consulting Company, Cincinnati, Ohio, for the provision of consultation and administration services with respect to workers' compensation self-insurance matters for the period of two (2) years from the date of execution. The contract shall not exceed \$1,648.00 per month and 35% of the savings generated by the PPO, which will be paid from Fund 601. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-09-1179

Mr. O'Brien moved and Mr. Simmons seconded the motion to approve the annexation petition filed on behalf of Scott and Keara Strayer, Owners, Agent being Shelee M. Busch, for the annexation of a portion of Concord Township (1.952 acres +/-) to the City of Troy, Ohio. 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 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 (City's Resolutions passed August 21, 2017: R-35-2017 Statement of Municipal Services; R-36-2017 Buffer Requirements; and R-37-2017 Consent to Annexation); 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 August 3, 2017 stating that the map and legal description of the territory proposed for annexation meet their requirements, that the territory shares a contiguous boundary with the current corporation line for 19% of the perimeter, and it does not create any unincorporated islands. Concord Township has failed to submit an ordinance or resolution within 25 days of the petition filing, consenting or objecting to said annexation, which under ORC 709.023 constitutes as consent to the proposed annexation. Further sign the mylar this date. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans Yea.

RESOLUTION NO. 17-09-1180

Mr. Simmons moved and Mr. O'Brien seconded the motion to re-appoint Jerry Herbe of Piqua, Ohio to the Tri-County Board of Recovery and Mental Health Services for the term of September 1, 2017 through August 30, 2021. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 17-09-1181

Mr. O'Brien moved and Mr. Simmons seconded the motion to establish a Security Study Committee for the Safety Building and Courthouse to investigate and present plans and options for improved security in the Miami County Safety Building and the Courthouse (see attached document which outlines the Committee's Objectives and Scope of Work). Further appoint the following members to said Security Study Committee:

Commissioner Greg Simmons
Sheriff David Duchak
Judge Gary A. Nasal
Auditor Matthew Gearhardt
Facilities & Operations Director Chris Johnson
Asst. Municipal Prosecutor Andrew Johnston
Citizen Charles William Frank

Each member may assign an alternate. Alternates may sit in meetings for the appointed member and represent the member's opinions. However, alternates do not have voting/decision making authority. Appointed members must commit to attending 90% of the committee's scheduled meetings. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTIONNO. 17-09-1182 Travel Training

Mr. Simmons moved and Mr. O'Brien seconded the motion to approve the travel training requests as submitted. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea;

RESOLUTION NO. 17-09-1183 Then and Now Certificates

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

RESOLUTION NO. 17-09-1184 Additional Appropriations

Mr. Simmons moved and Mr. O'Brien seconded the motion to approve the additional appropriations as requested. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr., O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-09-1185 through 17-09-1187 Transfers

Mr. O'Brien moved and Mr. Simmons seconded the motion to approve the transfers as requested. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 17-09-1188 Signatures Only:

Termination - JFS

Mr. Simmons moved and Mr. O'Brien seconded the motion to approve the signatures only as requested. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 9:10 a.m. on this 5th day of September 2017.

Respectfully submitted:

Leigh M. Williams, Clerk/Commissioners' Administrator

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