

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, NOVEMBER 6, 2018
9:00 A.M.**

Saved as digital recording: CGS11-06-18

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

Appointments

9:00 a.m. General Session
9:05 a.m. Teresa Brubaker – Job and Family Services
9:30 a.m. Executive Session – Personnel/Employee Discipline

General Business

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

Mr. Simmons moved and Mr. Evans seconded the motion to approve the minutes of the November 1, 2018 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 17-11-1425

Mr. Evans 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. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 18-11-1426

Mr. Simmons moved and Mr. Evans seconded the motion to acknowledge receipt of the Auditor's Summary Revenue Report and Summary Expenditure Report (electronically) for the month of October 2018. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 18-11-1427

Mr. Evans moved and Mr. Simmons seconded the motion to amend Resolution No. 17-10-1320 dated October 5, 2017 to reflect the accurate award amounts for the Sheriff's FFY 2018 Selective Traffic Enforcement Program (STEP) award amount being \$26,590.95 and the FFY 2018 Impaired Driving Enforcement Program (IDEP) award amount being \$36,136.43. The original resolution had the award amounts flipped. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 18-11-1428

Mr. Simmons moved and Mr. Evans seconded the motion to authorize and sign the attached Preventative Maintenance Renewal Agreement with Rieck Services, Dayton, Ohio, on behalf of the Animal Shelter, for their gas fired heat unit and package unit. The cost shall not exceed \$272.00 for a 12-month term beginning November 1, 2018. The cost will be paid from Fund 105. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 18-11-1429

Mr. Evans moved and Mr. Simmons seconded the motion to accept the attached quote from Charles Jergens Construction, Inc., Dayton, Ohio and authorize said company to remove and abandon the empty dual UST's located at the north end of the Safety Building. These tanks were originally installed to provide fuel oil for the heating of the Safety Building in the 1970's. The facility was converted to natural gas in the late 1980's and the tanks no longer serve a purpose. Due to the type of tank and contents formerly contained inside, the removal must be handled by a qualified excavation firm with the required UST removal permit. The project will include permit work, coordinating fire department inspections and approvals, pumping and cleaning sludge from the tanks, removing concrete areas necessary to expose the UST's and backfilling the area with gravel. The concrete replacement work will be performed at a later date as a separate project. The cost shall not exceed \$32,400 (includes a \$3,000 contingency amount) and will be paid from Fund 001-060. Multiple quotes were sought: K&S Excavating, LLC, Troy, Ohio - \$31,200; Bolyard Excavating, Laura, Ohio - No quote; Foundation Excavating Systems, Fletcher, Ohio - No quote. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 18-11-1430

Mr. Simmons moved and Mr. Evans seconded the motion to authorize a 20% contribution for basic memberships to the Miami County YMCA for County employees who work 30 hours or more. The Miami County YMCA will contribute an additional 10% for a total savings to the County employee of 30%. The memberships have to be paid in full or by bank draft. The enrollment fee will be waved through February 28, 2019 for all County employees. The following are the amounts for the County's 20% portion of the monthly bank draft and paid in full options for YMCA basic memberships (pricing the same as in 2018):

Monthly Bank Draft Amounts

Youth - \$3.01
Adult - \$7.12
Senior Adult - \$6.43
Couple - \$9.56
Single Parent - \$9.56
Senior Couple - \$8.62
Family - \$11.61

Paid in Full Amounts

Youth - \$31.40
Adult - \$77.40
Senior Adult - \$69.66
Couple - \$104.80
Single Parent - \$104.80
Senior Couple - \$94.32
Family - \$127.80

The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 18-11-1431

Mr. Evans moved and Mr. Simmons seconded the motion to authorize the closure of all County offices falling under the jurisdiction of the Commissioners Monday, December 31, 2018 in honor of our employees and their families during the New Year's holiday, except those required to remain open to assure public safety. All other Miami County Elected Officials are encouraged to adopt this resolution by closing their respective offices on Monday, December 31, 2018. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 18-11-1432

Mr. Simmons moved and Mr. Evans seconded the motion to approve the annexation petition filed on behalf of J & B Properties of Troy, LLC on October 1, 2018, Agent being Attorney William J. Fulker, 12 S. Cherry Street, Troy, Ohio 45373, asking for the annexation of a portion of Concord Township (6.1241 acres +/-) to the City of Troy, Ohio. This Board 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.
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.
3. That the territory proposed to be annexed does not exceed 500 acres.
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.
5. That the annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed to be annexed.
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: R-43-2018 Statement of Municipal Services; R-44-2018 Buffer Requirements; and R-45-2018 Consent to Annexation.
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.

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. 18-11-1433

Mr. Evans moved and Mr. Simmons seconded the motion to authorize the disposal of a judicial robe and two (2) name plates to Magistrate Scott Altenburger, Common Pleas Court, pursuant to O.R.C. 307.12 (I), as unneeded, obsolete or unfit personal property of the County, as they are not suitable for potential re-use and are of no value except for nostalgic value to Magistrate Altenburger. Magistrate Altenburger will be duly appointed or elected to Juvenile/Probate Court Judge and has requested permission to keep said items. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 18-11-1434 Travel Training

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

RESOLUTION NO. 18-11-1435 Then and Now Certificates

Mr. Evans 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. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 18-11-1436 through 18-11-1437 Additional Appropriations

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

RESOLUTION NO. 18-11-1438 Additional Certifications of Estimated Revenue and Additional Appropriations

Mr. Evans 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. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 18-11-1439 Reduction of Appropriations

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

RESOLUTION NO. 18-11-1440 through 18-11-1446 Transfers

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

RESOLUTION NO. 18-11-1447 Signatures Only:

Payroll Change(s)

Letter of Appreciation – Board of Developmental Disabilities (Karen Wendeln) –
Commissioners

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

RESOLUTION NO. 18-11-1448 Executive Session – Personnel/Employee Discipline

Mr. Evans moved and Mr. Simmons seconded the motion to enter into Executive Session at 9:42 a.m. for the purpose of Personnel/Employee Discipline. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

Mr. Simmons moved and Mr. Evans seconded the motion to adjourn from Executive Session at 10:11 a.m. 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 10:11 a.m. on this 6th day of November 2018.

Respectfully submitted:
Leigh M. Williams, Clerk

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