

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, SEPTEMBER 15, 2020
9:00 A. M.**

Saved as digital recording: CGS09-15-2020

John F. Evans, President, Present
Ted S. Mercer, Vice President, Present
Gregory A. Simmons, Member, Present

Appointments

9:00 a.m. General Business
9:05 a.m. Zoning Hearing (1) – Department of Development
9:10 a.m. Sheriff Duchak
9:15 a.m. Board of Elections

General Business

Welcome and Pledge of Allegiance

Mr. Simmons moved and Mr. Mercer seconded the motion to approve the agenda as presented, with the addition as follows:

Authorize/Sign Agreement for Professional Services – Human Resources Management –
Commissioners

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

Mr. Mercer moved and Mr. Simmons seconded the motion to approve the minutes of the September 10, 2020 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 20-09-1051

Mr. Simmons 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. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 20-09-1052

Mr. Mercer moved and Mr. Simmons seconded the motion to acknowledge receipt of the Auditor's Summary Revenue Report and Summary Expenditure Report (electronically) for the month of August 2020. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-09-1053

Mr. Simmons moved and Mr. Mercer seconded the motion to acknowledge receipt of the Sheriff's Monthly Expense Account for the period ending August 31, 2020, as prescribed under Section 325.07 of the Ohio Revised Code. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 20-09-1054

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign the attached one (1) year agreement with Artistic Inspirations, LLC of Tipp City, Ohio to provide marketing services for the Miami County Solid Waste District, at a cost not to exceed \$49,000.00 to be paid from Fund 437, as recommended by the Sanitary Engineering Department. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 20-09-1055

Mr. Simmons moved and Mr. Mercer seconded the motion to approve the annexation petition filed on behalf of Liberty Lot Sales, LLC, Agent being Frank Harlow, 701 N. Market Street, Troy, Ohio 45373, asking for the annexation of a portion of Staunton Township (83.356 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; 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 September 9, 2020 stating that the plat and legal description of the territory proposed for annexation meet their requirements and that the boundary of the area proposed for annexation has 23.8 percent adjacency to the existing corporation boundary. Staunton 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. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-09-1056

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize the below listed expenses (quotes attached) for the Miami County Plaza Dedication Event which will be held on Thursday, October 1, 2020 (contingency date being Thursday, May 6, 2021), with costs to be paid from Fund 001-098. All costs associated with this event are being funded by four (4) sponsors – The Troy Foundation, the Robinson Fund, Troy Hospital/Kettering Network and Upper valley Medical Center/Premier Health.

Kerber Sheet Metal Fabrication Metal ornaments (\$6.80 ea. x 250)	\$1,700.00
Corigraphics, Inc. Ornaments (\$3.30 ea. x 1000)	\$3,300.00
City of Troy, Ohio (Overtime for street closures and stage removal)	\$500.00 (Not to exceed)
Miami County Cattlemen’s Association Meals for daytime event (\$5 each meal x 1100)	\$5,500.00 (Not to exceed)
Miami County Deputies Association (6 Deputies from 4:30 – 9:30 p.m.; \$25/hr. per deputy)	\$1,000.00 (Not to exceed)
Western Ohio Graphics (Purchase and printing of invitations and envelopes, 5 banners, 2 signs, meal tickets, programs and postage for invitations)	\$1,500.00 (Not to exceed)

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

RESOLUTION NO. 20-09-1057

Mr. Simmons moved and Mr. Mercer seconded the motion to adopt the attached, revised fee schedule for appointed legal counsel reimbursement to reflect revisions in attorney fees, effective October 1, 2020. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 20-09-1058 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. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-09-1059 through 20-09-1065 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. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 20-09-1066 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. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 20-09-1067 Signatures Only:

Termination(s)

Payroll Changes(s)

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. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-09-1068 Zoning Hearing – Robert Hance

Mr. Simmons moved and Mr. Mercer seconded the motion to approve Zoning Amendment #1809-07-2020 filed by Robert Hance, requesting permission to rezone 4.17 acres from A-2, General Agriculture to R-1AAA, Single Family Residential for the following tract of land: 10.001 acre tract located at 3833 Piqua-Troy Road, Troy, Ohio, Section 20, Town 1, Range 11 of Staunton Township. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

ADDITION(S) TO THE AGENDA:

RESOLUTION NO. 20-09-1069

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign the attached *Agreement for Professional Services* with Maurice Evans, who will provide guidance on Human Resource related topics for the County for the period of September 15, 2020 through December 31, 2020, at a rate of fifty dollars per hour, not to exceed 20 hours per week unless approved by the Board of Commissioners. The cost will be paid from Fund 001-002. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, 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 15th day of September 2020.

Respectfully submitted:

Leigh M. Williams, Clerk

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