

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, FEBRUARY 21, 2017
9:00 A.M.**

Saved as digital recording: CGS02-21-17

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

Appointments

9:00 a.m. General Session

9:05 a.m. Kreig Smail – Miami Soil & Water Conservation District

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 February 16, 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. 17-02-231

Mr. Simmons moved and Mr. O'Brien 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. O'Brien, Yea.

RESOLUTION NO. 17-02-232

Mr. O'Brien moved and Mr. Simmons seconded the motion to set the date of Thursday, March 16, 2017 at 1:45 p.m. in the Commissioners' Office to receive sealed proposals for the Clerk of Court's Payment by Financial Transaction Devices. Further authorize the attached legal ad to be placed in the Dayton Daily News on February 26, 2017, as well as on the County website. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-02-233

Mr. Simmons moved and Mr. O'Brien seconded the motion to authorize the County Engineer to proceed by Force Account for a Guardrail Spray Program to control undesirable vegetation growth around various sections of guardrail throughout the County, pursuant to Section 307.86 and Section 5543.19 O.R.C. The Engineer's cost estimate for said program is \$2,500. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 17-02-234

Mr. O'Brien moved and Mr. Simmons seconded the motion to authorize and enter into a Contract with the Village of Pleasant Hill and the Sheriff's Office for the purpose of providing police protection to the Village of Pleasant Hill, Ohio during 2017. The Village will pay the sum of \$31,992.00 (Reflects a 2.5% increase over last year's contract) for the term of the Agreement for the provision of twenty-four (24) hour a week police protection, seven (7) days per week. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 17-02-235

Mr. Simmons moved and Mr. O'Brien seconded the motion to adopt the attached, revised Miami County Animal Shelter Standard Operating Procedures Manual, which is effective immediately. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-02-236

Mr. O'Brien moved and Mr. Simmons seconded the motion to authorize the increase in Dog and Kennel Registration Fees as follows, effective December 1, 2017:

1 Year Dog License Fees
\$16.00 per dog

3 Year Dog License Fees
\$48.00 per dog

Permanent Dog License Fees
\$160.00 per dog

Kennel Fee
\$80.00 per kennel

OSU College of Veterinary Medicine
\$0.10 cents-1 Yr., .30 cents-3 Yr., \$1.00-Permanent per ORC 955.14

The Director of the Animal Shelter has requested that the Board increase fees due to the rising costs in maintaining the Shelter, the addition of a part-time animal control officer, as well as for necessary capital improvements/purchases. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans Yea.

RESOLUTION NO. 17-02-237

Mr. Simmons moved and Mr. O'Brien seconded the motion to authorize the Communication Center to dispose of the attached listed property, pursuant to O.R.C. 307.12(I). The Communication Center has an accumulation of decommissioned computers, computer monitors and assorted related items (listed on attachment) and for Criminal Justice Information Systems security reasons, the hard drives from the computers must be removed and destroyed, rendering the computers inoperable. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 17-02-238

Mr. O'Brien moved and Mr. Simmons seconded the motion to accept the resignation of Charity Hutt, Accounts Payable Clerk for the Commissioners Office, effective March 10, 2017. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-02-239

Mr. Simmons moved and Mr. O'Brien seconded the motion to approve the annexation petition filed on behalf of Ronald L. Phlipot and Jane M. Phlipot, Owners, Agent being Attorney William J. Fulker, for the annexation of a portion of Concord Township (1.8557 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 February 6, 2017: R-10-2017 Statement of Municipal Services; R-11-2017 Buffer Requirements; and R-12-2017 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 February 7, 2017 stating that the map and legal description of the territory proposed for annexation meet their requirements, that the territory has a contiguous boundary of 17% and does not create any unincorporated islands, and that the territory cannot be removed from Concord Township. 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.

RESOLUTIONNO. 17-02-240 Travel Training

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

RESOLUTION NO. 17-02-241 Then and Now Certificates

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

RESOLUTION NO. 17-02-242 through 17-02-243 Additional Appropriations

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

RESOLUTION NO. 17-02-244 through 17-02-246 Transfers

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

RESOLUTION NO. 17-02-247 Signatures Only:

Termination(s)

Payroll Change(s)

Mr. O'Brien moved and Mr. Simmons 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.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 9:32 a.m. on this 21st day of February 2017.

Respectfully submitted:

Lisa K. Lazear, Assistant Clerk

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