

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
THURSDAY, MAY 31, 2018  
1:30 P. M.**

**Saved as digital recording: CGS05-31-18**

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

Appointments

1:30 p.m.      General Business

1:35 p.m.      Proposal Opening – Installation of Product Wells 8A and 9A Project (Miami  
County Incinerator Site) – Sanitary Engineering

~~1:45 p.m.      Common Pleas Court~~

General Business

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

1:45 p.m. Meeting with Common Pleas Court

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 May 29, 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. 18-05-678

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. 18-05-679

Mr. Simmons moved and Mr. Evans seconded the motion to accept the attached quote from P&R Communications Service, Inc., Dayton, Ohio and authorize said company to reprogram four (4) Motorola portable MARCS radios, plus install two (2) of the Motorola radios in the Haz Mat truck, as recommended by the Emergency Management Agency. The cost shall not exceed \$1,380.60 and will be paid from Fund 1108. Only one quote was received as P&R Communications Services, Inc. holds the only programming license in the region for Ohio MARCS. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans Yea.

RESOLUTION NO. 18-05-680

Mr. Evans moved and Mr. Simmons seconded the motion to accept the attached proposal submitted by Harvey Plus, LLC/Harvey Auction Company, LLC, Springfield, Ohio and authorize said company's appraisal services for the Miami County Children's Home Farm located at 291 S. Children's Home Road, Troy, Ohio, Elizabeth Township, Miami County, consisting of 171.75 acres +/- . Harvey Plus, LLC will prepare an appraisal report on the property. The cost shall not exceed \$2,000 which will be paid from Fund 122. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 18-05-681

Mr. Simmons moved and Mr. Evans seconded the motion to authorize and sign an agreement with the City of Troy, Ohio for the purpose of providing prosecutorial services in relation to the operation of the Miami County Municipal Court. The County shall pay to the City of Troy the total sum of \$132,000 per year, payable in monthly installments of \$11,000 beginning on the 1<sup>st</sup> day of July, 2018, and continuing on the first day of each and every month hereafter during the term of this Agreement and/or any extension of the same. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Nay.

RESOLUTION NO. 18-05-682

Mr. Evans moved and Mr. Simmons seconded the motion to authorize and sign the attached *Assignment of Interest and Contract of Employment* document with the law firms of Lockridge Grindal Nauen P.L.L.P., Gustafson Gluek, PLLC and Dungan & LeFevre to represent the Board of Miami County Commissioners (the "Board") in the Board's claim or claims for losses arising from and related to the distribution, marketing by drug manufacturers of drugs including Hydrocodone, Oxycodone, Oxymorphone, Methadone and others (collectively "Opioids"). As consideration for legal services rendered and to be rendered by the attorneys in carrying out the purposes hereof, the Board agrees to pay the attorneys twenty-five (25%) of all amounts recovered. On April 26, 2018, by Resolution No. 18-04-522, the Board of Miami County Commissioners executed a joint application with the Honorable Anthony E. Kendell, Miami County Prosecuting Attorney, requesting the Miami County Court of Common Pleas to appoint the above listed law firms to act as special prosecutors and represent the interests of the Board and other Miami County elected officials in pursuing civil legal actions and claims, based in tort or otherwise, against wholesale distributors, manufacturers and/or other participants in the distribution and manufacture of opioids which have intentionally and/or unlawfully breached their legal duties under federal and state law to monitor, detect, investigate, refuse and report suspicious orders of prescription opiates as well as performing illegal or negligent other acts or omissions. The Board voted as follows upon roll call: Mr. O'Brien, Abstain; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 18-05-683 Travel Training

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

RESOLUTION NO. 18-05-684 Transfers

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

RESOLUTION NO. 18-05-685 Signatures Only:

Miami County Plaza Application & Permit for Use of Miami County Plaza First Baptist Church/Life Group – 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. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 18-05-686 Proposal Opening – Installation of Product Wells 8A and 9A Project (Miami County Incinerator Site) – Sanitary Engineering

**PROPOSALS OPENED AND AWARD DEFERRED**

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 1:39 p.m. on this 31<sup>st</sup> day of May 2018.

Respectfully submitted:  
Leigh M. William, Clerk

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