

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
THURSDAY, FEBRUARY 7, 2019  
1:30 P. M.  
Saved as digital recording: CGS02-07-19**

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

Appointments

1:30 p.m.      General Business  
1:35 p.m.      Public Hearing #1 – PY 2019 Community Development Block Grant (CDBG)  
                    Funds – Department of Development  
1:50 p.m.      Executive Session – Imminent Litigation

General Business

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

Mr. Evans moved and Mr. Mercer seconded the motion to approve the minutes of the February 5, 2019 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-02-187

Mr. Mercer moved and Mr. Evans seconded the motion to authorize and sign bills for all funds as submitted. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-02-188

Mr. Evans moved and Mr. Mercer seconded the motion to set the date to receive the bids for the 2019 Roadside Mowing Program (up to three rounds for 424 miles +/- miles of Miami County Highways) as Thursday, March 7, 2019 at 1:35 p.m. in the Commissioners' Hearing Room, Safety Building, Troy, Ohio, as requested by the County Engineer. Further authorize the attached legal ad to be published in the Dayton Daily News on the date of February 9, 2019, as well as on the County website. The estimated cost is \$80.00/mile or \$33,920.00 per round. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 19-02-189

Mr. Mercer moved and Mr. Evans seconded the motion to acknowledge receipt of the Sheriff's Monthly Expense Account for the period ending January 31, 2019, as prescribed under Section 325.07 of the Ohio Revised Code. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-02-190

Mr. Evans moved and Mr. Mercer seconded the motion to reject all bids received via Resolution No. 19-01-133 for the *West Central Juvenile Facility HVAC Upgrades (Chilled Water Piping) Project*, as recommended by Chris Monnin of Garmann/Miller Architects Engineers, Minster, Ohio, the project engineer, as all bids as all bids submitted were greater than the 10% maximum overage allowance from the published estimate of \$170,000. Further set the date to receive bids for the *West Central Juvenile Facility HVAC Upgrades (Chilled Water Piping) Project RE-BID* as Thursday, February 28, 2019 at 1:35 p.m. in the Commissioner's Hearing Room, Safety Building, Troy, Ohio and further authorize the attached legal ad to be published in the Dayton Daily News on Sunday, February 10, 2019, as well as on the County website. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-02-191

Mr. Mercer moved and Mr. Evans seconded the motion to accept the resignation of Jnyne R. Higgins, Animal Control Officer for the Animal Shelter, effective February 8, 2019. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 19-02-192

Mr. Evans moved and Mr. Mercer seconded the motion to authorize and sign an Employee Requisition to fill the upcoming vacant position of full-time Animal Control Officer at the Animal Shelter, at a pay rate of \$13.25 to \$18.56 per hour. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-02-193

Mr. Mercer moved and Mr. Evans seconded the motion to authorize the President of the Board to sign a Release of Mortgage for the following:

Property Owner: Sullenberger Properties (Jeremy D. Sullenberger)

Property Address: 46 S. Cedar Street, Troy, OH 45373

Loan Amount: \$12,500.00

Recorded: December 3, 2008 in Volume 1860 Pages 409-412

Said mortgage now has a zero (\$0.00) principal balance due to the Board of Miami County Commissioners. Further authorize the Miami County Department of Development to forward said release to the Miami County Recorder's Office for recording. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-02-194

Mr. Evans moved and Mr. Mercer seconded the motion to authorize the President of the Board to sign a Release of Mortgage for the following:

Property Owner: SBS Investments (Randy Blair & Carol L. Blair)

Property Address: 7-8 Pearson Court Troy, OH. 45373

Loan Amount: \$25,000.00

Recorded: December 15, 2008 Volume 1861 Pages 187-190

Said mortgage now has a zero (\$0.00) principal balance due to the Board of Miami County Commissioners. Further authorize the Miami County Department of Development to forward said release to the Miami County Recorder's Office for recording. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 19-02-195

Mr. Mercer moved and Mr. Evans seconded the motion to authorize the President of the Board to sign a Release of Mortgage for the following:

Property Owner: Gregory White  
Property Address: 1282 W. Main Street Tipp City, OH. 45371  
Loan Amount: \$7,602.50  
Recorded: July 12, 2010 in Volume 0122 Pages 860-864

Said mortgage now has a zero (\$0.00) principal balance due to the Board of Miami County Commissioners. Further authorize the Miami County Department of Development to forward said release to the Miami County Recorder's Office for recording. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-02-196

Mr. Evans moved and Mr. Mercer seconded the motion to authorize and sign an Employee Requisition to fill a new position of full-time Attorney, at the Department of Job and Family Services, at a pay rate of \$23.81 per hour. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-02-197

Mr. Mercer moved and Mr. Evans seconded the motion to create a new, full-time position of Assistant Business Administrator at the Department of Job and Family Services and further adopt said position into the Compensation Plan in Pay Grade 15. Further authorize and sign an Employee Requisition to fill the new position of full-time Attorney at the Department of Job and Family Services at a pay rate of \$21.60 per hour. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea

RESOLUTION NO. 19-02-198

Mr. Evans moved and Mr. Mercer seconded the motion to award the contract for professional design & engineering services for *Miami County Courthouse Evaluation and Project Management Services* with Garmann Miller Architects and Engineers, Minster, Ohio. The Board of Commissioners authorized contract negotiations with said company on December 20, 2018 by Resolution No. 18-12-1668. The cost for said services is \$29,000 which includes six binders with the findings and cost estimates. The contract further includes a fee based on 8 ½% of the selected project(s) total cost with a scope of work that includes bid documents, drawings, meetings and overall project management if any of the identified projects are ultimately selected and performed by the Commissioners. The contract cost will be paid from Fund 001-060. Further sign the attached Contract this date. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-02-199

Mr. Mercer moved and Mr. Evans seconded the motion to authorize a one-time financial contribution in the amount of \$50,000 to the United Way of Miami County, Ohio for the establishment and operation of a 2-1-1 phone line for social services needs within Miami County, pursuant to ORC Ann. 307.691, to be paid from Fund 001-098. The 2-1-1 connects people to the services they need such as Food and Shelter, Veterans Assistance, Healthcare, Senior Services, Infant Mortality Prevention and Domestic Violence, assisting local and state government and nonprofit human service providers to work more cost effectively. The United Way of Miami County, Ohio shall make an audited account at least once every year of any funds received from the County and provide this information to the County. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-02-200 Travel Training

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

RESOLUTION NO. 19-02-201 Then and Now Certificates

Mr. Mercer moved and Mr. Evans 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. 19-02-202 Signatures Only:

Payroll Change(s)

Housing Semi-Annual Program Income Report (CDBG and HOME Funds) - DOD

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

RESOLUTION NO. 19-02-203 Hearing #1 – CDBG PY 2019 Small Cities Program – DOD

**HEARING HELD AND ADJOURNED**

RESOLUTION NO. 19-02-204 Executive Session – Imminent Litigation

Mr. Mercer moved and Mr. Evans seconded the motion to enter into Executive Session at 1:58 p.m. for the purpose of Imminent Litigation. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

Mr. Evans moved and Mr. Mercer seconded the motion to adjourn from Executive Session at 3:05 p.m. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 3:05 p.m. on this 7th day of February 2019.

Respectfully submitted:  
Leigh M. Williams, Clerk

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