

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
TUESDAY, OCTOBER 1, 2013  
9:00 AM.**

Richard L. Cultice, President, Present  
John F. Evans, Vice President, Absent  
John W. O'Brien, Member, Present

Appointments

9:00 a.m.      General Business

General Business

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

Mr. O'Brien moved and Mr. Cultice seconded the motion to approve the minutes of the September 26, 2013 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

**RESOLUTION NO.13-10-1332**

Mr. O'Brien moved and Mr. Cultice seconded the motion to authorize and sign the bills for the General Fund, Other Funds and Job & Family Services. The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

**RESOLUTION NO.13-10-1333**

Mr. O'Brien moved and Mr. Cultice seconded the motion to establish a Probation Improvement & Incentive Grant Fund for Municipal Court, as requested by the Auditor. The purpose of the new fund is to cover the salary of a Criminal Justice/Quality Assurance Coordinator, a portion of (1) Clerical Support Staff and to provide for educational supplies. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

**RESOLUTION NO. 13-10-1334**

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the attached quote from CDW-G and authorize Common Pleas Court to purchase one (1) HP SB 6300 computer with five -year warranty (\$678.29 computer; \$87.20 Warranty) and MS MBG Office STD 2013 (\$265.84), total cost not to exceed \$1,031.33 which will be paid from Fund 189-181. Data Board approved said emergency request on September 24, 2013. Multiple quotes were received: HP Online: \$684.00(computer with no warranty); Amazon.com: \$790.19 (computer with 3-year warranty); PC Connection: \$377.82 (MS MBG Office STD 2013); Softwarejones.com: \$334.49 (MS MBG Office STD 2013). The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1335

Mr. O'Brien moved and Mr. Cultice seconded the motion to authorize and sign an agreement (attached) between the David L. Brown Youth Center and the Preble County Children's Services, which sets forth the terms and conditions between the parties for placement and related services for children who are in the care and custody of Preble County Children Services. Preble County Children Services agrees to pay the David L. Brown Youth Center the daily per diem fee agreed to on the ICCA for the duration of the child's placement, effective January 1, 2013 through December 31, 2013. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1336

Mr. O'Brien moved and Mr. Cultice seconded the motion to authorize and sign an agreement (attached) between the David L. Brown Youth Center and the Preble County Children's Services, which sets forth the terms and conditions between the parties for placement and related services for children who are in the care and custody of Preble County Children Services. Preble County Children Services agrees to pay the David L. Brown Youth Center the daily per diem fee agreed to on the ICCA for the duration of the child's placement, effective January 1, 2014 through December 31, 2014. The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1337

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the additional highway easement(s) for Hufford Road No. T-162, located in Section 22, 23, 28, and 29 Town 2, Range 10, Elizabeth Township, and in Sections 24 and 30, Town 2, Range 10, Lost Creek Township Miami County, Ohio, as requested by the County Engineer. Denies L. Gibson, John Michael Jess, Philip Brian and Mary Ellen Gish, Lou Ann and John Jess, Craig V. and Elouise B. Armstrong, Thomas P. Brown, Paul W. and Roberta S. Gearhardt, Tanya Y. Creager, Robert Jay and Jill Ellen Benham, Marian Grace Goodin, Dwayne E. Taylor, Mona Taylor, Robert D. Oakes and Mary Oler Oakes, Wallace Family Farms, LLC, Thomas H. and Dawn K. Wallace, and George O. and Doris E. Woods, have, by instrument recorded in Miami County Recorder's Deed Book, granted an easement for highway purposes. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1338

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the attached quote from TranscriptionGear.com, Concord, Ohio and authorize the Public Defender's Office to purchase two (2) Olympus DS7000 digital recorders & AS7000 Bundles (\$849.99 ea.), along with one (1) Optional-VIP Care One-on-One Plan (12 month plan) (\$99.00), total cost not to exceed \$1,807.98 (including shipping and handling), which will be paid from Fund 0001-019-4232. Data Board approved said purchase on September 11, 2013. Multiple quotes were received: Rees Electronics: \$849.99 ea.; Dictationstore.com: \$849.99 ea. The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1339

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the attached quote from Blockhouse Co., Inc., York, PA and authorize the West Central Juvenile Rehabilitation Facility to purchase thirty (30) L630011 Paragon 90 Degree Straight Unit, Upholstered Base chairs and one (1) L420043 Ambassador Sofa, total cost not to exceed \$19,518.96, which will be paid from Fund 309-002-47, with the Ohio Department of Youth Services reimbursing the County for the entire amount. Multiple quotes were received: George Bleem Associates, Fayetteville, NY: \$20,114.20; Contract Supply, Prairie Village, KS: \$21,167.68. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1340

Mr. O'Brien moved and Mr. Cultice seconded the motion to authorize and sign the attached *Equipment Rental and Propane Purchase Agreement* with Moulton Gas Services, 11611 State Highway 571, Laura, Ohio, as requested by the Communication Center, for the provision of a fuel tank to be located at the backup radio system site located at 2050 County Road 25A, Troy, Ohio, to run the new generator. The cost is a one-time payment of \$1.00, and they will provide propane at the market rate. The cost will be paid from Fund 1110. The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1341

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the attached quote from WS Electronics, LLC, Troy, Ohio and authorize the Communication Center to purchase maintenance and support services for the Zetron 9-1-1 telephone system for two (2) years, total cost not to exceed \$12,000, which will be paid from Fund 1110. WS Electronics is the only available support vendor. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1342

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the attached quote from RJ Pro Tint, LLC, Dayton, Ohio and authorize the project of the furnishing and installation of 3M S25 tinted ultra security film on sixty-three (63) windows at 210 Marybill Drive, Troy, Ohio (Communication Center) and 512 Water Street, Troy, Ohio (Alternate PSAP), total cost not to exceed \$3,942.00 (\$612.00 rebate from DP&L), which will be paid from Fund 109. Multiple quotes were received: Solar Tint, Cincinnati, Ohio: \$4,270.00; Sun Block Window Film, Columbus, Ohio: \$7,956.00. The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1343

Mr. O'Brien moved and Mr. Cultice seconded the motion to authorize the President of the Board of Commissioners to sign a Small Cities Community Development Block Grant (CDBG) Program Grant Agreement (Number B-F-13-1BY-1) in the amount of \$718,000. On June 18, 2013, by Resolution No. 13-06-809, the Miami County Board of Commissioners accepted and approved the projects and funding for the FY 2013 CDBG Community Development Allocation Program, Neighborhood Revitalization Program, and Critical Infrastructure Program. The grant period is from September 1, 2013 through October 31, 2015. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1344

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the quote and authorize the following Asbestos Removal, Demolition, Clearance, and Site Restoration Project:

Property Owner: Paul E. Dick  
Property Address: 530 Lake Street, Troy Ohio 45373  
Loan/Grant Assistance: \$3,817.50 Direct Loan, 0% Interest, Ten Year Term  
\$3,817.50 Grant with no repayment required  
Demolition Contractor: Bolner Enterprises  
Scope of Work: Asbestos Removal, Demolition and Clearance of Real Property at a cost of \$7,635.00.

Further sign and forward a Notice of Award to Bolner Enterprises in the amount of \$7,635.00 for said project. The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1345

Mr. O'Brien moved and Mr. Cultice seconded the motion to set the date of Thursday, October 17, 2013 in the Commissioners' Hearing Room to hear the request for change in zoning for the following:

Chalmer Mader, Newberry Township

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

RESOLUTION NO. 13-10-1346

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the Dedication of the 12-inch water main as shown on Exhibit A to Miami County, and to further authorize the reimbursement of \$7,156.25 to Kevin Egan, 1027 Ginghamburg Road, Tipp City, Ohio, for the water main over sizing and fire hydrant installation, cost to be paid from Fund 436. Said water main has been inspected, tested, and put into service by the Miami County Sanitary Engineer. Kevin Egan dedicated the water main to the Board of Miami County Commissioners, and further warrants that the construction is free and clear of all liens and encumbrances to the County. The Sanitary Engineer is requesting that the Board of Miami County Commissioners accept said water main and reimburse Kevin Egan \$3,218.75 for the over sizing difference of an eight (8") water main and twelve (12") water main and its appurtenance as shown in Exhibit B and C that was installed, as required by the Miami County Sanitary Engineer, and in compliance with the City of Tipp City, Ohio, as well as \$3,937.50 for the cost of the installation of a standard water hydrant and it's appurtenance as shown in Exhibit D, which was installed per Miami County Sanitary Engineers request. The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1347

Mr. O'Brien moved and Mr. Cultice seconded the motion to authorize and sign the attached *Letter of Agreement for Direct Access Wellness Services* to authorize CompuNet to provide blood profiles to all Miami County employees and spouses on the Miami County Health Care Plan, at a cost of \$46.00 (venipuncture is \$6.00 and the Basic Health Profile is \$40.00), and an additional \$20.00 for the optional PSA screening. All employees and spouses not on the Miami County Health Care Plan will pay the fee at the time of scheduling their blood draw. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1348

Mr. O'Brien moved and Mr. Cultice seconded the motion to authorize and sign the attached *Health Insurance Portability and Accountability Act (HIPAA) Business Associate Agreement* with Brower Insurance, Marsh & McLennan Agency LLC Company ("Brower"). Said Agreement grants Brower permission to use and disclose Protected Health Information (PHI) while assisting the County with the plan renewal and in order to provide claims analysis. This Agreement is required by the HIPAA Privacy and Security Rules (a Final Omnibus HIPAA Rule was issued on March 26, 2013 by the Department of Health & Human Services). The Board voted as follows upon roll call: Mr. Cultice, Yea; Mr. O'Brien, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1349

Mr. O'Brien moved and Mr. Cultice seconded the motion to accept the attached quote from Joe Johnson Chevrolet, Troy, Ohio and authorize the purchase of one (1) 2014 Chevrolet Malibu LS Sedan, for the Commissioners' Office (fleet vehicle), total cost not to exceed \$19,337.15, which will be paid from Fund 0001-098. Two (2) other quotes were received: White-Allen Chevrolet, Dayton, Ohio: \$19,800.00; Langs Chevrolet, Beavercreek, Ohio: \$21,809.40. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Cultice, Yea; Mr. Evans, Absent.

RESOLUTION NO. 13-10-1350 Travel Training

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

RESOLUTION NO. 13-10-1351 Additional Appropriations

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

RESOLUTION NO. 13-10-1352 through 13-10-1360 Transfers

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

RESOLUTION NO. 13-10-1361 Signatures Only  
Payroll Changes – Job and Family Services  
Permits - Engineer

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

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 9:19 a.m. on this 1st day of October 2013.

Respectfully submitted:  
Leigh M. Williams, Clerk/Commissioners' Administrator

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