

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
TUESDAY, MAY 2, 2023  
9:00 A. M.**

**Saved as digital recording: CGS05-02-2023**

Wade H. Westfall, President, Present  
Gregory A. Simmons, Vice President, Present  
Ted S. Mercer, Member, Present

Appointments

9:00 a.m.      General Session  
1:30 p.m.      Executive Session – To Consider Employment/Compensation of a Public  
Employee in Accordance with O.R.C. 121.22(G)(1) – Commissioners

General Business

Welcome, Prayer and Pledge of Allegiance

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

Mr. Simmons moved and Mr. Mercer seconded the motion to approve the minutes of the April 27, 2023 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

**RESOLUTION NO. 23-05-469**

Mr. Mercer 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. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-05-470

Mr. Simmons moved and Mr. Mercer seconded the motion to authorize Common Pleas Court to submit the attached Community Corrections Act Application (2024/2025) to the Ohio Department of Rehabilitation and Corrections requesting \$522,000.00 to provide funding for wages/salary and fringe benefits for five (5) staff members in the Adult Probation Department and one full-time PSI Writer in the Court Services Department. The PSI Writer performs duties related to the completion of reports that meet statutory obligation under O.R.C. 2951.03 and the grant supports the employee's salary in this role. Funding would be distributed over eight (8) quarters commencing on July 1, 2023. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-05-471

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize Municipal Court to submit the attached Community Corrections Act Grant Applications (FY 2024-2025) to the Ohio Department of Rehabilitation and Corrections, requesting \$537,336.00 (no local match) for Female Outreach/ CCAO 2.0 Programs (Fund 190). Said funding would cover one full-time officer and a portion of salaries for three officers and one secretary position for the period of July 1, 2023 through June 30, 2025. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-05-472

Mr. Simmons moved and Mr. Mercer seconded the motion to set the date of Tuesday, May23, 2023 at 9:05 a.m. in the Commissioner's Hearing Room to hear the request for change in zoning for the following:

Jack and Linda Thomas, Concord Township

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

RESOLUTION NO. 23-05-473

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize the President of the Board to sign the attached LPA Federal ODOT-Let Project Agreement for the design and construction of the County Road 25A Resurfacing Project, as requested by the County Engineer. Further authorize the County Engineer to act in the capacity of the LPA as outlined in said LPA Federal ODOT-Let Project Agreement. The County Engineer agrees to assume responsibility for funding the local portion of the project through county road funds, as well as management of the design and construction phase of the project. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-05-474

Mr. Simmons moved and Mr. Mercer seconded the motion to accept the attached quote from Mike Bass Ford, Sheffield, Ohio (under Ohio Revised Code Section 9.48(C)), as requested by the Miami County Sanitary Engineer and authorize the purchase of one (1) 2022 Ford F-250, 4x4, with a six (6) panel utility bed. Total cost being \$63,348.00, which will be split between fund 434 and 436. Multiple quotes were sought: Mike Bass Ford, Sheffield, Ohio \$63,348.00 - (2022 Ford F-250, 4x4, with a six (6) panel utility bed, Available now); Valley Truck Center, Cleveland, Ohio \$78,137.00 - (2023 Ford F-250, 4x4, with a six (6) panel utility bed, Build out late this year or 2024); Joseph Chevrolet, Cincinnati, Ohio \$76,849.00 - (2023 Chevrolet 2500, 4x4, with a six (6) panel utility bed, Available now). The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-05-475

Mr. Mercer moved and Mr. Simmons seconded the motion to accept the attached quote from Sidney Electric Company, Sidney, Ohio as requested by the Miami County Sanitary Engineer and authorize the services required to install ninety (90) linear feet of new trench drains with the following specifications: removal of existing trench drain, prepare and install new trench drains, and finishing concrete work around new drains in the Miami County Sanitary Engineering Garage. Cost not to exceed \$41,660.00, which will be paid evenly from Funds 437, 436, and 434. Multiple quotes were sought: Sidney Electric Company, Sidney, Ohio - \$41,660.00; Bruns General Contracting, Inc., Tipp City, Ohio - \$47,044.00; Milcon Commercial Concrete, Inc., Troy, Ohio - \$55,508.00. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-05-476

Mr. Simmons moved and Mr. Mercer seconded the motion to authorize and sign the execution of a joint application (Petition), pursuant to Ohio Revised Code section 309.14, with Miami County Prosecuting Attorney Anthony E. Kendell to petition the Miami County Court of Common Pleas to appoint Mr. Brian D. Butcher (Ohio Supreme Court No. 0081986), Attorney at Law, 485 Metro Place, Suite 200, Dublin, Ohio 43017, to act as special prosecutor and represent the interests of Miami County Engineer Paul Huelskamp and the Miami County Engineer's Office *In The Matter of Travis Brown v. Miami County Engineer* (Ohio State Personnel Board of Review Case No. 2022-IDS-01-0012) to completion, with legal fees and other costs of such representation to be paid from the Miami County Engineer's Office budget. It is found to be necessary to obtain specialized legal services to represent Miami County Engineer Huelskamp and the Miami County Engineer's Office in said appeal. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-05-477

Mr. Mercer moved and Mr. Simmons seconded the motion to hereby recognize May 9 – May 20, 2023 as "Police Memorial Week" in Miami County and publicly salute the service of law enforcement officers in our community and in communities across the nation. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-05-478 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. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-05-479 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. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 23-05-480 through 23-05-481 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. Mercer, Yea; Mr. Westfall, Yea.

RESOLUTION NO. 23-05-482 Signatures Only:

Ohio Public Works Commission Disbursement Request No. 3 (Final) Form and Certification – Owens Road Bridge No. 01.67 Project

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. Mercer, Yea; Mr. Westfall, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 23-05-483 Executive Session – To Consider Employment/Compensation of a Public Employee in Accordance with O.R.C. 121.22(G)(1)

Mr. Simmons moved and Mr. Mercer seconded the motion to enter into Executive Session at 1:30 p.m. for the purpose of Certain Personnel Matters To Consider Employment/Compensation of a Public Employee in Accordance with O.R.C. 121.22(G)(1) in Accordance with O.R.C. 121.22(G)(1). The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Yea.

Mr. Simmons moved and Mr. Westfall seconded the motion to adjourn from Executive Session at 2:25 p.m. with no action taken. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 2:26 p.m. on this 2nd day of May 2023.

Respectfully submitted:  
Janelle S. Barga, Clerk

*The Commissioners will present at the Muster & Mingle Event at the Miami Valley Centre Mall, Piqua, OH in Support of Veterans and their Families, Today at 5:00 p.m.*

*The Commissioners will be attending the 2023 Police Memorial Service on Wednesday, May 3, 2023 on the Courthouse Plaza at 12:00 (Noon)*

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