

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, JULY 16, 2019
9:00 A. M.**

Saved as digital recording: CGS07-16-19

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

Appointments

9:00 a.m. General Business
9:15 a.m. Sales Tax Hearing #2
9:30 a.m. RFP Opening – Miami County Telephony

General Business

Welcome and Pledge of Allegiance

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 July 11, 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. 19-07-990

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. 19-07-991

Mr. Evans moved and Mr. Mercer seconded the motion to acknowledge receipt of the Auditor's Summary Revenue Report and Summary Expenditure Report (electronically) for the month of June 2019. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 19-07-992

Mr. Mercer moved and Mr. Evans seconded the motion to authorize Change Order No. 1 to the Owner Rehabilitation Project located at 234 N. Madison Street Troy, OH 45373, increasing the project amount by \$4,969, for a total cost now being \$56,539.00. Change Order No. 1 provides for the re-pitching of the roof, re-sheeting of the roof, placing of ice/water guard, felt and edging to the roof and removal of the chimney below the roof, which is required to meet building code. The additional \$4,969 is to be paid from the county HOME Grant Funds. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-07-993

Mr. Evans moved and Mr. Mercer seconded the motion to authorize and sign an amendment (attached) to the PY 2017 CDBG Community Development Allocation Program (Grant Agreement Number B-F-17-1BY-1) and direct the Department of Development to forward said amendment form to the Ohio Development Services Agency. The Board of Miami County Commissioners has completed two of the projects under budget with the third under contract, and said Amendment revises the Program Budget and moves a total of \$14,621 of the remaining funds not expended on the completed Bradford Public Library Parking Lot Expansion Project to the Demolition Program, in order to achieve an additional demolition and clearance outcomes. The Board of Miami County Commissioners is not required to hold a public hearing regarding this amendment, as activities and outcomes for the above mentioned projects are not being amended. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-07-994

Mr. Mercer moved and Mr. Evans seconded the motion to authorize cost sharing in an amount not to exceed \$12,000 to the City of Troy, for a *Troy Ohio Garage Conceptual Design and Preliminary Financial Analysis*, to be completed by Walker Consultants, Indianapolis, IN, with the cost to be paid from Fund 001-098. The total cost of the study shall not exceed \$24,000 (City of Troy to pay 50%). Walker Consultants will use a three-phased approach that identifies a conceptual design, provides a market and preliminary financial analysis (including five-year operating and capital proformas) and finally refining of recommendations as it relates to the feasibility of a downtown parking garage at the intersection of North Cherry Street and East Water Street to serve the parking needs of the area and to accommodate future growth. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea..

RESOLUTION NO. 19-07-995

Mr. Evans moved and Mr. Mercer seconded the motion to declare intent to sell unneeded, obsolete or unfit for use for which it was acquired personal property, motor vehicles, road machinery, equipment, tools and furnishings by Internet Auction in calendar year 2019. The Board, on May 17, 2018, entered into the GovDeals Online Auction Memo of Understanding which allows the County to post assets for sale and for potential buyers to bid on these assets via an online auction system. GovDeals will provide the following:

1. Access to a GovDeals online “Client Asset Server” (CAS), which will allow the County to load assets to the online auction system, maintain information about assets and view and run reports; and
2. GovDeals will provide training and support services to assist the County in implementing the GovDeals online auction system; and
3. Offers Help Desk support available via telephone or email during normal business hours, except announced holidays; and
4. Provides marketing of assets posted to the online auction site and promotes use of the site to potential buyers; and
5. As elected by the Board allows the Board to use the GovDeals Financial Settlement Services (FSS) to collect proceeds – the Board pays 0% in fees and the winning bidder pays a 12.50% buyers premium to GovDeals; and
6. Proceeds will be made to the Board via paper check for the amount of the auction proceeds less the buyers’ premium; and

The Board of Miami County Commissioners will post a notice of such internet auction(s) on a continuous basis through accessing the Miami County Website and selecting the GovDeals icon. Said assets for sale will be posted for 15 days including Saturdays, Sundays and legal holidays. The notice of such internet auction(s) will also be posted in the office of the County Auditor and office of the Board of Commissioners and the internet auction will be conducted in accordance with the terms and condition described in the document called “Online Sales – Terms & Conditions”. The Board reserves unto the Board or its representative the right, at a later date, to do any or all of the following: (a) to establish the minimum prices that may be accepted for any specific items of county personal property that is the subject of the internet auction; (b) to establish other or additional terms and conditions concerning any particular internet sale that may occur, including but not limited to terms and conditions concerning requirements for pickup and/or delivery of the property, method for payment and payment of sales tax in accordance with applicable laws; and/or (c) to reject any and all bids and/or to withdraw from sale any of the items listed. The information described in the paragraph above will be provided on the internet at the time of the auction itself and, in addition, may be provided before that time, upon request, after the terms and conditions have been determined by the Board or its representative. Further, the Clerk of the Board is hereby ordered to take the steps necessary to implement this resolution including making arrangements for publication in the newspaper of a summary of the information contained in this resolution and for posting the required notices in the offices of the County Auditor and Board of Commissioners, as well as the Miami County website. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-07-996

Mr. Mercer moved and Mr. Evans seconded the motion to hereby authorize the abolishment of the Clerk/Kennel Attendant position in the Miami County Animal Shelter and further authorize the layoff of the job incumbent pursuant to O.R.C. 124.321(D). The Miami County Animal Shelter desires to reorganize operations so that the duties currently performed by the part-time Clerk/Kennel Attendant position will become part of the duties of full-time Animal Control Officers, thereby providing for increased efficiencies, coverage and economic savings for the County. Upon abolishment of the Clerk/Kennel Attendant position, the Miami County Animal Shelter will comply with O.R.C. 124 in effectuating resulting layoffs that occur from the abolishment of the Clerk/Kennel Attendant position. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-07-997 Then and Now Certificates

Mr. Evans 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. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 19-07-998 through 19-07-1000 Transfers

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

RESOLUTION NO. 19-07-1001 Additional Appropriations

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

RESOLUTION NO. 19-07-1002 Fund to Fund Transfers

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

RESOLUTION NO. 19-07-1003 Signatures Only:

Application for Payment Nos. 1, 2 & 3- Harrison Avenue Reconstruction Project (Village of Bradford) – Department of Development

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. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 19-07-1004 Sales Tax Hearing #2

SALES TAX HEARING #2 HELD AND ADJOURNED

RESOLUTION NO. 19-07-1005

Mr. Mercer moved and Mr. Evans seconded the motion to, pursuant to Ohio Revised Code Section 5739.026(A)(3) and for the purpose of paying the expenses of administering such tax and to provide additional revenue to the county's general fund, hereby levy a sales tax at the rate of one-fourth of one percent on every retail sale in Miami County, Ohio except sales of watercraft and outboard motors required to be titled pursuant to Ohio Revised Code Chapter 1548 and sales of motor vehicles. Such sales tax shall be in addition to the tax levied by the State of Ohio pursuant to Ohio Revised Code Section 5739.02, and shall be for a period of five years commencing on October 1, 2019, which is the first day of a calendar quarter, and terminating on September 30, 2024. Two public hearings were held and conducted on July 11, 2019 and July 16, 2019. This Resolution, subject to a referendum as provided in Ohio Revised Code Section 305.31, shall become effective immediately upon its adoption by the Board. Further direct the Clerk of the Board to send by Certified United States Mail a certified copy of this Resolution to the Tax Commissioner of the State of Ohio, no later than the sixty-fifth (65th) day prior to the date upon which said taxes are to become effective. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 19-07-1006

Mr. Evans moved and Mr. Mercer seconded the motion to, pursuant to Ohio Revised Code Section 5741.023 and for the purpose of paying the expenses of administering such tax and to provide additional revenue to the county's general fund, hereby levy a sales tax at the rate of one-fourth of one percent on the storage, use or other consumption in Miami County of either of the following:

- (a) motor vehicles, watercraft and outboard motors required to be titled in the county pursuant to Ohio Revised Code Chapter 1548, acquired by a transaction subject to the tax imposed by Ohio Revised Code Section 5739.02;
- (b) in addition to that tax imposed by Ohio Revised Code Section 5741.02, tangible personal property and services subject to the tax levied by the State of Ohio as provided in Ohio Revised Code Section 5741.02 and tangible personal property and services purchased in another county within this state by a transaction subject to the tax imposed by Ohio Revised Code section 5739.02.

Such use tax shall be for a period of five years commencing on October 1, 2019, which is the first day of a calendar quarter, and terminating on September 30, 2024. Two public hearings were held and conducted on July 11, 2019 and July 16, 2019. This Resolution, subject to a referendum as provided in Ohio Revised Code Section 305.31, shall become effective on the same day as the resolution adopted by this Board on this day levying a county sales tax pursuant to Ohio Revised Code Section 5739.026(A)(3) and the tax provided for herein shall be and remain in effect until such sales tax is repealed or expires. Further direct the Clerk of the Board to send by Certified United States Mail a certified copy of this Resolution to the Tax Commissioner of the State of Ohio, no later than the sixty-fifth (65th) day prior to the date upon which said taxes are to become effective. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 19-07-1007 RFP Opening – Miami County Telephony
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 9:35 a.m. on this 16th day of July 2019.

Respectfully submitted:
Leigh M. Williams, Clerk

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