

**COMMISSIONERS' MEETING
MINUTES SUMMARY
TUESDAY, SEPTEMBER 7, 2021
9:00 A.M.**

Saved as digital recording: CGS09-07-2021

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

Appointments

9:00 a.m. General Session
9:10 a.m. Bid Opening – Ziegler Road Bridge No. 00.57 Replacement – Engineer's Dept.
9:15 a.m. Anthony Kendall – Prosecutor's Office
9:30 a.m. Executive Session – Personnel/Compensation

General Business

Welcome and Pledge of Allegiance

Mr. Westfall 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, Absent.

Mr. Westfall moved and Mr. Simmons seconded the motion to approve the minutes of the September 2, 2021 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1179

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

RESOLUTION NO. 21-09-1180

Mr. Westfall moved and Mr. Simmons seconded the motion to authorize County radios and accessory equipment (see attached list) to be disposed of by sale at the 2021 Miami County Amateur Radio Club Swap Meet and Hamfest on September 18, 2021 at 728 Harrison Street, Troy, Ohio, with proceeds going to the Emergency Management Fund 1108291, as requested by the Emergency Management Agency (EMA) Director, Joel Smith. Pursuant to O.R.C. 307.12(B) said items are no longer needed for public use, are obsolete, or are unfit for the use for which they were acquired, due to being fourteen to thirty-one years old and being replaced by new radio equipment purchased in January 2021. It is the opinion of the Board that the fair market value of each item listed is less than \$2,500. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1181

Mr. Westfall moved and Mr. Simmons seconded the motion to release the sum of \$129,863.50 (Sixth Release) from the Escrow Agreement with the 3-GEN-D, LLC for the construction of Emerson Crossing Subdivision, Section 1, as requested by the County Engineer. This release is a partial reduction of the referenced Escrow Agreement and does not constitute final acceptance of the constructed facilities or cancelation of the Escrow Agreement. Further authorize the Clerk of the Board to notify Greenville National Bank, 846 W. Main Street, Troy, Ohio 45373 to issue a warrant in the sum of \$129,863.50 to Balsbaugh Excavating, 5405 Phillipsburg Union Road, Englewood, Ohio 45322 for the constructed facilities. A balance of \$732,086.77 shall remain in said Escrow Agreement for completion of the guaranteed improvements. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1182

Mr. Westfall moved and Mr. Simmons seconded the motion to certify the attached (Attachment A) unpaid sewer rates and/or charges, together with penalties, to the Auditor of Miami County, Ohio, for placement on the property tax list and duplicate of Miami County, Ohio, for collection in the same manner as taxes, pursuant to Section 6117.02 O.R.C, as requested by the Sanitary Engineering Department. Further, the Clerk of the Board of Miami County Commissioners is directed to certify a true and correct copy of this Resolution to the Auditor of Miami County, Ohio, with the request that said official take appropriate action to effect the end of this enactment. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1183

Mr. Westfall moved and Mr. Simmons seconded the motion to authorize the signature card on file with First Financial Bank for Job and Family Services "Helping Hands Fund" (small checking account established with funds donated from a local church) be updated to reflect the new Director, Bonita S. VanGorden and Business Administrator, Holli M. Davidhizar. Teresa Brubaker and Jill Lyman, whose names are currently on the account, are former employees and no longer work for Miami County. Further authorize Bonita S. VanGorden and Holli M. Davidhizar to sign the updated First Financial Bank signature card for the Helping Hands Fund. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1184

Mr. Westfall moved and Mr. Simmons seconded the motion to accept the resignation of Marissa S. Clark, Child Welfare Caseworker II, for the Department of Job and Family Services, effective September 24, 2021. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1185

Mr. Westfall moved and Mr. Simmons seconded the motion to approve a petition submitted by the City of Piqua, Ohio, pursuant to R.C. 503.07, for a change in township boundaries of the approved annexation property described as being 0.455 acres, more or less, in Section 29, Township 6 North, Range 6 East, Washington Township, as described in the attached legal description. The petition is by a majority of the Commission of the City of Piqua, Miami County, Ohio (pursuant to Resolution. No. R-66-21 passed August 3, 2021) and is authenticated. Documentation received from the City of Piqua shows that all proceedings have followed Ohio Revised Code Chapter 503. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1186

Mr. Westfall moved and Mr. Simmons seconded the motion to approve a petition submitted by the City of Piqua, Ohio, pursuant to R.C. 503.07, for a change in township boundaries of the approved annexation property described as being 7.298 acres, more or less, in Section 7, Township 6 North, Range 6 East, Washington Township, as described in the attached legal description. The petition is by a majority of the Commission of the City of Piqua, Miami County, Ohio (pursuant to Resolution. No. R-67-21 passed August 3, 2021) and is authenticated. Documentation received from the City of Piqua shows that all proceedings have followed Ohio Revised Code Chapter 503. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1187

Mr. Westfall moved and Mr. Simmons seconded the motion to approve a petition submitted by the City of Piqua, Ohio, pursuant to R.C. 503.07, for a change in township boundaries of the approved annexation property described as being 0.663 acres, more or less, in Section 12, Township 8, Range 5, Washington Township, as described in the attached legal description. The petition is by a majority of the Commission of the City of Piqua, Miami County, Ohio (pursuant to Resolution. No. R-65-21 passed August 3, 2021) and is authenticated. Documentation received from the City of Piqua shows that all proceedings have followed Ohio Revised Code Chapter 503. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1188 Travel Training

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

RESOLUTION NO. 21-09-1189 Then and Now Certificates

Mr. Westfall moved and Mr. Simmons seconded the motion to approve the then and now certificates as submitted. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1190 through 21-09-1196 Transfers

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

RESOLUTION NO. 21-09-1197 Additional Appropriations

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

RESOLUTION NO. 21-09-1198 through 21-09-1200 Reduction of Appropriations

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

RESOLUTION NO. 21-09-1201 Reduction Certifications of Estimated Revenue and Reduction Appropriations.

Mr. Westfall moved and Mr. Simmons seconded the motion to approve the Reduction Certifications of Estimated Revenue and Reduction Appropriations as submitted. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

RESOLUTION NO. 21-09-1202 Fund to Fund Transfers

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

RESOLUTION NO. 21-09-1203 Signatures Only:

Form: Notification of Intent to Convert Sick Leave upon Retirement

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

RESOLUTION NO. 21-09-1204 BID OPENING – Ziegler Road Bridge No. 00.57 Replacement Project

BIDS OPENED AND AWARD DEFERRED

RESOLUTION NO. 21-09-1205 Executive Session – Personnel/Compensation

Mr. Westfall moved and Mr. Simmons seconded the motion to enter into Executive Session at 9:31 a.m. for the purpose of Personnel/Compensation. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Westfall, Yea; Mr. Mercer, Absent.

Mr. Westfall moved and Mr. Simmons seconded the motion to adjourn Executive Session at 9:44 a.m. The Board voted as follows upon roll call: Mr. Westfall, Yea; Mr. Simmons, Yea; Mr. Mercer, Absent.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 9:44 a.m. on this 7th day of September, 2021.

Respectfully submitted:
Janelle S. Barga, Clerk

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