

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
THURSDAY, AUGUST 6, 2020  
1:30 P. M.**

**Saved as digital recording: CGS08-06-2020**

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

Appointments

10:00 a.m. Morgan Howard – Animal Shelter  
10:15 a.m. Teresa Brubaker – Job and Family Services  
10:35 a.m. Chris Johnson – Facilities and Operations  
1:30 p.m. General Session  
1:35 p.m. Bid Opening – Village of Casstown Various Streets Reconstruction Project –  
Department of Development  
1:40 p.m. Joel Smith – Emergency Management Agency

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

Mr. Mercer moved and Mr. Evans seconded the motion to approve the minutes of the August 4, 2020 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Evans, Yea; Mr. Simmons, Absent.

**RESOLUTION NO. 20-08-886**

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

**RESOLUTION NO. 20-08-887**

Mr. Mercer moved and Mr. Simmons seconded the motion to acknowledge receipt of the Auditor's Summary Revenue Report and Summary Expenditure Report (electronically) for the month of July 2020. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-08-888

Mr. Simmons moved and Mr. Mercer seconded the motion to release the sum of \$133,831.00 (Fifth Release) from the Escrow Agreement with the North Branch Land Company, LLC for the construction of North Branch Pass Subdivision, Phase 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 Monroe Federal Savings & Loan Association, 24 E. Main Street, P.O. Box 119, Tipp City, Ohio 45371 to issue a warrant in the sum of \$133,831.00 to Balsbaugh Excavating, 5405 Phillipsburg Union Road, Englewood, Ohio 45322 for the constructed facilities. A balance of \$414,766.00 shall remain in said Escrow Agreement for completion of the guaranteed improvements. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 20-08-889

Mr. Mercer moved and Mr. Simmons seconded the motion to set the date of August 27, 2020 at 1:45 p.m. in the Commissioners' Hearing Room, Miami County Safety Building, to hear testimony for the proposed road name change to officially change Mulberry Grove-Rakestraw Road No. 32 to Rakestraw Road No. 32. The Miami County Engineer's Office received a request from a homeowner on Mulberry Grove-Rakestraw Road to change (shorten) the road name to Rakestraw Road, as the long road name does not fit on the allotted space on most company address forms or in the Ohio BMV system and therefore will not print on Ohio IDs or driver's licenses. In accordance with Section 5541.04, Ohio Revised Code, notice of a public hearing must be given to affected property owners along Mulberry Grove-Rakestraw Road No. 32, beginning at its intersection with Farrington Road No. 31 and extending north 6.568 miles to its intersection with Miami-Shelby Road West No. 7. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 20-08-890

Mr. Simmons moved and Mr. Mercer seconded the motion to amend Resolution No. 20-07-844 dated July 30, 2020 and authorize Municipal Court to purchase three (3) Polycom Group 500 Real Presence Video Conferencing Kits each with JAVS Auxiliary Audio input and a Year of Service coverage from Justice AV Solutions of Louisville, KY, under State Contract No. 800388, total cost not to exceed \$28,469.20, and authorize the cost to be paid equally from Fund 164 and Fund 1127 – not just from Fund 164 as previously approved. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-08-891

Mr. Mercer moved and Mr. Simmons seconded the motion to adopt the attached, revised position description entitled "Haz Mat Coordinator" under the Emergency Management Agency. Further authorize and sign the attached Employee Requisition to fill the part-time position Haz Mat Coordinator, at a pay rate of \$13.00-\$26.06 per hour, DOQ. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 20-08-892

Mr. Simmons moved and Mr. Mercer seconded the motion to adopt the attached, revised position description entitled "LEPC Information Coordinator" under the Emergency Management Agency. Further authorize and sign the attached Employee Requisition to fill the part-time position LEPC Information Coordinator, at a pay rate of \$13.00-\$26.06 per hour, DOQ. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 20-08-893

Mr. Mercer moved and Mr. Simmons seconded the motion to accept the attached quote from Brian Bros. Painting & Restoration, LLC of Piqua, Ohio and authorize said company to prepare and paint the Miami County Transfer Station ceiling, total cost not to exceed \$49,920.00, to be paid from Fund 437. The scope of work is as follows: Remove current ceiling insulation, clean, prepare and paint the interior ceiling structure of the Miami County Transfer Station, including labor, power washing, materials, paint and supplies, work to be completed during low traffic times upon approval of Transfer Station staff. Multiple quotes were sought: Skinner Painting & Restoration, Piqua, Ohio- \$53,740.00; S&G Painting, Tipp City, Ohio – No Quote. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-08-894

Mr. Simmons moved and Mr. Mercer seconded the motion to hereby authorize the use of the county's "employee dishonesty and faithful performance of duty policy" instead of individual surety bonds for officers, employees, appointees who are otherwise required by law to give bond before entering upon the discharge of duties. In accordance with Ohio Revised Code §3.061, the Board of Commissioners must adopt a policy by resolution to allow use of an employee dishonesty and faithful performance of duty coverage document rather than a surety bond to cover loss by fraudulent or dishonest actions of employees and failure of employees to faithfully perform duties; the following shall apply to the policy:

1. An officer, employee, or appointee shall be considered qualified to hold the office or employment, without giving bond, on the date the oath of office is taken, certified, and filed as required by law.
2. Officer, employee, or appointee shall be entitled to enter upon the duties of the office or employment when the policy is in effect.
3. All officers, employees, or appointees who would otherwise be required to file a bond before commencing the discharge of duties shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.
4. The coverage amount for an officer, employee, or appointee under an employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law.
5. Elected officials, prior to taking the oath of office and holding office, shall obtain approval of the intent to use the county's CORSA coverage agreement and affirm that the county's coverage complies with ORC §3.061. Said approval shall be obtained by the Board of Commissioners of Miami County.

Miami County's "employee dishonesty and faithful performance of duty policy" through the CORSA coverage document complies with ORC §3.061. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 20-08-895

Mr. Mercer moved and Mr. Simmons seconded the motion to enter upon this journal this date an Expedited II annexation petition filed with this Board on August 4, 2020, on behalf of Liberty Lot Sales, LLC, Agent being Frank Harlow, 701 N. Market Street, Troy, Ohio 45373, asking for the annexation of a portion of Staunton Township (83.356 acres +/-) to the City of Troy, Ohio being more particularly described in "Exhibit A" of the petition, pursuant to Section 709.023 O.R.C. Further direct the Clerk of the Board to notify the Agent for the Petitioner of such entry so that he may give notice as required by Section 709.023 O.R.C. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans, Yea; Mr. Mercer, Yea.

RESOLUTION NO. 20-08-896 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. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-08-897 through 20-08-902 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. Mercer, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 20-08-903 Initial Budget Request

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

RESOLUTION NO. 20-08-904 Signatures Only:

Agreements and Assurances for Grants and Funding Management Systems (GFMS)  
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. Evans, Yea; Mr. Mercer, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 20-08-905 BID OPENING – Village of Casstown Various Streets  
Reconstruction Project

**BIDS OPENED AND AWARD DEFERRED**

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 2:15 p.m. on this 6<sup>th</sup> day of August 2020.

Respectfully submitted:  
Leigh M. Williams, Clerk

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