

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
THURSDAY, AUGUST 19, 2021  
1:30 P.M.**

**Saved as digital recording:CGS08-19-2021**

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

Appointments

9:00 a.m. Rich Osgood, Rob England and Dan Suerdieck – Department of Development  
9:20 a.m. Matt Gearhardt and Adam Emswiler – Auditor/IT Department  
9:30 a.m. Alisha Barton & Amanda Bennett – OSU  
1:30 p.m. General Session  
1:35 p.m. Zoning Hearings (4) – Department of Development

General Business

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

Mr. Mercer moved and Mr. Simmons seconded the motion to approve the minutes of the August 17, 2021 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Absent.

**RESOLUTION NO. 21-08-1091**

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. Simmons, Yea; Mr. Westfall, Absent.

**RESOLUTION NO. 21-08-1092**

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign the following attached Employment Verification(s):

EMPLOYEE NAME	POSITION	DEPARTMENT	START DATE	PAY RATE
Paula Baker	PT Kennel Cleaner	Animal Shelter	08-23-2021	\$14.00 per hour

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

RESOLUTION NO. 21-08-1093

Mr. Mercer moved and Mr. Simmons seconded the motion to accept the Dedication of 4,707 linear feet of four inch (4") sanitary sewer force main and 129 linear feet of eight inch (8") sanitary sewer gravity main from the existing sanitary sewer main at the intersection of State Route 40 and State Route 201, south along the east public right of way of State Route 201, to the property line of 9325 State Route 201, Tipp City, Ohio 45371. Further authorize and sign the attached *Sewer Line Dedication and Intervening Users Agreement* with Haman-Wingert Legacy, LLC, for a term of ten (10) years, for protection and reimbursement to Haman-Wingert Legacy, LLC from intervening property owners who connect to and use the portion of the sewer line identified in the agreement. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1094

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign Addendum No.1 to the Lease Agreement between the Board of Miami County Commissioners and the Miami County Board of Health, dba Miami County Public Health, for an additional 646 square feet of space (12,646 total square foot) and five (5) additional parking spaces at the Hobart Center for County Government at the rate of \$7.00 per square foot for the 2021 lease year (pro-rating for the months of August and September, 2021) and \$7.50 per square foot for the 2022 lease year. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1095

Mr. Mercer moved and Mr. Simmons seconded the motion to accept the quote (attached) from Donnellon- McCarthy, Inc., Stamford, CT, under State Contract No. 9000936 (Toshiba Contract #RS902418) and authorize the lease of five (5) Toshiba multi-function copiers (one with color option), Xmedius Fax handling software and PaperCut, a document management software, as requested by the Miami County Job and Family Services Director, for the period of sixty (60) months. The monthly payment is \$2,060.02, which includes toner and maintenance costs, (Copiers \$1,546.46; XMedius Fax Solutions \$361.24; PaperCut Solution \$152.32) total annual cost not to exceed, \$24,720.24, to be paid from Funds 103 and 106. Data Board approved said purchase on July 28, 2021. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1096

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign the attached Waste Management Services Contract with Dempsey Waste Systems, II, Inc., Republic Services ("Contractor"), Dayton, OH and authorize their waste management services at the Department of Job and Family Services (placement of two containers on the property – one for trash removal and one for cardboard recycling). The monthly cost will be \$135.13 (\$51.50/mo. for the trash container and \$43.50/mo. for the recycling container plus \$40.13 for Administrative Fees), cost to be paid from Fund 106. The duration of the contract is July 1, 2021 through June 30, 2022. This is a one-year contract with option for two additional one-year contracts, based upon satisfactory performance. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1097

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign an Agreement (attached) with OnSolve., LLC fka One Call Now, Ormond Beach, FL, on behalf of Municipal Court, for telephone message delivery to defendants and court employees, referencing dates of appearance and/or closure of the Court (25,000 pre-paid calls package). The cost of the Agreement shall not exceed \$3,000.00, which will be paid from Fund 164, and will cover the months of January 26, 2021 through January 25, 2022. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1098

Mr. Mercer moved and Mr. Simmons seconded the motion to authorize and sign the attached, Third Amendment to the Contract for Inmate Phone Service at the Miami County Jail and Miami County Incarceration Facility, as requested by Sheriff Duchak, which:

1. Extends the term of the Contract for 36 months, with a modified end date of September 27, 2024;
2. Transitions to JP6 model tablet platform;
3. Removes the current SVC terminals and deploys, (a) six (6) single handset XL POE terminals; (b) five (5) single handset XL POE roll around terminals; and (c) four (4) dual handset XL POE tabletop terminals for visitors; and
4. Adds Law Library ConnectUs Application

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

RESOLUTION NO. 21-08-1099 Travel Training

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

RESOLUTION NO. 21-08-1100 through 21-08-1106 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. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1107 Additional Appropriations

Mr. Mercer moved and Mr. Simmons 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. Westfall, Absent.

RESOLUTION NO. 21-08-1108 Zoning Hearing – Nicholas Wackler, Newton Township

Mr. Mercer moved and Mr. Westfall seconded the motion to approve Zoning Amendment #1836-06-21, filed by Nicholas Wackler, 3600 State Route 48, Covington, Ohio 45318, requesting permission to rezone 1.79 acres from I-1, Light Industrial to A-2, General Agriculture and approximately 4.5 acres from A-2, General Agriculture to A-1, Domestic Agriculture. For the following tracts of land: being a total of 16.69 acres located at 3600 State Route 48, Covington, Ohio, Section 5, Town 7, Range 5 of Newton Township. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1109 Zoning Hearing – Robert Williams, Washington Township  
Mr. Mercer moved and Mr. Simmons seconded the motion to approve Zoning Amendment #1838-06-21, filed by Robert Williams, 4805 US Route 36, Piqua, Ohio 45356, requesting permission to rezone 0.91 acre tract from I-1, Light Industrial to R-1AAA, Single Family Residential. For the following tract of land: being a 0.91 acre tract located at 4805 US Route 36, Piqua, Ohio, Section 23, Town 8, Range 5 of Washington Township. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1110 Zoning Hearing – Danielle Allen, Monroe Township  
Mr. Mercer moved and Mr. Simmons seconded the motion to approve Zoning Amendment #1839-06-21, filed by Danielle Allen, 864 W. State Route 571, Tipp City, Ohio 45371, requesting permission to rezone 1.35 acres from A-2, General Agriculture to R-1AAA, Single Family Residential and 5.129 acres from A-1, Domestic Agriculture to A-2, General Agriculture. For the following tracts of land: being a total of 16.04 acres located at 864 State Route 571, Tipp City, Ohio, Section 21, Town 4, Range 6 of Monroe Township. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Mercer, Yea; Mr. Westfall, Absent.

RESOLUTION NO. 21-08-1111 Zoning Hearing – Jean Covault, Springcreek Township  
Mr. Mercer moved and Mr. Simmons seconded the motion to approve Zoning Amendment #1840-06-21, filed by Jean Covault, 2640 Miami Shelby Road, Piqua, Ohio 45356, requesting permission to rezone 1.4 acres from A-2, General Agriculture to R-1AAA, Single Family Residential. For the following tract of land: being a 64.75 acre tract located at 2640 Miami Shelby Road, Piqua, Ohio, Section 3, Town 1, Range 12 of Springcreek Township. The Board voted as follows upon roll call: Mr. Mercer, Yea; Mr. Simmons, Yea; Mr. Westfall, Absent.

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 1:57 p.m. on this 19th day of August, 2021.

Respectfully submitted:  
Janelle S. Barga, Clerk

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