

**COMMISSIONERS' MEETING  
MINUTES SUMMARY  
TUESDAY, OCTOBER 10, 2017  
9:00 A.M.**

**Saved as digital recording: CGS17-10-10**

John F. Evans, President Present  
John W. O'Brien, Vice President, Present  
Gregory A. Simmons, Member, Present

Appointments

9:00 a.m.      General Business

9:05 a.m.      Sherrill Morgan

General Business

Mr. Simmons moved and Mr. O'Brien seconded the motion to approve the agenda as presented, with the addition of the following:

1:30 p.m. Gallamar Ditch Project View (offsite)

The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

Mr. O'Brien moved and Mr. Simmons seconded the motion to approve the minutes of the October 5, 2017 meeting and dispense with the oral reading. The Board voted as follows upon roll call: Mr. O'Brien Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 17-10-1337

Mr. Simmons moved and Mr. O'Brien 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. O'Brien, Yea.

RESOLUTION NO. 17-10-1338

Mr. O'Brien moved and Mr. Simmons seconded the motion to authorize and sign the attached *5 Year Cylinder Lease Agreement* with Weiler Welding Company, Inc. of Dayton, Ohio, as requested by the County Engineer, for industrial gas cylinders, at a cost not to exceed \$4,620.00 for the 5-year period, which will be paid from Fund 102. The Lease Agreement will become effective this date and will continue for a term of five years. The County Engineer currently rents industrial gas cylinders from Weiler Welding Company, Inc. on a month-to-month basis, such cylinders being used for the storage of various industrial gases for use by the highway garage personnel for the cutting of and welding of metals associated with the operations of the Miami County Highway Garage. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-10-1339

Mr. Simmons moved and Mr. O'Brien seconded the motion to authorize and sign the Employment Verification for Ann M. Hundley, Eligibility Referral Specialist 1 for the Department of Job and Family Services. Ms. Hundley's first day will be October 23, 2017 at a pay rate of \$14.20 per hour. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans, Yea.

RESOLUTION NO. 17-10-1340

Mr. O'Brien moved and Mr. Simmons seconded the motion to authorize and sign the Employment Verification for Elizabeth Eilerman, Eligibility Referral Specialist 1 for the Department of Job and Family Services. Ms. Eilerman's first day will be October 16, 2017 at a pay rate of \$14.20 per hour. The Board voted as follows upon roll call: Mr. Simmons, Yea; Mr. Evans Yea; Mr. O'Brien, Yea.

RESOLUTION NO. 17-10-1341

Mr. Simmons moved and Mr. O'Brien seconded the motion to accept the attached quote from Mechanical Systems of Dayton (MSD) and authorize said company to replace two (2) boilers at the Department of Job and Family Services (main/original building). The boilers are the original units that were installed in 1986. Several cracks were found in each boiler unit when preventative maintenance was being completed. Due to the age of the units, Facilities and Safety Director, Chris Johnson, has recommended replacement. The cost shall not exceed \$27,450.00 and will be paid from Fund 309-002, Project C0029-JAFS Building Upgrades. The full cost of the project will be internally billed to Fund 106. Multiple quotes were received: Rieck Services, Dayton, Ohio - \$29,260.00; Waibel Energy Systems, Vandalia, Ohio - \$62,575.00. The Board voted as follows upon roll call: Mr. Evans, Yea; Mr. O'Brien, Yea; Mr. Simmons, Yea.

RESOLUTION NO. 17-10-1342

Mr. O'Brien moved and Mr. Simmons seconded the motion to approve the annexation petition filed on behalf of Barbara Ernst Wilson, Owner, Agent being Deborah Swan, 719A Drury Lane, Troy, Ohio 45373, asking for the annexation of a portion of Concord Township (33.3712 acres +/-) to the City of Troy, Ohio. The Board of Miami County Commissioners finds based upon substantial, reliable and probative evidence on the whole record that each of the following statutory requirements and conditions for an expedited II annexation under Ohio Revised Code Section 709.023 have been met:

1. That the petition for annexation meets all the requirements set forth in, and has been filed in the manner provided by Ohio Revised Code 709.021; and
2. That the persons who signed the petition for annexation are owners of property located in the territory proposed to be annexed, and they constitute all owners in such territory; and
3. That the territory proposed to be annexed does not exceed 500 acres; and
4. That the territory proposed to be annexed shares a contiguous boundary with the City of Troy, Ohio, the municipality to which it is being annexed, for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed; and
5. That the annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed to be annexed; and
6. That the City of Troy, Ohio, the municipality to which the territory is sought to be annexed, passed an ordinance in which it agrees to provide the territory proposed to be annexed certain municipal services (City's Resolutions passed September 18, 2017: R-41-2017 Statement of Municipal Services; R-42-2017 Buffer Requirements; and R-43-2017 Consent to Annexation); and
7. That a street or highway will not be divided or segmented by the boundary line between the municipality and township as to create a road maintenance problem.

The Miami County Engineer's Office/Map Department has submitted to the Board of Commissioners a letter dated September 14, 2017 stating that the map and legal description of the territory proposed for annexation meet their requirements, that the territory shares a contiguous boundary with the current corporation line for 30% of the perimeter and it does not create any unincorporated islands. Concord Township has failed to submit an ordinance or resolution within 25 days of the petition filing, consenting or objecting to said annexation, which under ORC 709.023 constitutes as consent to the proposed annexation. Further sign the mylar this date. The Board voted as follows upon roll call: Mr. O'Brien, Yea; Mr. Simmons, Yea; Mr. Evans Yea.

RESOLUTION NO. 17-10-1343 Then and Now Certificates

Mr. Simmons moved and Mr. O'Brien 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. O'Brien, Yea.

RESOLUTION NO. 17-10-1344 Additional Appropriations

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

RESOLUTION NO. 17-10-1345 through 17-140-1350 Transfers

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

RESOLUTION NO. 17-10-1357 A Ditch Viewing – GALLAMAR DITCH PROJECT – SINGLE COUNTY DITCH PETITION) Commissioners

**DITCH VIEW HELD**

**Adjourned @ 2:15 p.m.**

There being no further business to be transacted, the Board of Miami County Commissioners adjourned from the General Session at 10:15 a.m. on this 10<sup>th</sup> day of October 2017.

Respectfully submitted:

Leigh M. Williams, Clerk/Commissioners' Administrator

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