

The Board of Clark County Commissioners met in regular session pursuant to adjournment in accordance with Section 121.22 O.R.C. (Sunshine Law) at the Commission Office, 50 East Columbia Street, Springfield, Ohio.

The following members and guests were present: Commissioner Richard L. Lohnes; Commissioner David Herier; Nathan Kennedy, County Administrator; Megan Lokai, Clerk; Bonnie McHenry, New Carlisle News; Tiffany Latta, Springfield News Sun; Dale Henry; David Sanford; Allan Neimayer, Clark County Community Development Department; Rodney Bagford.

Commissioner Lohnes called the meeting to order and introductions were made.

Agenda Review:

Commissioner Herier had no questions.

Commissioner Lohnes had no questions. He noted on Resolution 2016-0058 eight of the then and nows were Commission Departments. Mr. Kennedy explained the then and nows for Sunbelt Rentals were due to the Juvenile Court flood. There were emergency reasons for the others.

Commissioner Lohnes reviewed some items for the agenda next week. The Juvenile Court project was planned to be awarded; the budget was planned for next week and the rezoning case discussion will be held in the Informal Session. He asked the status of the drawings with the Courthouse and A.B. Graham Building Renovations. Mr. Kennedy said they were still working on them. They just completed the roof testing. Commissioner Lohnes asked what the status was on the Mad River Township contract. Ms. Lokai said she was waiting on the legal description for the ditch from the Engineer's Office. Mr. Kennedy stated he had been working on the economic development matrix but hasn't had much luck. The Board discussed possibilities. It could be a series of questions that would be evaluated. The Board needed to decide if they wanted indirect or direct returns on investment and how to hold them to it. Commissioner Lohnes added he was waiting on an agreement for the armory purchase. Discussion ensued.

Commissioner Lohnes had a chat with the Commander of the Ohio State Highway Patrol regarding Mr. Sanford's concern. He talked to them about combined 9-1-1 dispatch too.

Mr. Sanford felt he was being harassed by the Humane Society for the care he gives his dogs. Discussion ensued. Mr. Kennedy would look into it.

The Board recessed until 10:00.

Call to Order, Commission President Lohnes

Resolution 2016-0053

Following pledge and invocation, Commissioner Herier moved to approve the minutes of the last meeting and dispense with reading of the same. Commissioner Lohnes seconded the motion. The roll being called for passage resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

The motion carried.

Commissioner Herier moved to approve the agenda in its entirety with the exception of Resolutions 2016-0061 and 0062 which were the two public hearings. Commissioner Lohnes seconded the motion. The roll being called for passage resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

The motion carried.

The Board held the two public hearings for Rezoning Cases Z-2015-12 and Z-2015-13.

**Authorize Contract Amendment #1 with
Marriage Resource Center of Miami Valley**

Commissioner Herier moved, per the request of the Department of Job and Family Services Director, to authorize contract amendment #1 with:

Organization Name: Marriage Resource Center of Miami Valley
Organization Address: 616 North Limestone Street, Suite 3, Springfield, Ohio 45503
Amendment Amount: \$0
New Contract Amount: \$155,088.00
Funding Source(s): TANF
Purpose of amendment: To change the scope of the project and update the contract budget.
Amendment Effective Date: January 1, 2016
Contract Effective Dates: July 1, 2015 to June 30, 2017

Further move to authorize the County Administrator to execute the contract amendment and related documents.

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

**Resolution 2016-0055
SWDG file****Authorize Grant Submission
For Ohio EPA Community Development Grant**

Commissioner Herier moved, per the request of the Solid Waste Director, to authorize grant submission of the following:

Grant: Community Development Grant
Grantor: Ohio EPA
Funding Amount: \$3,000.00
Purpose: To provide funds for buying recycling containers to be used at event venues of the National Trail Parks & Recreation District. The grant requires a 50% match of \$1,500, to be provided by the Solid Waste District.
Grant Effective Dates: July 1, 2016 to June 30, 2017

Further move to authorize the County Administrator to execute the grant submission and related documents.

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

**Resolution 2016-0056
COMP file****Approve Payment to
Clark County Sheriff's Office & Clark County Prosecutor's Office**

Commissioner Herier moved, per request of the County Administrator, to approve the following payment:

Payment to: Clark County Sheriff's Office

Address: 120 North Fountain Ave. Springfield, Ohio 45502
Description: Proceeds from sale of forfeited Mercury Marauder case 11-CR-212B
Amount: \$2,474.37

Payment to: Clark County Prosecutor's Office
Address: 50 E. Columbia St. Springfield, Ohio 45502
Description: Proceeds from sale of forfeited Mercury Marauder case 11-CR-212B
Amount: \$2,474.38

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

Resolution 2016-0057
INVS file

Authorize Disposal of Obsolete Equipment

Commissioner Herier moved, per the request of the Sheriff's Office, to dispose of the following through on-line auction for 15 calendar days in accordance with Resolution 2015-0030 §307.12(E) of the Ohio Revised Code:

2004 Ford F-150 Crew
 VIN# 1FTPW14554KD09949

Further the Board finds this property no longer needed for county use.

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

Resolution 2016-0058
FINT file

Approve Issuance of Warrants for Then and Now(s)

Commissioner Herier moved, to approve the issuance of warrants for then and now(s) are as follows:

P.O. Number	Fund	Vendor	Date Purchase	Amount
150003039	General (Juvenile)	Vocalink	11/13/2015	\$106.50
Reason: Thought there was a reserve in place before there was an invoice but this slipped through.				
160004256	General (B&G)	Sunbelt Rentals	12/30/2015	\$1,549.00
Reason: Emergency purchase due to flooding at Juvenile Center. No blankets were in place due to year end processes.				
160004081	General (B&G)	Bryce Hill	12/31/2015	\$63.81
Reason: Emergency purchase to repair hazardous hole in sidewalk outside of Municipal Court. No blankets were in place due to year end processes.				
160004353	General (B&G)	Comm Mercy Occup Health	10/14/2015	\$40.00
Reason: The amount to pay this invoice was originally reserved on Blanket PO 150000603 dated 7/14/15, but the invoice was not received until after all blankets were cancelled for year end.				
160003989	MV> (Engineer)	Cox Ohio Advertising	12/17/2015	\$263.25
Reason: Did not receive notification of ad.				

160003989	MV> (Engineer)	Cox Ohio Advertising	12/17/2015	\$301.50
Reason: Did not receive notification of ad.				
160004388	General (Comm Pleas)	Thomson Reuters	1/1/2016	\$214.99
Reason: Invoice received prior to P.O.				
160003986	General (Comm Dev)	Holmes	12/29/2015	\$252.07
Reason: Project-specific PO not requested before cutoff.				
160003983	General (Comm Dev)	Holmes	12/29/2015	\$252.07
Reason: Project-specific PO not requested before cutoff.				
160003983	General (Comm Dev)	Office Depot	12/11/2015	\$265.67
Reason: Project-specific PO not requested before cutoff.				
160003984	General (Comm Dev)	Office Depot	12/11/2015	\$38.94
Reason: Project-specific PO not requested before cutoff.				
160003986	General (Comm Dev)	Office Depot	12/11/2015	\$77.98
Reason: Project-specific PO not requested before cutoff.				
160004226	Solid Waste	CC Combined Health Dist	12/11/2015	\$31,250.00
Reason: Contract wasn't signed until after the 2015 reserve deadline.				
160004426	General (Sheriff)	ILEETA	1/12/2016	\$367.00
Reason: Received invoice after the class was scheduled and a reserve had not been completed and approved.				
160004380	General (Sheriff)	Walt's Auto, Inc	12/9/2015	\$360.00
Reason: Part was purchased in December 2015, but the invoice was not received until after the PO cut-off.				
160004151	DJFS-Admin	CMG-Ohio Subscribers	12/7/2015	\$267.22
Reason: End of the year and thought there was a reserve in place, but there wasn't.				
160004250	WCCCF	Bellefontaine Examiner	12/4/2015	\$81.88
Reason: We advertised for a position at the end of the year, and were planning to take the payment off of a blanket. However, we did not receive the invoice until after all blankets for 2015 had been closed out.				
160004380	General (Sheriff)	ClaimFox	1/11/2016	\$69.25
Reason: Services & invoice were incurred prior to the super blanket PO was approved. PO was submitted but not approved until January 13, 2016 due to beginning of year delay on purchase order requisitions.				

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

Resolution 2016-0059
FINS file

Approve Supplemental Temporary Appropriation(s)

Commissioner Herier moved, upon the recommendation of the County Administrator, to authorize the following supplemental temporary appropriation(s) from unappropriated funds:

Fund:	Department:	Account:	Amount:
CDBG Fund	Comm Dev	Operating Expenses	\$718.00

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

**Resolution 2016-0060
TRAV file**

Approve Travel/Expense Allowance

Commissioner Herier moved, per request of the following Department Director(s) or Elected Official(s) to approve the following travel allowances.

Dept.	Name	Purpose	Place	Date	Cost
BOE	J. Baker	Deputy Director Trng.	Columbus, OH	1/20/16	\$ 60.00
CCDJFS	L. Peters, G. Martycz	Annual Chamber Expo	Springfield, OH	2/18/16	\$150.00
Personnel	L. Thomas, H. McHenry N. Baker, R. Lookabaugh	OHPELRA Conf.	Wilmington, OH	2/8-9/16	\$989.00

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

**Resolution 2016-0061
ZBTH file**

**10:00 a.m. Public Hearing for Rezoning Case Z-2015-12
Filed by James H. Preston in Bethel Township**

This is the date and time set by the Board of County Commissioners, Clark County, Ohio, to hold a public hearing on the proposed rezoning case Z-2015-12 being 1.33 acres located at 1425 Styer Drive, New Carlisle (PID 010-05-00031-214-008) to rezone from current O-1 (Office Business District) to PD-M (Planned District Multiple Use).

Public Hearing opened by the Commission President at 10:04 a.m.

Staff Report: Allan Neimayer stated this parcel was going from Office use to Planned District. It was a modification of the district. The property was already developed but needed the proper zoning. The east side of the property was used as residential. Commissioner Lohnes clarified the activity on the property was not in accordance with the current zoning. Mr. Neimayer confirmed. Commissioner Lohnes asked about screening. Mr. Neimayer said the bushes were part of the zoning requirement. Rural Zoning Commission approved the request with that contingency.

Audience Comments: Rodney Bagford, 527 Weinland Drive, New Carlisle, noted issues were brought up at the Rural Zoning Commission meeting. Water main breaks happen frequently. Reiner Park was across from it. There were many people that used the parking lot. There were a lot of children that cross the road. It was a big soccer area. The area was a single family dwelling development. He noted the foreclosures in the area. The area had vacant houses and others for sale. He didn't see the need for an apartment building. It has been used improperly for some time.

Commissioner Lohnes said if the zoning wasn't changed to match what was going on what was the result. Mr. Neimayer said there would be a code enforcement back to the owner that the uses would have to stop. Residential use was going on. The applicant has not added yet and there were three additional apartments proposed. There was residential already going on.

Commissioner Herier asked which building was used as residential.

Mr. Neimayer said both buildings have been in the past but the other one with the beauty salon had living quarters in the back of the building.

Commissioner Lohnes said parking wouldn't be an issue. He noted Mr. Bagford's concern about the impact of two to three more customers using the utilities. Mr. Bagford added the minor traffic issues. He further stated the applicant has proceeded to renovate the other properties by putting in rear doors, etc. There were no new tenants at this point. Mr. Bagford noted he did not see the applicant in attendance.

Commissioner Herier asked Mr. Allan if the way it was currently zoned other offices could use the space. Mr. Neimayer said potentially three offices could locate there.

Mr. Neimayer addressed the renovation issue and noted there should not be any building going on as no building permits have been issued to his knowledge.

The Public Hearing was closed by the Commission President at 10:13 a.m.

Commissioner Herier moved to approve rezoning case Z-2015-12 as presented.

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

Resolution 2016-0062
ZMRV file

10:00 a.m. Public Hearing for Rezoning Case Z-2015-13
Filed by Kent and Joyce Swayne in Mad River Township

This is the date and time set by the Board of County Commissioners, Clark County, Ohio, to hold a public hearing on the proposed rezoning case Z-2015-13 being 6.0 acres located at 4992 Broadway Road, Springfield (part of PID 180-06-00025-000-083) to rezone from current A-1 (Agricultural District) to AR-5 (Agricultural/Residential District).

Public Hearing opened by the Commission President at 10:14 a.m.

Staff Report: Mr. Neimayer stated the purpose was to rezone the property because the potential buyer was looking for a six acre parcel. Under Agriculture zoning it can only be 4.99 acres. This allowed for the split. The remaining property will stay A-1 zoning.

Audience Comments: None.

The Public Hearing was closed by the Commission President at 10:15 a.m.

Commissioner Herier moved to approve rezoning case Z-2015-13 as presented.

Commissioner Lohnes seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

Resolution 2016-0063

Commissioner Herier moved to adjourn. Commissioner Lohnes seconded the motion. The roll being called for passage resulted as follows:

Commissioner Herier, Yes; Commissioner Lohnes, Yes

The motion carried.

BOARD OF CLARK COUNTY COMMISSIONERS

By: _____
Richard L. Lohnes, President

By: _____
ABSENT
John Detrick

I certify that the record is true and accurate:

Commission Clerk

By: _____
David Herier