

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 John Detrick; Commissioner David Herier; Nathan Kennedy, County Administrator; Megan Lokai, Clerk; John Federer, County Auditor; Tiffany Latta, Springfield News Sun; Bonnie McHenry, New Carlisle News; Angela Boblitt, Choosing Hope Adoptions; Diana Timmons; Greg Rice; Josh Storts; Kirk Heldreth; Lowell McGlothlin, New Carlisle Council; Joyce Agle; Katherine Baldrige; Laura Kaffenbarger; Wayne Kaffenbarger.

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

Audience Comments:

Greg Rice spoke about the County funding Planned Parenthood. Women's health needs can be provided for through other means. Planned Parenthood should not be receiving the money.

He asked each Commissioner individually if he would vote to defund Planned Parenthood.

Commissioner Herier said no.

Mr. Rice asked Commissioner Detrick if he would vote to defund Planned Parenthood.

Commissioner Detrick presented a list of contracts and amounts. See attached. He said Clark County did not sit in rooms and decide how money was spent. The County had millions of dollars to spend at the Board's discretion which was presented through state and federal mandated programs. It was based on the needs of citizens in Clark County. The State and feds determine the needs. The forest fire was Clark County ranking #1 in teen pregnancy in the State of Ohio. 61% of children were born to a single parent in Clark County as of 2015. This had to be fought with all weapons. He said Mr. Rice was asking the Board to make a decision today instead of waiting to see what the needs were. He felt the amount of money spent on all the contracts should double. Young people need educated. He voted with Commissioner Herier.

Mr. Rice asked Commissioner Lohnes if he would again vote to defund Planned Parenthood.

Commissioner Lohnes said yes. He explained it was not black and white. He suggested that the first time this contract came before the Board. He and Mr. Kennedy made some calls to JFS (Department of Job and Family Services). He specifically asked if any money went to abortions. The answer was no. He also asked if the County had the capability, responsibility or option to send Auditors to look at the contracts and the answer was yes. That can happen with any contract. These contracts come through DJFS with federal/state money. Abortions were not accomplished in Clark County. The contract was held for a week, and then it was passed the next week. Commissioner Lohnes said then the stuff hit the paper and TV about the baby parts. Commissioner Lohnes double checked the contract. He wanted to stop the contract until confirmation was received of the Southwest Ohio Planned Parenthood. It did not come up for a vote. No one wanted to speak about it again. Commissioner Detrick had the data then. Commissioner Lohnes wanted to halt the contract until it was confirmed that Planned Parenthood was not doing abortions with Clark County money. He said there were other things involved in Planned Parenthood that did not involve abortion. The Board has not had the occasion to vote on it again.

Mr. Rice said they had discussed this before. Planned Parenthood was not necessary.

Commissioner Detrick said Clark County was one of a few counties that had a three prong attack with the funding agencies. Most counties don't use anyone else other than Planned Parenthood.

Mr. Rice said tax dollars do not need to go to Planned Parenthood. He served 21 years in the military. The Nazis in 1920's and 1930's had soup kitchens, bread lines, and a circus. Hitler sponsored the Olympics in Berlin. His point was they did some good things but they were a wicked evil organization. He read ISIS has

summer camps for boys but ISIS was a wicked organization. Any organization that kills babies and sells their body parts was a wicked organization. He stated the Board would not give money to ISIS or the Nazis.

Mr. Rice said Commissioner Detrick approved giving money to an organization that kills babies and sells their body parts. He wanted a yes or no answer. Heated discussion ensued.

Mr. Storts asked about the babies in the landfills that the Ohio AG's office confirmed. Commissioner Detrick was not comfortable with that.

Mr. Rice again asked his question to Commissioner Detrick. Commissioner Detrick replied yes.

Mr. Rice asked Commissioner Herier if he agreed with the killing of babies, their body parts being sold and babies being dumped in landfills. Commissioner Lohnes said he already asked the questions. Commissioner Herier did not agree with the premise of the question, therefore would not answer it.

Discussion ensued.

Commissioner Lohnes said the Board knows how Mr. Rice and the others feel about abortion. That was the key in this debate. The Board has to the best of their ability made sure Clark County money was not used to pay for abortions.

Diana Timmons, Pregnancy Resource Center (PRC) Director for six years, saw the ravages of abortion. The local Planned Parenthood and hospital supposedly doesn't perform them. Planned Parenthood's culture was one of death. Locally, there were other organizations such as an adoption agency. Clark County has adoption agencies and the Pregnancy resource Center that educates. She has seen the joys of a successful plan for the unplanned pregnancies. She has seen how many families want a baby and can't have one. To support the organization that destroys those lives. Commissioner Detrick said the agencies mentioned can get grants.

Ms. Timmons wanted the Board to understand the damage abortion did to men, women and children. That's what the PRC helps with. Commissioner Detrick noted the STDs. The PRC offers education about STDs, pregnancy, adoption, childcare, and parenting skills.

Mr. Rice said the bottom line was the Clark County Commissioners approve of an organization that kills babies and sells their body parts. Commissioner Detrick said that was based on his interpretation.

3700 unborn children will die in America today. The callousness of selling parts and babies was unimaginable.

Joyce Agle stated she used to belong to a group in Springfield that's main cause was to support Planned Parenthood. Over the last 30 years, that group of women has given Planned Parenthood over \$1 million. At the time, she was very proud of that. However, something made her investigate Planned Parenthood and what she found made her resign from the group. It was sad for her as she got so attached to the women but she had to leave that group. She stated there were no ultrasound machines in the clinics of Planned Parenthood. Ms. Agle explained this was because as soon as the mom would see movement most moms changed their mind about having an abortion. It was difficult to separate the facts from the emotion. She asked if the money went to the Southwestern Planned Parenthood in Cincinnati or to the local location. Mr. Kennedy said it was federal money coming from the state to the county. Commissioner Herier clarified it was not general fund money. Mr. Storts said it was the people's money regardless if it was state or federal. Mr. Kennedy said the contract was with the entity in Cincinnati but they have an office in Springfield.

Unidentified audience member asked if the Board had any idea what the defunding at the state level will mean. Commissioner Lohnes said they didn't know. Discussion ensued. Mr. Kennedy said ODJFS will give guidance once the bill approved. In Clark County there were 150 abortions every year. He assumed the vast majority was funneled from Springfield to Cincinnati. It's a wonderful thing to give out contraceptives. He questioned if the contraceptives were affective.

Ms. Timmons said the contraceptives were often low dose and had to be taken at the same time every day. That was a lot to expect from a child. Kids are irresponsible.

Ms. Boblitt, Choosing Hope Adoptions, Springfield, wanted to put a face to these kids. She spoke of her personal experience with adoption.

Mr. Rice has a granddaughter that was adopted.

Ms. Kaffenbarger did not want to think of money going to abortions. She stated she was to be her mother's second planned abortion. Her mom's first abortion she hemorrhaged. Her mom decided against the second abortion and she was able to be born.

Mr. Federer wanted to know what level of impact PRC had in the community. He was curious how deep they went. Mr. Kennedy noted the Wendy's Wonderful Kid grant that helped adopt kids out. ODJFS has an adoption webpage. The contract discussed earlier was for prevention efforts. Commissioner Herier said much of their focus was after the pregnancy has occurred. Discussion ensued.

Agenda Review:

Commissioner Detrick asked about the following resolutions:

Resolution 2016-0100 authorized an amendment to extend the date of the contract with United Senior Services for adult protective services.

Resolution 2016-0101 authorized the contract with Arcon. Mr. Kennedy explained the original was not here yet so he asked the Board to tweak the resolution to say the Administrator has the authority to sign it when it arrives. Commissioner Detrick wanted a local contract. Discussion ensued.

Resolution 2016-0104 authorized a payment for a small amount to return to the next of kin from the Coroner's Office.

Resolution 2016-0107 was the public hearing. It can be held in the Commission Conference Room or the Chambers.

Commissioner Herier had no questions.

Commissioner Lohnes had no questions.

The Board recessed until 10:00.

Call to Order, Commission President Lohnes

Resolution 2016-0098

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

Commissioner Detrick, Yes; Commissioner Herier, Yes; Commissioner Lohnes, Yes

The motion carried.

Commissioner Herier moved to approve the agenda in its entirety, including the add-on, and with the exception of Resolution 2016-0107 (the public hearing). Commissioner Detrick seconded the motion. The roll being called for passage resulted as follows:

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

The Board held the public hearing, Resolution 2016-0107.

Resolution 2016-0099
ENGC file

**Authorize Contract for Temporary Construction Agreement
CLA CR 385– Derr Road Project PID 92813**

Commissioner Herier moved, per the request of the Deputy County Engineer, to authorize the following:

PURPOSE: Temporary Construction Agreement

<i>Agreement With</i>	<i>Address</i>	<i>Parcel</i>	<i>Amount</i>
Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints	4400 Derr Road	Parcel 83 T	\$300.00

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

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0100
JFSC file

**Authorize Contract Amendment #1 with
United Senior Services**

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

Organization Name: United Senior Services
Organization Address: 101 South Fountain Avenue, Springfield, Ohio 45502
Amendment Amount: \$0
New Contract Amount: \$35,000.00
Funding Source(s): Adult Protective Services Capacity Building Grant
Purpose of amendment: To extend the end date and clarify reporting requirements.
Amendment Effective Date: January 1, 2016
Contract Effective Dates: July 22, 2015 through June 30, 2016

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

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0101
BJVC file

Authorize Contract with Arcon Builders, Ltd.

Commissioner Herier moved, per the request of the Buildings and Grounds Director, to authorize the following contract:

Organization Name: Arcon Builders, Ltd.
Amount: \$324,900
Funding Source: Permanent Improvement Fund and Juvenile Court Trust Fund
Purpose: Juvenile Court Courtyard Improvements Project
Effective Date: February 10, 2016

Further move to authorize the County Administrator to execute the contract and related documents once they are submitted by Arcon and reviewed and approved by County staff.

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0102
BHDL file

**Acknowledge and Accept
 Deed Granting Permanent Easement for the Clark County Combined Health District**

Commissioner Herier moved to acknowledge receipt and accept the Deed Granting Permanent Easement to the Board of Health of the Clark County Combined Health District, whose mailing address is 529 East Home Road, Springfield, Ohio 45503, for property described in the attached Exhibit A.

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0103
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
160004481	General (Sheriff)	Mobilex USA	11/20/15	\$ 42.70
Reason: Billing not received until after cut off for 2015.				
160004481	General (Sheriff)	Mobilex USA	12/19/15	\$ 40.25
Reason: Billing not received until after cut off for 2015.				

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0104
CORP file

**Approve Payment to
 Kamaria Ford**

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

Payment to: Kamaria Ford
Address: 7652 South Kingston Chicago, IL 60649
Reason: Return property of deceased to next of kin.
 Coroner's Case Number: 15-162
Amount: \$40.52

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0105
UTLP file

**Approve Payment to
 Miller Pipeline, Payment #1 - Final**

Commissioner Herier moved, per the request of the Utilities Director, to approve the following payment:

Payment to: Miller Pipeline
Address: 1853 Reliable Parkway, Chicago, IL 60686
Services: General Construction
Project: 2014 Sewer and Manhole Rehabilitation Project
Funding Source(s): OPWC and Sewer Projects Fund
Amount: \$298,419.15; Of this pay \$230,286.00 will be direct paid to the Contractor by OPWC Loan Account CK22R, and \$68,133.15 will be paid by Utilities Sewer Projects Fund.

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0106
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
B&G	John Edwards	Pesticide App Training	Reynoldsburg	2/24/16	\$100.00

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0107
ZBTH file

**10:00 a.m. Public Hearing for Rezoning Case Z-2015-14
 Filed by Robert Cornwell 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-2015-14 being 0.957 acres located at 6865 W. National Road, New Carlisle (PID 010-05-00004-401-006) to rezone from current I-1 (Industrial District) to R-1 (Rural Residence District).

Public Hearing opened by the Commission President at 10:03 a.m.

Staff Report: Mr. Neimayer, Community Development Department, noted the property was zoned I-1 in 1967 for research. The current owner wanted to correct the rezoning to residential. Rural Zoning Commission, Planning Commission, and staff recommended the rezoning case be approved. It was located on the edge of Donnelsville. The owner lived south of the subject property. He also owned the property to the west.

Commissioner Detrick asked if the tanks were removed from the property. Mr. Neimayer said yes. The owner worked with the State EPA to clean it up. It used to be a machine shop. The metal building on the grounds will be grandfathered in to conform to the residential rezoning. The house that used to there has been taken down. Mr. Neimayer added the Dollar General looked at this property but the owner refused to sell. Rezoning it to residential will not allow a Dollar General to locate there. Mr. Neimayer has not heard anything more from Dollar General.

Audience Comments: None.

The Public Hearing was closed by the Commission President at 10:06 a.m.

Commissioner Herier moved to approve rezoning case Z-2015-14 as presented.

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

Commissioner Detrick, Yes; Commissioner Herier, Yes; Commissioner Lohnes, Yes

**Add-On
Resolution 2016-0108
BRDL file**

**Authorize Partnership Agreement between the
Clark County Emergency Management Agency and the Local Emergency Planning Commission**

Commissioner Herier moved, per request of the Emergency Management Director, to adopt the following resolution:

Whereas, the Local Emergency Planning Commission (LEPC) is established and operates pursuant to Ohio Revised Code Section 3750.01 et seq.; and

Whereas, the Clark County Emergency Management Agency (EMA) is established and operates pursuant to Ohio Revised code Section 5502.271; and

Whereas, the LEPC desires to partner with EMA pursuant to Ohio Revised Code Section 3750.03 (E) (1) for the provision of certain services;

1. EMA will provide to LEPC the following services in accordance with EMA Position Descriptions;
 - 1.1. Prepare and send applications, budgets, reports, etc. to Ohio EMA and SERC.
 - 1.2. Serve as Information Coordinator for the LEPC.
 - 1.3. Collect, analyze, and distribute Tier II data.
 - 1.4. Maintain current data in CAMEO software suite and County GIS.
 - 1.5. Process requests for Public Right-to-Know Act.
 - 1.6. Conducts site visits to develop and maintain hazard risk assessments for reporting facilities.
 - 1.7. Plan, coordinate, and conducts annual trainings and exercises for LEPC.
 - 1.8. Update and submit annually the Hazardous Materials Plan (ESF #10 of the Clark County Emergency Operations Plan).

The services provided by EMA should not be deemed to be an exclusive list of services which may be provided from time to time by EMA to LEPC.

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

Resolution 2016-0109

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

The motion carried.

BOARD OF CLARK COUNTY COMMISSIONERS

By: _____
Richard L. Lohnes, President

By: _____
John Detrick

I certify that the record is true and accurate:

Commission Clerk

By: _____
David Herier