

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; Lowell McGlothlin; Dale Henry.

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

Agenda Review:

Commissioner Herier was interested in the budget. He had no other agenda questions.

Commissioner Detrick asked about the following resolutions:

Resolution 2016-0111 authorized the annual maintenance agreement for HVAC for the Public Safety Building. He would like to consider, if it's legal, some kind of a statement about a county policy of companies going overseas. He wanted at least half the products to come from the United States and the employees stay here. Mr. Federer asked how it would be monitored. Mr. Kennedy said the Board would not have a way to enforce it. Discussion ensued.

Resolution 2016-0112: Commissioner Detrick asked what the timetable was for the opening of Lower Valley Pike. Ms. Lokai thought it was this spring or summer.

Resolution 2016-0115 authorized an amendment to include subcontractor language that was inadvertently omitted but staff wanted to include. It was a two year contract.

Resolution 2016-0123: Commissioner Detrick gave kudos to Commissioner Lohnes for helping the Veterans Office reduce their travel. Commissioner Lohnes gave the kudos to Cathy Wood for exploring more training opportunities in the state.

Resolutions 2016-0113, 0114 and 0124 were property takings. The Tiller property was agreed too. Sometimes they can't find the property owner and other times the owner does not agree.

Commissioner Lohnes had no questions.

Budget Policy Amendment:

Mr. Kennedy presented a proposed Budget Policy Amendment. See attached. Commissioner Herier noted the project must be supported by Commission resolution instead of all three Commissioners. Commissioner Lohnes said there would be open discussion on the resolution and why the project would be going through. Mr. Kennedy said he looked for how much money to put in the fund however all he found was averages. The half million brought Clark County to the average. The Auditor mentioned a matrix that would determine if a project was worthwhile. Mr. Kennedy agreed but couldn't find an example from other entities. This policy amendment would put the money in the rainy day fund but it doesn't determine how the money will be spent or what qualifies to pull money out. This fund was for projects only, not an existing program that would receive funding. Mr. Kennedy said goal for the section that says "must be over \$500,000 in scope..." was to save up for large projects. Large projects would be over \$500,000.

Commissioner Herier said there was a private letter ruling to donate property to the Land Bank and it will be tax deductible. Neighborhood Housing Partnership does not do those types of projects. Mr. Federer noted banks will do those types of projects. Commissioner Herier said this was for commercial properties. Mr. Federer said 504 was commercial related. It was an enticement for financial institutions to do those loans. Commissioner Herier asked if the land owner got the tax break. Mr. Federer replied no. Commissioner Herier said that was the point of this program was to get the tax break.

Commissioner Lohnes wanted flexibility with the funding.

Mr. Federer asked if the plan was to keep putting \$500,000 in each year. Mr. Kennedy said yes. They want the fund to grow. Commissioner Lohnes said on the off chance that there were no projects coming for a year and there would be a million sitting there to use. Mr. Federer asked on the matrix what it would bring in form of employment and revenue. Mr. Kennedy said he can see the rate of return on sales tax. Jobs would be harder to track since the County does not receive money directly off of jobs. It comes indirectly through sales tax. Mr. Kennedy said it will not be a grant. It can be used to participate in economic development by providing infrastructure and other assets to support businesses. The idea was when a company comes in asking for \$1 million in road improvements the County can do that. The County does want to be the primary funding source though. Companies finding match money was usually a big problem. Commissioner Detrick said they have never had it before. Discussion ensued about Hamilton.

The sentence "Each economic development/capital project must be over \$500,000 in scope and be supported by commission resolution." was revised to "Each economic development/capital project *total project costs must exceed \$500,000* and be supported by commission resolution *and satisfy to the Board the series of questions below.*"

The sentence that states "This money shall only be spent on projects and not be spent on operating expenses or any type of ongoing expenses." was revised to "ongoing *program* expenses."

Commissioner Herier moved to go into executive session to discuss collective bargaining. Commissioner Detrick seconded the motion. The roll was called for passage resulted as follows:

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

The motion carried.

After executive session the Board reconvened to discuss the 2016 budget.

See attached slides. Mr. Kennedy spoke about cash balances. The general fund has increased since the recession. The revenue was increasing. Debt has increased. The Board just borrowed \$5 million in the fall. The Board has been paying off debt. Mr. Federer asked about the debt to equity ratio for the County. Commissioner Detrick said Moody's has that. Mr. Kennedy said it depends on what was supporting the debt. There was some in utilities but a large chunk was in the building renovation projects. \$8 million was on Springview and Juvenile. The County has the ability to borrow more but has chosen to be very conservative. Mr. McGlothin asked what the interest rate was. Mr. Kennedy said it was around 1%. The debt goes out on open market. Fifth Third sells bonds and notes. Usually banks buy up the debt. Commissioner Detrick said it was not under the Board's total control. The general fund receives the interest.

Budget vs. Actual- cash balances have increased. The general fund has been managed very well. Mr. McGlothin asked about health insurance. Mr. Kennedy said the increase was between 10-12%. It was supposed to be in the high twenties. It increased by \$480,000. Mr. McGlothin asked about the \$5 million that will go into fixing buildings. Mr. Kennedy explained that was the A.B. Graham and Courthouse renovations.

The overall budget was \$159,022,179. The general fund was \$44 million.

Mr. Henry said Mr. Kennedy did an outstanding job.

Commissioner Detrick wanted to ask for changes to the budget. He stated the Dayton Development Coalition (DDC) was had been given \$15,000. He requested an increase to \$25,000. It will still be a decrease from last year. Miami County puts in \$50,000. Greene County puts in \$100,000. He spoke highly of the DDC. Mr. Henry asked how much money was attracted to Clark County through that money. Commissioner Detrick named code blue at \$750,000. Commissioner Lohnes agreed to \$25,000.

The Board recessed until 10:00.

Call to Order, Commission President Lohnes

Resolution 2016-0110

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

Commissioner Herier, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes
The motion carried.

Resolution 2016-0111
BPSC file

**Authorize Contract with
Waibel Trane**

Commissioner Herier moved, per the request of the Buildings & Grounds Director, to authorize a contract with:

Organization Name: Waibel Trane
Organization Address: 815 Falls Creek Drive, Vandalia, Ohio 45377
In the amount of: \$31,200.00
Purpose: HVAC Maintenance and Extended Warranty – Public Safety Building
Effective Dates: March 1, 2016 – February 28, 2017

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 2016-0112
ENG file

**Authorize Change Order #2 for
CLA CR 316-1.71 Lower Valley Pike Project PID 88008**

Commissioner Herier moved, per the request of the Deputy Engineer, to authorize change order #2 with:

Organization Name: RB Jergens Contractors
Organization Address: 11418 N. Dixie Drive, Vandalia, Ohio 45377
Original Contract: \$6,189,592.38
Previous Changes: \$45,129.26
This Change: \$45,583.01
New Contract Total: \$6,280,304.64
Purpose: Claim settlement utility delay/conflict; Miscellaneous

Further move to authorize the County Administrator to execute the change order.

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

**Corrected
Resolution 2016-0113
ENGC file**

**Authorize the Appropriation of Real Property Necessary for the
CLA CR385 – Derr Road PID 92813**

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

WHEREAS, the Board of Clark County Commissioners deem it necessary for the pavement widening, drainage, and resurfacing improvements to Derr Road, in conjunction with CLA CR 385 Derr Road Project and to acquire certain real property; and,

WHEREAS, the name and address of all those having, or claiming to have, any estate, title or interest in the subject property (which is part of the property bearing Permanent Parcel Number 2200300027000023, located in Moorefield Township, Clark County, Ohio), so far as they can be ascertained, are:

<u>Name</u>	<u>Address</u>	<u>Project Parcels</u>
Betty R. McCarley	3421 Derr Road Springfield, Ohio 45503	Parcel 43 SL, T

WHEREAS, the property necessary to be acquired may be described as:

- 1.) An exclusive perpetual easement for the construction and maintenance of slopes within the described real estate in conjunction with improvements of Derr Road from the Villa Road to Moorefield Road as part of CLA CR 385 Derr Road Project over PID 92813 over and upon the following described property: Parcel 43 SL
- 2.) A temporary construction easement to improve and widen the existing roadway, construct drainage improvements and resurface Derr Road from the Villa Road to Moorefield Road as part of CLA CR 385 Derr Road Project over PID 92813 over and upon the following described property: Parcel 43 T

BE IT RESOLVED that the property described above be and hereby is appropriated according to law for said purposes; and that application be made to the Common Pleas Court of Clark County, Ohio to access the value thereof.

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 2016-0114
ENGC file**

**Authorize the Appropriation of Real Property Necessary for the
CLA CR385 – Derr Road PID 92813**

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

WHEREAS, the Board of Clark County Commissioners deem it necessary for the pavement widening, drainage, and resurfacing improvements to Derr Road, in conjunction with CLA CR 385 Derr Road Project and to acquire certain real property; and,

WHEREAS, the name and address of all those having, or claiming to have, any estate, title or interest in the subject property (which is part of the property bearing Permanent Parcel Number 2200300027000023, located in Moorefield Township, Clark County, Ohio), so far as they can be ascertained, are:

<u>Name</u>	<u>Address</u>	<u>Project Parcels</u>
Donna L. Whitacre	4455 Derr Road Springfield, Ohio 45503	Parcel 85 T

WHEREAS, the property necessary to be acquired may be described as:

- 1.) A temporary construction easement to improve and widen the existing roadway, construct drainage improvements and resurface Derr Road from the Villa Road to Moorefield Road as part of CLA CR 385 Derr Road Project over PID 92813 over and upon the following described property: Parcel 85 T

BE IT RESOLVED that the property described above be and hereby is appropriated according to law for said purposes; and that application be made to the Common Pleas Court of Clark County, Ohio to access the value thereof.

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 2016-0115
JFSC file

**Authorize Contract Amendment #1 with
Interfaith Hospitality Network of Springfield**

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

Organization Name: Interfaith Hospitality Network of Springfield
Organization Address: 501 West High Street, Springfield, Ohio 45506
Amendment Amount: \$0
New Contract Amount: \$360,000.00
Funding Source(s): TANF
Purpose of amendment: To add subcontractor language inadvertently omitted from original agreement.
Amendment Effective Date: February 24, 2016
Contract Effective Dates: July 1, 2015 through June 30, 2017

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 2016-0116
JFSC file

**Authorize Contract with
Clark County Prosecutor’s Office**

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

Organization Name: Clark County Prosecutor's Office
Organization Address: P.O. Box 1608, Springfield, Ohio 45501-2639
In the amount of: \$245,749.00
Funding Source(s): IV-E and Shared Administrative Dollars
Purpose: Legal Representation
Effective Dates: April 1, 2016 through March 31, 2017

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 2016-0117
JFSC file

Authorize Contract Amendment #1 with CHOICES, Inc.

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

Organization Name: CHOICES, Inc.
Organization Address: 1785 Big Hill Road, Dayton, Ohio 45439
Amendment Amount: \$6,000.00
New Contract Amount: \$55,000.00
Funding Source: Dave Thomas Foundation Wendy's Wonderful Kids Grant
Purpose of amendment: To extend the contract termination date through the end of the grant period and increase the total contract value.
Amendment Effective Date: February 24, 2016
New Termination Date: June 30, 2016
Contract Effective Dates: July 1, 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 2016-0118
SWDC file

Authorize Memorandum of Understanding (MOU) Between Board of County Commissioners on behalf of the Clark County Solid Waste District and the City of Springfield

Commissioner Herier moved, per the request of the Solid Waste District Director, to authorize the following MOU:

MOU with: City of Springfield
In the amount of: \$0.00

Funding Source(s): NA

Purpose: Use of a 40 cubic yard solid waste container for disposal of illegally dumped debris collected by Clark County and the City of Springfield

Effective Date(s): February 24, 2016

Further move to authorize the County Administrator to execute the MOU 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 2016-0119
FIN\$ file (2016)

Adoption of 2016 Budget

Commissioner Herier moved, upon the recommendation of the County Administrator, to adopt the 2016 appropriations budget in the total amount of \$159,022,179 consisting of the General Fund appropriations in the amount of \$44,234,933 and All Other Fund appropriations in the amount of \$114,787,246 pursuant to the First Amended Certificate of Official Resources. It should be noted that this budget is prepared and adopted in CAFR format as recommended by the State Auditor's Office. Be it further moved that the County Administrator is authorized to utilize a line item internal control budget, in conjunction with the County Auditor's Office, to enforce compliance with the official appropriations budget.

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 2016-0120
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
160004082	General (EMA)	Canon Solutions America	1/1/16	\$ 118.97

Reason: Not enough was reserved to cover additional usage charge.

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 2016-0121
INVS/SWDC file

Authorize Disposal of Obsolete Property

Commissioner Herier moved, on behalf of the Solid Waste District per the request of the Solid Waste Management Director, to dispose of personal property that includes re-usable latex paint and paint cans that have no monetary value and is not needed for County use. Further move to sell the property by private sale to Mathew 25 Ministries, 11060 Kenwood Road, Cincinnati, Ohio 45242 in accordance with Ohio Revised Code Section 307-12 (I) for re-use in the Mathew 25 Ministries Rainbow Paint Reblending Program.

The Board authorizes the County Administrator to execute a contract for the sale of the property, along with 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 2016-0122
UTLO file

Authorize Removal of Sewer Use Charges from Tax Duplicate

Commissioner Herier moved, per the request of the Director of Utilities, to certify to the Auditor, for removal of sewer use charges on the 2016 real property tax list and duplicate for the following property:

Property Owner: William Warner
Address: 425 Highview Ave, Springfield, OH 45505
30-7-32-400-18
Springfield Twp
Amount: \$467.63
Comments: Collected past due charges

Property Owner: Lagos Apartments III, Inc
Address: 626 Neosha Ave, Springfield, OH 45505
30-7-32-211-27
Springfield Twp
Amount: \$467.63
Comments: Collected past due charges

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 2016-0123
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
*Veterans	4 Commission	Spring Conference	Columbus, OH	4/1-4/3/16	\$ 463.94
*Veterans	4 Commission	Spring District Trng	Sidney, OH	3/30/16	\$ 172.80
*Veterans	4 Staff	Spring District Trng	Sidney, OH	3/30/16	\$ 172.80
*Veterans	J. Bolen, J. Henderson	Brain Injury Symp.	Columbus, OH	3/10/16	\$ 495.37

*Authorize use of credit card.

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

Add On
Resolution 2016-0124
ENGC file

**Authorize Contract for Sale & Purchase of Right of Way
CLA CR 385– Derr Road Project PID 92813**

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

PURPOSE: Acquisition of Right of Way

<i>Agreement With</i>	<i>Address</i>	<i>Parcel</i>	<i>Amount</i>
Tiller Farms LLC	Derr Road	Parcel 74 WD1, WD2	\$8,651.00

Further move to authorize the County Administrator to execute all contract 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

Commissioner Lohnes noted he presented the proclamation to Deputy Loney. Commissioner Detrick said it was Black History Month and there will be a proclamation for it also.

Resolution 2016-0123

Commissioner Herier moved to adjourn. Commissioner Detrick 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