

The Board of Clark County Commissioners met in regular session pursuant to adjournment in accordance with Section 121.22 O.R.C. (Sunshine Law) in the Commission Chambers, 3130 East Main Street, Springfield, Ohio.

The following members and guests were present: Commissioner Melanie F. Wilt; Commissioner Lowell R. McGlothin; Commissioner Sasha L. Rittenhouse; Jennifer Hutchinson, County Administrator; Michelle Noble, Assistant County Administrator/Human Resources Director; Angela Wheeler, Commission Clerk; Michael Cooper, Public Information Officer; Crystal Baker, Ron Coss and Tom O'Neal, Veterans Service Commission; Chuck Bauer, Utilities and Solid Waste Director; Sydney Dawes, Springfield News-Sun.

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

Utilities Presentation:

Mr. Bauer reviewed the Utilities Rates presentation (attached). Mr. Bauer said they used an outside consultant, Raftelis, for the Water and Sewer Rate Studies Report. The last study was done in 2021 and this year's requested rate increase is in line with that analysis. Mr. Bauer said they are requesting a 3% water and sewer rate increase across all the districts. The increase is the same as last year but there was no increase for 2021. Mr. Bauer said for the customer connected to the City of Springfield (Northridge, Limecrest, and Rockway) there is a 2% pass-through rate increase with the City of Springfield. There is a total of 3% for these pass-through customers but 2% of that will go back to the City of Springfield. Mr. Bauer reviewed a typical residential customer bill before and after the rate increase. The 3% is a percentage that will keep the financial stability of the department in order. He said they would rather ask for small increases instead of not ask for one and have a large increase.

Commissioner McGlothin said thank you to Mr. Bauer and he believes the small increase is the smart way to do it.

Commissioner Wilt said it is less than the cost of living increase. She feels she can defend this if someone asks her about it.

Commissioner Wilt said they have had to do the higher rate increase in the past and it did not go over well. Mr. Bauer said it is nothing they like to do, but is necessary.

Agenda Review:

Ms. Hutchinson reviewed the agenda.

Resolution 2023-0002 authorized change order #3 for R.B. Jergens Contractors, Inc. on behalf of the Engineer's Office for the Middle Urbana Road Project.

Resolution 2023-0003 authorized contract with Perry proTech on behalf of Job and Family Services for the lease of their multi-function devices. This is a three-year contract.

Resolution 2023-0004 authorized contract amendment #6 with Motorola Solutions for data replication for VINE and Keefe applications. This is on behalf of the Sheriff's Department. These two vendors need to be on their own network due to issues in the past with viruses. This is a work around to prevent the vendor from coming on to our network. Commissioner McGlothin asked where the money is coming from for this contract. Ms. Hutchinson said it is coming from the 911 Dispatch Fund. Commissioner McGlothin asked if there are any ARPA funds involved in this contract. Ms. Hutchinson said there is not.

Resolution 2023-0005 authorized inter-governmental agreement between Board of Clark County Commissioners and the City of Springfield on behalf of the Utilities Director. This is to transfer the KTK Sewer District to the

City of Springfield and transfer the assets and customers. Ms. Hutchinson said it does not make sense for the county to own and operate this system. The county only has eight (8) customers on this system. Commissioner McGlothlin asked if there is a cost to the county. Mr. Bauer said yes, there was an initial cost and it is nearing the end of its life so the county would have to put money into it eventually. At the time it was built, there was no city sewer. There were other options but this was the better option. The city did not require the customer to sign a Development Incentive Agreement.

Resolution 2023-0006 accepted grant agreement between the Board of Clark County Commissioners and Spectrum Mid-America, LLC for broadband network. Ms. Hutchinson said this is phase two of our high-speed internet connection. Spectrum received a grant from the state and Spectrum is contributing as well. This will get the majority of the county on high-speed internet. This was funded through ARPA dollars. Commissioner Wilt asked about the completion date and if there are terms of when it needs to be completed included in the contract. Ms. Hutchinson said due to the ARPA funds, it has to be completed by the end of 2026 but Spectrum has not given any other dates. Mr. Cooper said he spoke with Jason Kersner from Spectrum. Mr. Kersner explained to Mr. Cooper the preliminary desktop design and survey walkout design has a tentative completion date of December 1, 2024. Commissioner McGlothlin asked if the lines would go overhead. Mr. Cooper was not sure. Commissioner Wilt asked if that completion date is for infrastructure or people will be on internet. He believes it is for the infrastructure. Discussion ensued.

Resolution 2023-0007 authorized the County Engineer to use the Force Account pursuant to the Ohio Revised Code Section 5543.19 and Administer Right of way and Storm Water Permits. This is an annual resolution.

Resolution 2023-0008 established a new fund for CDBG FY22 Critical Infrastructure Grant. This is not grant dollars but for administrative aspects of the grant.

Resolution 2023-0009 approved issuance of warrants for then and nows. Some of these are for the elevator unexpected repairs. Ms. Hutchinson said the County is going to utilize another vendor for the elevator repair since Gable is not able to perform the services requested.

Resolution 2023-0010 acknowledged report on Water and Sewer Rates for 2023.

Resolution 2023-0011 approved travel and expense allowance for zero cost meetings and trainings for the year 2023.

Resolution 2023-0012 authorized County departments to utilize internet based system for disposal of surplus county equipment. This is another annual resolution to authorize Govdeals or another internet based auction.

Resolution 2023-0013 authorized expenditure of Public Funds for Proper Public Purpose for Calendar Year 2023. This is an annual resolution for small expenses for meetings.

Resolution 2023-0014 set date and time for Public Hearing for the Road Vacation of Forest Road in Bethel Township. Commissioner Wilt asked if they need to view the location. The Clerk advised they do not on this type of road vacation.

Resolution 2023-0015 elected the President for the Board of County Commissioners. Commissioner Rittenhouse moved to nominate Commissioner Wilt as the Commission President. Commissioner McGlothlin moved to nominate Commissioner Rittenhouse to preside in the absence of the President.

Resolution 2023-0016 10:00 a.m. Public Hearing for the Veteran's Service Commission 2023 Budget Request.

Commissioner Updates:

Commissioner Wilt looked at the annual boards and committees resolution that will be on the agenda next week. Commissioner Wilt asked the Clerk to research which of the boards and committees are statutory in case there is a conflict.

Commissioner Rittenhouse said she was officially sworn in on Friday, December 30. She thanked everyone for their support and patience. She has enjoyed learning and she is still learning.

Commissioner McGlothlin discussed New Carlisle Rotary. He said someone brought in an article from the Dayton Paper on Scott and Kim Griffin. Rotary Governor was there at the meeting on Monday.

Commissioner Wilt said regarding the latest 911 center update, she contacted AT&T again. Ms. Hutchinson said LEADs said the county does not need to update the design again. Commissioner Wilt is hoping to do a dedication in April.

Commissioner Wilt sent an email with the NACO funding breakdown for the infrastructure bill. The Engineer replied that most of it was going through other means. She wonders if they need to look at how the funding will flow to see if there are opportunities for other funding.

Calendar Review:

Commissioner Wilt said she would like to look at calendars for the year. Commissioner Wilt will be away in April and will get her dates to the Clerk.

Commissioner Rittenhouse said she would be out July 1 through July 8 and possibly June 8 through June 10 and November 15.

Mr. Cooper asked the Commissioners if there is a better day for the Commission Meeting at the Clark County Fairgrounds. Discussion ensued.

Board of Review meeting is next week. Commissioner Wilt plans to keep going to those meetings. There will be several. Commissioner Wilt said she would not be able to meet next Wednesday. Commissioner Rittenhouse said she would meet in Commissioner Wilt's place.

County Administrator Updates:

Ms. Hutchinson said they are interviewing for several open position. There are key strategic position in the Commission Office and Community and Economic Development that we hope to get good candidates and offers out to them.

Ms. Hutchinson hopes the County can decide on Capital Improvement Projects next week and the outside funding requests will be able to be fulfilled. It depends on the Auditor's Office. She will know by Friday if it will be ready for next Wednesday.

Ms. Hutchinson said the Courthouse Project is moving along. As far as the transitional space, we are looking at a few spaces. She will meet individually with the Commissioners to discuss.

Commissioner Wilt asked if we received a response back from the Law Library. Ms. Hutchinson said she has not heard back from them.

Audience Comments:

None.

The Board recessed until 10:00 a.m.

Call to Order, Commission President Wilt

Resolution 2023-0001

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Commissioner Rittenhouse moved to approve the agenda with the exception of Resolution 2023-0016. Commissioner McGlothlin seconded the motion. The roll being called for passage resulted as follows:

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

The Board held the public hearing, Resolution 2023-0016

Resolution 2023-0002
ENG C file

**Authorize Change Order No. 3 with R.B. Jergens Contractors
for Middle Urbana Road OPWC Project CKY10**

Commissioner Rittenhouse moved, per the request of the County Engineer, to authorize Change Order No. 3 with:

Organization Name:	R.B. Jergens Contractors, Inc.
Organization Address:	11418 Dixie Drive, Vandalia, Ohio 45377
Original Contract:	\$2,281,197.68
Previous Changes:	\$ 41,581.44
This Change:	\$ 0.00
New Contract Total:	\$2,322,779.12
Funding Source(s):	Ohio Public Works and MVGT
Reason for Change:	Change contract completion date from November 18, 2022 to May 31, 2023.

Further move to authorize the County Administrator to execute the change order and related documents, including the purchase order.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0003
JFSC file

**Authorize Contract with
Perry proTech**

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

Organization Name: Perry proTech
Organization Address: 3500 Park Center Drive, Dayton, Ohio 45414
In the amount of: \$115,604.28 (\$38,534.76 per year)
Funding Source(s): Shared Administrative Dollars
Purpose: To provide 16 leased multi-function devices (“MFDs”); installation, service, and maintenance of such MFDs; RightFax upgrade, lease, and service; and PaperCut installation, maintenance, and support.
Effective Dates: May 2, 2023 through May 1, 2026

Further move to authorize the County Administrator to execute the contract and related documents, including the purchase order.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0004
SHRC file

**Authorize Contract Amendment #6 with
 Motorola Solutions**

Commissioner Rittenhouse moved, per the request of the Sheriff’s Office, to authorize contract amendment #6 with:

Organization Name: Motorola Solutions
Organization Address: 13105 Collections Center Drive, Chicago, Illinois 60693
Original Contract: \$3,539,893.00
Previous Amendments: \$ 463,036.48
This Amendment: \$ 21,857.42
New Contract Amount: \$4,024,786.90
Funding Source(s): Dispatch Fund
Purpose of Amendment: Data replication for VINE and Keefe applications.
Amendment Effective Date: January 4, 2023

Further move to authorize the County Administrator to execute the contract amendment and related documents, including the purchase order.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0005
UTLC file

**Authorize Inter-governmental Agreement Between
 Board of Clark County Commissioners and the City of Springfield**

Commissioner Rittenhouse moved, per the request of Utilities Director, to authorize the following inter-governmental agreement:

Agreement between: Board of County Commissioners and the City of Springfield
In the amount of: \$0.00 (no direct payment to the City of Springfield, however the County is responsible for design and construction of a new sanitary sewer that will connect the KTK Sewer District to the City of Springfield's sanitary sewer collection system)
Purpose: Permit the connection of the KTK Sewer District to the City of Springfield public sanitary sewer system and transfer related sanitary sewer assets and customers to the City of Springfield
Funding Source(s): General Sewer Fund
Effective Dates: January 4, 2023

Further move to authorize the County Administrator to execute the inter-governmental agreement and related documents.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0006
COMG file

**Accept Grant Agreement between
Board of Clark County Commissioners and Spectrum Mid-America, LLC (Charter Communications, Inc.)**

Commissioner Rittenhouse moved, per the request of the County Administrator, to accept the following:

Grantor: Board of Clark County Commissioners
Amount of Funding: \$3,000,000.00
Funding Source: ARPA
Purpose: To install a high speed fiber-to-the-premises (FTTP) broadband network capable of providing at least 100/20 Mbps speeds to a specified project area.
Effective Dates: August 31, 2022

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

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0007
ENGO file

Authorizing the County Engineer to use the "Force Account" pursuant to the Ohio Revised Code Section 5543.19, and Administer Right of way and Storm Water Permits

WHEREAS, a request has been received from the Office of the County Engineer to have procedures established under Section 5543.19 of the Ohio Revised Code of the State of Ohio, relative to force account work; and,

WHEREAS, it being determined by the Board of Clark County Commissioners that the health, welfare and safety of the people of Clark County can best and efficiently be served by force account in matters pertaining to the maintenance and repair of roads, bridges and culverts in Clark County; and,

WHEREAS, the Ohio Revised Code Section 153.64, 4931 and 4933, provides to the Board of Clark County Commissioners, the authority to control the installation and placement of any public utilities within the dedicated public right-of-ways of all County maintained highways; and,

WHEREAS, the Ohio Revised Code Section 5589 and 5543 provides to the Board of Clark County Commissioners, the authority to control any digging and excavating on or along a County maintained highway and for the placement of a private driveway approach to a County maintained highway; and,

WHEREAS, the Ohio Revised Code Section 4513.34 provides to the Board of Clark County Commissioners, the authority to permit oversize and overweight vehicles using County maintained highways; and,

WHEREAS, the Ohio Revised Code Section 307.79 provides to the Board of Clark County Commissioners, the authority to adopt rules to regulate storm water permits and to designate an official to review, approve or disapprove plans, issue permits within the unincorporated areas of Clark County;

THEREFORE, BE IT RESOLVED that the Board of Clark County Commissioners does hereby authorize Johnathan A. Burr, Clark County Engineer, to proceed by force account on all bridge, culvert, and road work during 2023, absent action by the Board of Clark County Commissioners to let a construction contract (Ohio Revised Code §5543.19), and further authorizes the Clark County Engineer to develop and administer permits for the above described activities and to keep said permits on file with the permanent road records of Clark County.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0008
FIN* file

**To Establish a New Fund for
CDBG FY22 Critical Infrastructure Grant**

Commissioner Rittenhouse moved, per request of the Community and Economic Development Director, to establish a fund for the purpose of administration for grant funding received from the Ohio Department of Development for community and economic development programs.

Fund Number: 2922

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0009
FINT file

Approve Issuance of Warrants for Then and Now(s)

Commissioner Rittenhouse moved, upon the recommendation of the County Administrator, to approve the issuance of warrants for then and now(s) are as follows:

P.O. Number	Fund	Vendor	Date	Purchase Amount
220025579	General (B&G)	Gable Elevator	11/18/22	\$8,296.37

Reason: Emergency service and repair on elevator sensors at Municipal Court.

220025782	General (B&G)	Gable Elevator	11/29/22	\$1,437.25
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Reason: Emergency elevator repair at municipal court – elevator sensors.

220025663	General (B&G)	Buckeye Power Sales	12/6/22	\$3,415.00
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Reason: Yearly maintenance at Municipal Court and Public Safety Building. Contract renewal for the year.

220025504	DETAC (Treasurer)	Kavanaugh's	12/6/22	\$ 127.10
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Reason: Order placed one day too early for toner cartridge

220025669	General (Treasurer)	CTA	12/5/22	\$2,977.84
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Reason: Invoice arrived later than expected for County Treasurer's Association dues.

220025669	General (Treasurer)	F&E Payment Pros	12/5/22	\$1,725.00
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Reason: Invoice for 2023 sent before reserve could be approved for digital remittance solution quarterly licensing, maintenance and support package.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0010
UTLR file

Acknowledge Report on Water and Sewer Rates for 2023

Commissioner Rittenhouse moved, per request of the County Administrator, to acknowledge the report from the Utilities Director that proposes water and sewer rate changes for 2023. See attached rate tables.

Further move to direct staff to implement the sewer rate changes and charges and amend the Clark County Water and Sewer Regulations to reflect the adjusted rates.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0011
TRAV file

Approve Travel/Expense Allowance

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

Dept.	Name	Purpose	Place	Date	Cost
Various	Various Staff	Various Mtgs./Trngs.	Various	CY 2023	\$0.00

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0013
COMO file

Authorize Expenditure of Public Funds for Proper Public Purpose for Calendar Year 2023

Commissioner Rittenhouse moved, pursuant to Ohio Auditor of State Technical Bulletin 2003-005, to authorize the expenditure of public funds for meals, coffee, refreshments, and other amenities. Such expenditures should be de minimis in amount. Further move to find this to be proper public purpose.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0014
VACB file

Set Date and Time for Public Hearing for the Road Vacation of Forest Road in Bethel Township

Commissioner Rittenhouse moved, pursuant to receipt of a Public Road Petition received by the Commission Clerk on December 20, 2022 from the Bethel Township Trustees, requesting vacation of Forest Road, east of Lake Road in the Crystal Lakes Subdivision, to set 10:00 a.m. Wednesday, January 25, 2023 at the Commission Chambers, Springview Government Center, 3130 East Main Street, 1st Floor, Room 151, Springfield, Ohio as the date and time for a public hearing for the proposed vacation of said road.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0015
COMO file

Election of President for the Board of Clark County Commissioners

Commissioner Wilt opened the floor for nominations for election of the President of the Board of Clark County Commissioners for a period of one year commencing immediately and ending January 3, 2024:

Commissioner Rittenhouse nominated Commissioner Wilt for Commission President.
Commissioner McGlothlin seconded the nomination.

Further move to designate a person to act in the absence of the President.

Commissioner McGlothlin moved to designate Commissioner Rittenhouse to act in the absence of the President. Commissioner Wilt seconded the motion.

Commissioner Rittenhouse moved to close nominations for Commission President and the person to preside in the absence of the President. Commissioner McGlothlin seconded the motion. The roll was called to designate Commissioner Wilt as the Commission President and Commissioner Rittenhouse to act in the absence of the President; the vote resulted as follows:

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2023-0016
VETS file

**10:00 a.m. Public Hearing for the
Clark County Veteran's Service Commission 2023 Budget Request**

This is the date and time set by the Board of County Commissioners, Clark County, Ohio, to hold a public hearing for the Clark County Veteran's Service Commission 2023 Budget Request.

Public Hearing opened by the Commission President at 10:02 a.m.

Public Hearing opened by the Commission President at 10:02 a.m.

Staff Report: Ms. Hutchinson said the budget request was received from the Veteran's Service Commission and it was within the half mill. We had our internal budget meeting in December and per the code, at this time we are just having the hearing. Commissioner Wilt verified the actual decision would be made with the rest of the budget for 2023. Ms. Hutchinson said yes, that is correct.

Audience Comments: Mr. O'Neal said the hearings started two (2) years ago and he believes having the hearing could be his fault. He said he felt it was better to request what they were due instead of coming back and requesting more funds later.

Ms. Baker said the funds they wanted to carry over were for 2022 obligations so they are asking that their 2023 funds not be reduced. There is a contract that is still in the process of being worked out that was budgeted for 2022. Commissioner Wilt said they typically do not do that but since we are aware of the situation, they can possibly make adjustments. Ms. Hutchinson said she would have to look into it. She is not sure if the 2022 carry-overs are included in the .5 mill or not. She said the amount certified would be the request plus the carry-over. Commissioner Wilt said she doubts it will go over the limit.

Commissioner Wilt asked what their priorities and goals are for this year. Ms. Baker said commercials through Spectrum. They are talking about doing away with billboards but are looking at advertising in Springfield Living, a local magazine. They will still be doing radio advertising, videography, and testimonials that can be used on advertisements.

Mr. O'Neal said they want to get another vehicle because they are getting older with high miles on them. Commissioner Wilt said they replaced one a few years ago for that reason also.

Commissioner McGlothlin said he does see several commercials for other counties so Clark County does need to get theirs up and running.

Commissioner Wilt told the Veterans thank you for their service.

Commissioner Rittenhouse moved to close the public hearing at 10:10 a.m.

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

Commissioner Rittenhouse, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Other Audience Comments: Tom said in all his years in the military and working, he has assumed he is part of a team. In his time with the county, he says in some instances, in his department, they are tasked to do something different with no notification. Most of the changes come from the Auditor’s Office. Two weeks ago, the Auditor’s Office started requiring a W-9. The Veterans Service Commission was not notified. He said he understands they are under the microscope and there is a need for changes, but he feels they should be notified prior to the change.

Commissioner Wilt said the Auditor’s Office is under their own entity. Commissioner Wilt asked if they have a lot of direct contact with the Auditor’s Office. Ms. Baker said mostly through email. Commissioner Wilt said the commissioners can pass along their frustration. Ms. Baker also wanted to know if she needs to keep track of the W-9 forms they have already sent over. Ms. Hutchinson said she thinks you have to submit a new W-9 form every year. Commissioner Wilt asked Ms. Hutchinson if we could look at the legality of those requests. Commissioner Wilt said she would call Mr. Federer regarding the situation. Discussion ensued.

Resolution 2022-0017

Commissioner Wilt adjourned the meeting.

BOARD OF CLARK COUNTY COMMISSIONERS

By: _____
Melanie F. Wilt, President

By: _____
Sasha L. Rittenhouse

I certify that the record is true and accurate:

Commission Clerk

By: _____
Lowell R. McGlothlin