

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; Michelle R. Noble, Assistant County Administrator/Human Resources Director; Angela Wheeler, Administrative Assistant; Michael Cooper, Public Information Officer; Sydney Dawes, Springfield News Sun; Tom O'Neal, Veterans Services; Ron Coss, Veterans Services; Bob Snavely, Palmer Electric; Chuck Bauer, Utilities Director; Dale Henry; Ginny Martycz, Director of Department of Job and Family Services; Allan Neimayer, Community Development; Kelly Rigger, Mental Health Services; Traci Cardinal; Jon Stafford, Stafford Construction; Jo Anderson; Jennifer Tuttle, Community Development; Don Wallace, CPC; Roger Sherrock, Clark County Historical Society.

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

Mr. Henry asked how soon the results of the 2020 census will be available. Commissioner Wilt said she was aware of a preliminary result but is not sure when the final result will be available.

Commissioner McGlothin asked Roger Sherrock from the Clark County Historical Society if they were only asking for a 5 year renewal for the levy instead of a longer term. Mr. Sherrock said they are only asking for the 5 year renewal so they do not muddy the waters. Commissioner Wilt asked, if the resolution needed to be pulled, could they vote on the renewal on the next agenda because she would have to abstain. Ms. Noble said she will verify the dates. It was decided this resolution would be pulled until January 26, 2022.

Agenda Review:

Ms. Noble reviewed the agenda.

Resolution 2022-0047 authorized a contract with Oregon Group Architects for the Clark County Fair Board Office design. Commissioner Wilt asked if this was for the entire amount or just the first phase. Ms. Noble said she assumes it is just the first phase but will verify this information.

Resolution 2022-0048 is pulled until next week.

Resolution 2022-0049 acknowledged and certified the County's total road mileage for 2021 from the Engineer's Office.

Resolution 2022-0050 authorized intra-fund transfers.

Resolution 2022-0051 approved a supplemental appropriation to cover ARPA's Paid Administrative Leave Project. Commissioner Wilt said Commissioner Lohnes attended a webinar on the Final Rule and the Final Rule is going to make it easier on the County. They will allow counties to transfer \$10,000,000.00 to the general fund to cover losses. The ARPA team is going to rework their table and determine what projects can come from the general fund.

Resolution 2022-0052 approved issuance of warrants for Then and Nows.

Resolution 2022-0053 approved the quarterly payment to Project Woman for the Marriage License Fund. Commissioner McGlothin asked where the funds come from. Ms. Noble said they come from a portion of the marriage license fees.

Resolution 2022-0054 authorized disposal of obsolete equipment for the Sheriff's Department. This is a 2017 Nissan Sentra that will be sold on-line. It is no longer needed.

Resolution 2022-0055 authorized disposal of obsolete equipment for the Sheriff's Department to transfer a 2014 Ford Explorer to the Dog Warden's Office.

Resolution 2022-0056 acknowledged the Sheriff's Jail Expenditure Report for December 2021.

Resolution 2022-0057 approved travel/expense allowance for several departments. Ginny Martycz, Department of Job and Family Services, explained the \$35,635.00 expense is an annual request for the entire year for DJFS trainings and travel.

Resolution 2022-0058 adopted the 2022 budget. Commissioner Wilt said she is very happy to see the numbers on the budget. The County will be able to fund many of the upcoming projects. Commissioner Wilt asked if the \$500,000 for the courthouse was reflected in the budget. She also commented on the higher cost items that the County would be able to fund. Ms. Noble will check on the \$500,000.

Resolution 2022-0059 authorized 5% salary/wage adjustment for all non-collective bargaining unit employees that report to the Board of Clark County Commissioners as the Appointing Authority or Co-Appointing Authority. Commissioner Wilt was happy to be able to do this as the County employees have worked hard and adjusted to change.

Resolution 2022-0060 authorized allocation of ARPA funds toward 2022 Dispatching Fees for German Township, the Village of South Charleston, the Village of Enon, the Village of Tremont City, the Village of Catawba, the Village of North Hampton, the Village of South Vienna, and the Village of Donnelsville. Commissioner Wilt said she thought Bethel Township would be included in this agreement. Ms. Noble stated they were under a contract with the Sheriff's Office.

Resolution 2022-0061 was the 10:00 a.m. Public Hearing for Proposed Zoning Text Amendment ZA-2021-01.

Resolution 2022-0062 was the 10:00 a.m. Public Hearing for Rezoning Case Z-2021-08 in Mad River Township.

County Commissioner Updates:

There were no County Commissioner updates.

County Administrator Updates:

Ms. Noble said the first floor Springview project is moving along.

Ms. Noble said the Municipal Building is wrapping up with just a few small items left to finish. Commissioner Wilt said it looks nice.

Ms. Noble said the records building will get the racking system around April and they are currently looking at the fire suppression system. Commissioner McGlothlin asked if there was heat in the records building. Ms. Noble said there is heat.

Ms. Noble said the Public Safety Building Elevator Project is wrapping up also. Commissioner Wilt said the technology and buildings have been updated for public safety and we need to share with the public why the County has done all of these renovations.

Ms. Noble said the work on the security and getting a single fob for the county buildings is continuing.

Ms. Noble said the Public Safety Building roof will be delayed until 2023. The County is doing some caulking to keep up with this until the roof renovation can be completed.

Ms. Noble said the Municipal Building is getting a wellness room in the basement. Commissioner Wilt asked if there has been any talk about the use of the courtyard at the Municipal Building. Commissioner Wilt said the employees could possibly help put a garden in by using it as a wellness event. Ms. Noble said there has been a lot of discussion about the courtyard.

Ms. Noble said another project is the courthouse architects. The County is doing a RFQ for this project.

Ms. Noble said the Home Road Family Services Project received bids under the estimate so the County is now doing the due diligence.

Ms. Noble said the Budget Analyst has resigned so the Commissioner Office is looking at what will happen with that position. Commissioner McGlothlin and Commissioner Wilt both commented that Ms. Lucas has been great in that role.

Calendar Review:

Commissioner Wilt said Commissioner Lohnes is supposed to be out January 31st but is unsure if he still plans to be out.

Audience Comments:

Bob Snavelly spoke to the Commissioners regarding the Electric Aggregation. Mr. Snavelly provided a handout to the Commissioners. Mr. Snavelly said it has been 2 years and the agreement will expire in May 2022. They are offering two pricing structures this time. Mr. Snavelly discussed going with actual capacity costs instead of estimated costs. The suppliers add a cushion to the estimated cost so they do not lose money.

Commissioner McGlothlin asked if Mr. Snavelly had any idea the amount per household would increase. Mr. Snavelly said this is only for County Facilities. Mr. Snavelly said the residents are saving a lot due to the cost has gone up since they are locked in to the aggregation.

Commissioner Wilt asked Mr. Bauer if he has seen our county building utility bills and how much savings we are seeing. Mr. Bauer said he does not but since he has been involved in this process, it has been a benefit. Mr. Bauer asked Mr. Snavelly if they would see a large variance in the electric. Mr. Snavelly said there is not a lot of variance as long as the County stays efficient. It is a bonus to go month to month. Commissioner Wilt asked if this was for 24 months or 36 months. Mr. Snavelly said no action is needed today. Once the Prosecutor approves the contract it will be signed. The price has gone up since the handout was printed, but could go down in the next few weeks. The Board thanked Mr. Snavelly for the presentation.

Mr. O'Neal said last week on Resolution 2022-0042 was stated as emergency assistance for the Veterans. He does not feel it is a good idea for it to be worded as emergency. Commissioner Wilt explained the ARPA rules state emergency assistance. Commissioner Wilt said Mr. O'Neal has a good point and the Assistant Prosecutor does look at the rules. Mr. O'Neal also asked if the Board would put a draft of the minutes on the website. The Commissioners both said they could not put out a draft of the minutes. There is a risk of the minutes containing an error and the Board would be putting out incorrect information.

Ms. Noble said she had answers to the Commissioners questions on the resolutions. Regarding the Fair Board Office contract, the amount is only for the design phase.

Ms. Noble also said the \$500,000 for the courthouse is not in the 2022 budget. It will be paid out of the ARPA funds.

The Board recessed until 10:00 a.m.

Call to Order, Commission President Wilt

Resolution 2022-0046

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Commissioner McGlothlin moved to approve the agenda in its entirety with the exception of Resolutions 2022-0048, 2022-0061 and 2022-0062. Commissioner Wilt seconded the motion. The roll being called for passage resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

The Board held the public hearings.

Resolution 2022-0047
COMC file

**Authorize Contract with
Oregon Group Architects**

Commissioner McGlothlin moved, per the request of the County Administrator, to authorize a contract with:

Organization Name:	Oregon Group Architects
Organization Address:	300 South Patterson Boulevard, Dayton, Ohio 45402
In the amount of:	\$24,460.00
Funding Source(s):	General Fund
Purpose:	Clark County Fair Board Office design
Effective Date(s):	January 19, 2022

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

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0048

Pulled

Resolution 2022-0049
ENGO file

Mileage Certification
ODOT Department of Transportation

Commissioner McGlothlin moved, per the request of the County Engineer, to acknowledge and certify the County's total road mileage of 308.159 miles for the year 2021.

Agreement with: Ohio Department of Transportation
Purpose: Annual County Highway Mileage Certification
Effective Dates: January 1, 2022

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0050
FINF file

Authorize Intra-Fund Transfer(s)

Commissioner McGlothlin moved, upon the recommendation of the County Administrator, to authorize the following Intra-Fund Transfer(s):

From Department	Expense Acct.	Amount	To Department	Expense Acct.	Amount
Fund: ARPA Fund					
Comm. Dev.	Transfer Out	\$ 9,620.32	BOCC	Transfer In	\$ 9,620.32
Reason: To reimburse ARPA Paid Administrative Leave expenses to Commission.					

Fund: ARPA Fund					
Comm. Dev.	Transfer Out	\$37,806.88	BOCC	Transfer In	\$37,806.88
Reason: To reimburse ARPA Vaccine Incentives Project expenses to Commission.					

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0051
FINS file

Approve Supplemental Appropriation(s)

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

Fund:	Department:	Account:	Amount:
ARPA Fund (1210)	Comm. Dev.	Transfers	\$ 9,620.32
Reason: To cover ARPA Paid Administrative Leave Project.			

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0052
FINT file

Approve Issuance of Warrants for Then and Now(s)

Commissioner McGlothlin 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
220022713	MV>	Springfield Landfill LLC	12/2/2021	\$1,850.00
Reason: Disposal of materials. Unanticipated expense.				
210022249	General Fund	Franklin Cty. Probate Ct.	11/12/2021	\$ 220.00
Reason: Out of funds in order to pay invoice.				
220022713	MV>	Apple Farm Service Inc.	1/3/2022	\$ 271.52
Reason: Repair not anticipated.				
220022707	MV>	Bryce Hill Inc.	12/14/21	\$ 523.15
Reason: Concrete mix, sealer.				
220022713	MV>	JF Petroleum Group	12/15/2021	\$ 404.00
Reason: Repair not anticipated.				

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0053
PRWP file

**Approve Payment to
Project Woman**

Commissioner McGlothlin moved, to approve the following payment:

Payment to:	Project Woman
Address:	525 E. Home Road, Springfield, Ohio 45503
Services:	4 th quarter 2021 marriage license fees
Funding Source(s):	Marriage License Fund
Amount:	\$6,322.00

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0054
INVS file

Authorize Disposal of Obsolete Equipment

Commissioner McGlothlin 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 2022-0009 307.12(E) of the Ohio Revised Code.

2017 Nissan Sentra
VIN: 3N1AB7AP8HY250772

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0055
INVS file

Authorize Disposal of Obsolete Equipment

Commissioner McGlothlin moved, per the request of the Sheriff's Office, to transfer ownership of the following vehicle from the Sheriff's Office to the Clark County Dog Warden's Office for their use. The vehicle is owned by the Board of Clark County Commissioners. This is due to the Sheriff's Office no longer having use for this and the Dog Warden's Office being able to use this vehicle.

2014 Ford Explorer
VIN: 1FM5K8AR2EGC38437
Mileage – 128,436

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0056
SHRR file

Acknowledge Sheriff's Jail Expenditure Report(s)

Commissioner McGlothlin moved to acknowledge the receipt of the Sheriff's Jail Expenditure Report(s) for December 2021.

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0057
TRAV file

Approve Travel/Expense Allowance

Commissioner McGlothlin 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
EMA	M. Clements-Pitstick	EMAO Spring Conference	Columbus, OH	3/1/22	\$ 0.00
BOCC	10 Staff	Greater Spfld. Partnership Mtg.	Springfield, OH	2/23/22	\$ 650.00
DJFS	Executive travel	Training	Various	1/19/22 - 12/31/22	\$ 35,635.00

DJFS	4 staff	Training	Newark, OH	3/24-25/22	\$ 1,626.00
Eng.	G. Fitzsimmons	Ohio UST Class A/B Operator Training	Online	Flexible	\$ 150.00
Comm. Dev.	D. Lackovich-VanGorp	IRS Training	Online	2/23/22	\$ 20.00

Further move reimbursements shall comply with all requirements of the Travel Policy as adopted in the Personnel Manual.

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

REVISED
Resolution 2022-0058
FIN\$ file

Adoption of 2022 Budget

Commissioner McGlothlin moved, upon recommendation of the County Administrator, to adopt the 2022 appropriations budget in the total amount of \$204,047,330.91 consisting of the General Fund appropriations in the amount of \$53,093,687.00 and All Other Fund Appropriations in the amount of \$150,953,643.91. These appropriations shall be governed by 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 Wilt seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0059
FINO file

Authorize Salary/Wage Adjustment

Commissioner McGlothlin moved, upon recommendation of the County Administrator, to authorize a 5% salary/wage adjustment for all non-collective bargaining unit employees that report to the Board of Clark County Commissioners as the Appointing Authority or Co-Appointing Authority. Said adjustments shall begin on January 10, 2022 for employees on a one week delay pay schedule and on January 9, 2022 for employees on a two week delay pay schedule.

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0060
ARPA file

Authorize Allocation of American Rescue Plan Act (ARPA) Funds toward 2022 Dispatching Fees for German Township, the Village of South Charleston, the Village of Enon, the Village of Tremont City, the

Village of Catawba, the Village of North Hampton, the Village of South Vienna, and the Village of Donnelsville

Commissioner McGlothlin moved, per request of the County Administrator to approve the following reimbursement:

WHEREAS, Clark County has received direct payments from the United States (US) Treasury under the Coronavirus State and Local Fiscal Funds authorized by the American Rescue Plan Act (ARPA); and,

WHEREAS, Clark County will use the funding in accordance with ARPA and guidance from the US Treasury; and,

WHEREAS, the Department of Treasury issued the Interim Final Rule on May 10, 2021, to provide guidance on permissible uses; and,

WHEREAS, a permissible use of the ARPA funds is to provide resources that respond to the public health emergency with respect to Covid-19 and its negative impacts. Dispatch aids in the ability of law enforcement to promote public safety during the Covid-19 public health emergency; and,

WHEREAS, the ARPA funds are being allocated toward the cost of dispatching fees upon request of the villages and township listed.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners, that:

The Board of County Commissioners approves the use of ARPA funds toward the 2022 dispatching fees for German Township, the Village of South Charleston, the Village of Enon, the Village of Tremont City, the Village of Catawba, the Village of North Hampton, the Village of South Vienna, and the Village of Donnelsville, which total \$50,978.75.

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0061
ZAMD file

10:00 a.m. Public Hearing for Proposed Zoning
Text Amendment ZA-2021-01 filed by the Rural Zoning Commission

This is the date and time set by the Board of County Commissioners, Clark County, Ohio, to hold a public hearing on the proposed zoning case ZA-2021-01 regarding lighting, initiated by the Rural Zoning Commission to amend the Clark County Zoning Regulations, adopted May 1, 1984 and last amended November 4, 2020, be amended.

Public Hearing opened by the Commission President at 10:05 a.m.

Staff Report: Allan Neimayer, Clark County Economic and Community Development Department, gave the background of how this proposed amendment came about. Mr. Neimayer showed the Board examples of the lighting issues. He said zoning is about property rights. A person's use of property should not have a negative impact on a neighbor's property, including light trespass. Mr. Neimayer reviewed diagrams that show how light can have a negative impact on other's property. Commissioner Wilt asked if the amendment addressed traffic as well as neighbors. Mr. Neimayer said it does address traffic. Mr. Neimayer went over the photometric mapping which determines where light fixtures should be placed. The proposed regulations will allow light to go over a

property line but will not be obtrusive to the other property. Mr. Neimayer discussed exceptions to this amendment. Mr. Neimayer showed examples of suggested lighting fixtures that should be used.

Commissioner Wilt asked how this would be enforced for existing lighting issues. Mr. Neimayer said the amendment would not be retroactive but they would educate those who would want to be in compliance with the amendment.

Audience Comments: Don Wallace said about fifteen (15) years ago the County Commissioners got involved with Medway. Citizens were concerned the street lights would spill onto their porches. The Commissioners installed shielded street lights to protect the citizens of Medway. Mr. Wallace has heard no complaints since the shielded lights were installed.

Traci Cardinal read a statement (attached). Ms. Cardinal thanked the Dark Sky Committee members and the Clark County Commissioners. She is confident this amendment will benefit residents, businesses and municipalities in Clark County. It will save money, improve health, protect the environment and preserve our natural dark sky. Ms. Cardinal said she has spoken to many community members and educators who are supportive of this amendment. She hopes the Commissioners will vote to pass the amendment.

Jo Anderson thanked the Planning Commission, Board of Zoning Appeals, Allan Neimayer, Jennifer Tuttle and Traci Cardinal. Ms. Anderson said she hopes as new developments and jobs come to the County, new developers will conform to this new amendment.

Commissioner Wilt asked Mr. Neimayer if temporary lighting is also an exception to this amendment. Mr. Neimayer said it is one of the exceptions.

Commissioner McGlothlin thanked everyone for their work on this amendment.

The Public Hearing was closed by the Commission President at 10:19 a.m.

Commissioner McGlothlin moved to adopt zoning case ZA-2021-01 as presented.

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2022-0062
ZMRV file

**10:00 a.m. Public Hearing for Rezoning Case Z-2021-08
filed by Westore LLC 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-2021-08 in Mad River Township being 3.07 acres located at 8032 Dayton-Springfield Road, to rezone from R-1 (Rural Residential) and B-3S (General Business – Specific Use) to B-4S (Heavy Business – Specific Use) for expanding an existing self-storage facility.

Public Hearing opened by the Commission President at 10:20 a.m.

Staff Report: Allan Neimayer, Clark County Economic and Community Development Department, went over a presentation and maps to show the property that is proposed to be rezoned and the area around the property. The applicant would like to expand the existing self storage. The detention basin was incorporated as both parcels were looked at for this development in phase one and phase two. They are not requesting any other access point

to the property. The applicant is aware the property is in a flood plan. Planning Commission met on December 1, 2021 and recommended approval. Rural Zoning Commission had their public hearing on December 9, 2021 and recommended approval. The County Engineer indicated in their letter that they would not approve a secondary access. This is not a problem since the applicant does not intend to put in a secondary access.

Audience Comments: There were no audience comments.

The Public Hearing was closed by the Commission President at 10:24 a.m.

Commissioner McGlothlin moved to adopt rezoning case Z-2021-08 as presented.

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

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2021-0063

Commissioner Wilt adjourned the meeting.

BOARD OF CLARK COUNTY COMMISSIONERS

By: _____
Melanie F. Wilt, President

By: _____
Lowell R. McGlothlin

I certify that the record is true and accurate:

Commission Acting Clerk

By: _____
ABSENT
Richard L. Lohnes