

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 Richard L. Lohnes; Commissioner Lowell R. McGlothlin; Jenny Hutchinson, County Administrator; Michelle R. Noble, Assistant County Administrator/HR Director; Megan Burr, Commission Clerk; Angela Wheeler, Administrative Assistant; Beau Thompson, Assistant County Prosecutor; Michael Cooper, Public Information Officer; Sydney Dawes, Springfield News Sun.

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

*Agenda Review:*

Commissioner McGlothlin asked about the following resolutions:

Resolution 2021-0548: Ms. Noble confirmed the resolution was ready and in compliance.

Resolution 2021-0556 was the resolutions authorizing the temporary sales tax permanently. He felt there wasn't much opposition since only two people showed up at each hearing. Only one was against it. Commissioner Wilt received one email about the sales tax. Commissioner Wilt asked if the Board wanted any discussion about it being permanent. Commissioner Lohnes noted the sales tax has been in place since long before he became a commissioner.

Ms. Dawes joined the meeting.

Commissioner Lohnes said there aren't any county commissioners active that initiated it. This is his third vote. He didn't see being able to eliminate it. It will be interesting to see how the malls work out for Greene County.

Commissioner McGlothlin asked to hear from the county administrator. His understanding was it would harm services if not continued.

Ms. Hutchinson confirmed the County would be in a financially stressful situation. If it is placed temporarily again she had two concerns: 1) the county budget isn't balanced each year. They rely on carry over and the transitional fund; 2) there is concern about changes at the state level. They took away Medicaid sales tax. If another mandate comes down like that it would harm the general fund. If the state decides to make sales tax a vote of the public and the public turned it down, the county would have to restructure quickly. If it is permanent those concerns are alleviated.

Commissioner Wilt added the Board could come back through this same process to reduce it at a later date if they choose to.

Commissioner Lohnes requested a separate vote on Resolution 2021-0548 separate vote.

*Commissioner Updates:*

Commissioner Wilt noted the OEAA had a leadership change. She has a meeting with OEAA and the Fairgrounds Friday.

Commissioner Lohnes will be attending a webinar on House Bill 52 on September 1. There is an ARPA symposium in Columbus on September 29. The Board will decide at a later date if they want to move the meeting that week. The new coordinator for ARPA will start next week. Commissioner Lohnes presented the

attached spreadsheet listing the proposed projects to spend the ARPA money on. Resolutions will not be passed until September. Commissioner Wilt asked for legal clarification on the 911 project. Mr. Thompson will send a memo to address it.

Commissioner McGlothlin said New Carlisle was second in the State of Ohio for housing. Centerville was number one. He thought that was great. Dean Blair gave a wonderful program about the fair at the New Carlisle Rotary.

Commissioner Ms. Lohnes asked about the investment report clarification. Ms. Hutchinson said it was confusing how they format it. The increase is in cash. That is not what Meeder invests. It was a mixture of the property taxes and the ARPA funds.

Commissioner Wilt noted the strategic plan updates were great from Ms. Hutchinson. She said the population loss was 1.6%, most of it was in the city of Springfield. Compared to the last census the decline has slowed way down.

Commissioner McGlothlin was thrilled to see companies wanting to build here.

*County Administrator Updates:*

Ms. Hutchinson said the official move date for Public Defender's office will be next Friday. Renovations will begin in the Prosecutor's Offices. It will take about two months.

Ms. Clements-Pitstick will be in Leadership Academy this year.

The CFA tax increase will be on the agenda October 6.

Human Resources has a new slogan for recruitment. Your County. Your Life. Your Impact.

The Board reviewed the calendar.

The Board recessed until 10.

Call to Order, Commission

Resolution 2021-0542

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Commissioner Lohnes moved to approve the agenda in its entirety, excluding Resolution 2021-0548. Commissioner McGlothlin seconded the motion. The roll being called for passage resulted as follows:

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

The motion carried.

Commissioner Lohnes moved to approve Resolution 2021-0548. Commissioner McGlothlin seconded the motion. The roll being called for its passage resulted as follows:

Commissioner Lohnes, No; Commissioner McGlothlin, No; Commissioner Wilt, No

**Resolution 2021-0543**  
**ISDC file**

**Authorize Contract with Emery Communications, Inc.**

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

**Organization Name:** Emery Communications, Inc.  
**Organization Address:** 4270 Gibson Drive, Dayton, Ohio 45371  
**In the amount of:** \$37,666.68  
**Funding Source(s):** PI Fund  
**Purpose:** Cabling for 4<sup>th</sup> floor Municipal Building  
**Effective Dates:** August 18, 2021

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

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0544**  
**ENG file**

**Authorize Contract with  
Jutte Excavating for Lower Valley Pike Bridge No. 1225 Rehabilitation**

Commissioner Lohnes moved, per the request of the County Engineer to authorize a contract with:

**Organization Name:** Jutte Excavating Inc.  
**Organization Address:** 1140 Fort Recovery-Minster Road  
Fort Recovery, Ohio 45846  
**In the amount of:** \$ 379,202.00  
**Funding Source(s):** Local MVGT  
**Purpose:** Bridge No. 1225 Rehabilitation  
**Effective Dates:** 8/18/2021 – 11/26/2021

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

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0545**  
**ENG file**

**Authorize Amendment No. 3 to Agreement with the Ohio Department of Transportation (ODOT) for LPA Agreement No. 33106 for CLA CR 351-7.92 Selma Pike/Possum Road Project (PID 109451)**

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

**Agreement With:** Ohio Department of Transportation (ODOT)

**Amend** SECTION 3 Funding increase and revise amount of funds for construction.

3. FUNDING

- 3.1 The total cost for the PROJECT is estimated to be \$1,954,185 as set forth in Attachment 1. ODOT shall provide to the LPA 100 percent of the eligible costs, up to a maximum of \$320,000 Federal CMAQ (4TB7) funds for Design. ODOT shall provide to the LPA 100 percent of the eligible costs, up to a maximum of \$220,000 Federal CMAQ (4TB7) funds for Right of Way. ODOT shall provide to the LPA 100 percent of the eligible costs, up to \$1,414,185 for Construction in Federal CMAQ (4TB7) funds. This maximum amount reflects the funding limit for the PROJECT set by the applicable Program Manager. Unless otherwise provided, funds through ODOT shall be applied only to the eligible costs associated with the actual construction of the transportation project improvements and construction engineering/inspection activities.

Identification: LPA Agreement No. 33106  
 CLA CR 351-7.92 Selma Pike/Possum Road Project  
 PID 109451

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

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0546**  
**JFSC file**

**Authorize Contract Amendment #1 with DeBra-Kuempel, Inc.**

Commissioner Lohnes moved, per the request of the Clark County Job & Family Services Director, to authorize contract amendment #1 with:

<b>Organization Name:</b>	DeBra-Kuempel, Inc.
<b>Organization Address:</b>	3976 Southern Avenue, Cincinnati, Ohio 45227
<b>Amendment Amount:</b>	\$80,000.00
<b>New Contract Amount:</b>	\$320,000.00
<b>Funding Source(s):</b>	Shared Administrative Dollars
<b>Purpose of Amendment:</b>	To extend contract for one additional year of service
<b>Purpose of Contract:</b>	To provide maintenance of HVAC systems on the CCDJFS campus
<b>Amendment Effective Date:</b>	September 21, 2021
<b>Original Effective Date:</b>	September 21, 2018

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

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0547**  
**ISDC file**

**Authorize Change Order #14 for  
911 Center Security System**

Commissioner Lohnes moved, per the request of the Information Systems Director, to authorize change order #14 with:

<b>Organization Name:</b>	IMS Technology and Security
<b>Organization Address:</b>	P.O. Box 8285, Carlisle, Ohio 45005
<b>Original Contract:</b>	\$373,804.14
<b>Previous Changes:</b>	\$393,137.05
<b>This Change:</b>	\$ 764.83
<b>New Contract Total:</b>	\$767,706.02
<b>Funding Source(s):</b>	Permanent Improvement
<b>Reason for Change:</b>	Change the gate call box configuration to a video intercom due to connectivity issues with the internal phone system at 911 Center.

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

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0548**  
**POLC file**

**Adopt COVID-19 Policy for Unvaccinated Employees**

Commissioner McGlothlin moved, per the recommendation of the County Administrator, to adopt the following policy.

Due to the ongoing COVID-19 pandemic and the County's desire to maintain a safe work environment for employees and constituents, as of August 23, 2021, employees who are not vaccinated and are required to quarantine due to an exposure to a presumed COVID contagious individual will not be permitted to telework in lieu of working in the office.

However, if an unvaccinated employee is healthy enough to telework and the employee has a normal schedule that includes regular teleworking, the employee shall be permitted to continue working their normal telework schedule when they have been exposed to a presumed COVID contagious individual.

Unvaccinated employees, regardless of the reason for their unvaccinated status, shall be required to use any and all appropriate leave for their scheduled time in the office during the quarantine period. Failure to report a known presumed exposure shall be grounds for discipline.

Additionally, all unvaccinated employees may be required to submit to a COVID test upon a schedule determined by the County Administrator and provide proof of a negative test to the County Personnel Department. If such testing is required, the County Personnel Department shall provide a list of all employees (vaccinated and unvaccinated) who are permitted to work in the office as often as indicated by the schedule determined by the County Administrator. This directive applies to departments who have the Board of County Commissioners as their appointing authority or co-appointing authority.

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

Commissioner Lohnes, No; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0549**  
**FINF file**

**Authorize Intra-Fund Transfer(s)**

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

<b>From</b>			<b>To</b>		
<b>Department</b>	<b>Expense Acct.</b>	<b>Amount</b>	<b>Department</b>	<b>Expense Acct.</b>	<b>Amount</b>
Fund: TANF/Kinship					
DJFS	Pers. & Fringes	\$200,000.00	DJFS	Advances	\$200,000.00

Reason: Transfer needed to correct negative appropriation in transfer out. In addition, additional funds are being requested to cover July-September Quarter.

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0550**  
**FINI file**

**Authorize Inter-fund Transfer(s)**

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

<b>Transfer From</b>	<b>Amount</b>	<b>Transfer To</b>	<b>Amount</b>
PA Fund		PCSA	
2000-300-850000	\$ 36,443.84	2020-315-542000	\$ 36,443.84

Reason: Transfer being requested to move monies from PA to PCSA, Kinship allocation is deposited in 2000 Fund. Expenses are paid and reported in 2020 PCSA Fund. The 2000 PA Fund needs to reimburse the 2020 Fund.

PA Fund		PCSA	
2000-300-850000	\$156,779.78	2020-315-542000	\$156,779.78

Reason: Transfer being requested to move monies from PA to PCSA. PRC allocation is deposited in 2000 fund, expenses are paid and reported in 2020 PCSA Fund. The 2000 PA Fund needs to reimburse the 2020 Fund.

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0551**

**Pulled**

**Resolution 2021-0552  
INVS file**

**Authorize Donation of Obsolete Equipment**

Commissioner Lohnes moved, per the request of the Information Systems Director, to donate the following:

Please see attachment.

Further move to donate the listed equipment to the Ohio Military Reserve, 4th Civil Support and Sustainment Brigade (CSSB) S6, 4094 Sullivant Avenue, Columbus, Ohio 43228, as the equipment is no longer needed for County use, pursuant to Ohio Revised Code Section 307.12(D).

\*Storage devices have been sanitized according to the U.S. Department of Defense 5220.22-M 3-pass wipe data sanitization method.

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0553  
TRAV file**

**Approve Travel/Expense Allowance**

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

<b>Dept.</b>	<b>Name</b>	<b>Purpose</b>	<b>Place</b>	<b>Date</b>	<b>Cost</b>
Utilities	D. Hasting, B. Mader D. Thompson, J. Lethcoe	SWOWEA Seminar	Xenia, Ohio	8/19/21	\$65.00

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

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0554  
SHRR file**

**Acknowledge Sheriff's Jail Expenditure Reports**

Commissioner Lohnes moved to acknowledge the receipt of the Sheriff's Jail Expenditure Reports for July 2021.

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0555**  
**TRSR file**

#### **Acknowledge Treasurer's Investment Report**

Commissioner Lohnes moved to acknowledge the receipt of the Treasurer's July 31, 2021 Investment Report.

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0556**  
**FINX file**

#### **A Resolution Continuing the County Sales Tax at the Rate of One-Half of One Percent Pursuant to Section 5739.026 Ohio Revised Code**

Commissioner Lohnes moved the adoption of the following Resolution:

**WHEREAS**, this Board of County Commissioners has heretofore held two public hearings on the question of continuing the County sales tax at the rate of one-half of one percent pursuant to Section 5739.026(A)(3), Ohio Revised Code;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of the County of Clark, State of Ohio, that:

**Section 1.** Pursuant to Section 5739.026(A)(3), Ohio Revised Code, and for the purpose of paying the expenses of administering the increase in the tax and to provide additional revenue to the County's general fund, there is hereby levied a tax at the rate of one-half of one percent, in addition to the tax imposed by Section 5739.02, Ohio Revised Code, on every retail sale in the County, except sales of watercraft and outboard motors required to be titled pursuant to Chapter 1548, Ohio Revised Code, and sales of motor vehicles, which is within the taxing power of the County under the Constitutions of the United States of America and the State of Ohio as provided in Section 5739.026, Ohio Revised Code, permanently.

**Section 2.** This resolution, subject to a referendum as provided in Section 305.31, Ohio Revised Code, shall become effective January 1, 2022 levying a county use tax pursuant to Section 5741.023, Ohio Revised Code, and the tax provided for herein shall be and remain in effect during the same period while such county use tax shall be in effect.

**Section 3.** The Clerk of this Board is hereby directed to deliver a certified copy of this resolution to the Tax Commissioner of the State of Ohio.



**Section 4.** It is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions were in meetings open to the public, in compliance with all requirements of law.

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

**Resolution 2021-0557**  
**FINX file**

**A Resolution Continuing the County Use Tax at the Rate of One-Half of One Percent Pursuant to Section 5741.023 Ohio Revised Code**

Commissioner Lohnes moved the adoption of the following Resolution:

**WHEREAS**, this Board of County Commissioners has heretofore held two public hearings on the question of continuing the County sales tax at the rate of one-half of one percent pursuant to Section 5739.026 and 5741.023, Ohio Revised Code;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of the County of Clark, State of Ohio, that:

**Section 1.** Pursuant to Section 5741.023, Ohio Revised Code, and for the purpose of paying the expenses of administering the increase in the tax and to provide additional revenue to the County's general fund, there is hereby levied a tax at the rate of one-half of one percent, in addition to the tax imposed by Section 5739.02, Ohio Revised Code, on the storage, use or other consumption in the County of motor vehicles and watercraft and outboard motors required to be titled in the County pursuant to Chapter 1548, Ohio Revised Code, acquired by a transaction subject to the tax imposed by Section 5739.02, Ohio Revised Code, and in addition to that imposed by Section 5741.02, Ohio Revised Code, on the storage, use or other consumption in the County of tangible personal property and services subject to the tax levied by the State of Ohio as provided in Section 5741.02, Ohio Revised Code, permanently.

**Section 2.** This resolution, subject to a referendum as provided in Section 305.31, Ohio Revised Code, shall become effective January 1, 2022 levying a county sales tax pursuant to Section 5739.026, Ohio Revised Code, and the tax provided for herein shall be and remain in effect during the same period while such county sales tax shall be in effect.

**Section 3.** The Clerk of this Board is hereby directed to deliver a certified copy of this resolution to the Tax Commissioner of the State of Ohio.

**Section 4.** It is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board that resulted in such formal actions were in meetings open to the public, in compliance with all requirements of law.

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

Commissioner Lohnes, Yes; Commissioner McGlothlin, Yes; Commissioner Wilt, Yes

Resolution 2021-0558

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 Clerk

By: \_\_\_\_\_  
Richard L. Lohnes

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