

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 Richard L. Lohnes; Jenny Hutchinson, County Administrator; Michelle r. Noble, Assistant County Administrator/Human Resources Director; Megan Burr, Commission Clerk; Angela Wheeler, Administrative Assistant; Beau Thompson, Assistant County Prosecutor; Michael Cooper, Public Information Officer; Tom O'Neill, Veterans Office; Richard Holt; Sydney Dawes, Springfield News Sun.

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

*Agenda Review:*

Ms. Hutchinson briefed the Board on each resolution.

Resolution 2021-0604 authorized a contract with Dalton Protection for repairs to the south elevation curtain wall for the Municipal Court Building. It is for concrete wall repairs. This was a project that came out of jail the report.

Resolution 2021-0605 authorized a change order with Motorola for the EMD cards for the dispatch center. This is part of the contract tied to the ARPA resolution.

Resolution 2021-0606 authorized an intergovernmental agreement with the Board, Village of Enon and Greenon Schools for the Enon-Xenia Road Improvement Project. It lays out the funding and responsibilities for each party. The County Engineer is the supervisor on this project. Commissioner Wilt said the new Greenon School is a wonderful layout. This project is related to Resolution 2021-0614.

Resolution 2021-0607 acknowledged and rejected the bids for being over 10% of the estimate. This is for the Rocking Horse Center Medical Drive-thru project through the CDBG grant. Commissioner Wilt requested a separate vote.

Resolution 2021-0608 replaced Resolution 2021-0202 due to the original order not being able to be filled. This order of trucks replaces the original order.

Resolution 2021-0609 authorized intra-fund transfers for the Veterans Office. It is for renovation expenses and additional outreach. Commissioner Wilt asked if there are other bill boards. Mr. O'Neill, Veterans Office, said they changed the logo for Veterans. There is a silent watch going on this weekend. There are also radio ads.

Resolution 2021-0610 approved a supplemental appropriation. Ms. Hutchinson explained this reverses the transfer out that was done a few months ago. The original issue was if Veterans or the Commission would pay the attorney fees. This appropriation puts this issue to bed. This will fund the Veterans budget at 100%. This puts this to bed and move on. This will fund their budget 100%.

Resolution 2021-0611 authorized a then and now for JFS (Job and Family Services). Commissioner Lohnes noted the reason given was the definition of a then and now. The Board asked what would happen if they voted no. Ms. Hutchinson explained if the Board voted no, it could become a personal purchase of the person who made or authorized this purchase.

Resolution 2021-0612 authorized travel expenses. She noted the request for EMA needs pulled. Ms. Clements-Pitstick has a full plate with COVID ramping up. She will attend next year. Mr. Harris, Community & Economic Development Director, is going this year.

Resolution 2021-0613 authorized the revised JFS procurement policy. There have been revisions to thresholds to reflect updates to the law. It doesn't have to go before the Board but staff thought it was a good idea. The auditor's likes to see the policy adopted by the Board.

Resolution 2021-0614 authorized the allocation of American Rescue Plan Act (ARPA) funds for the Enon-Xenia Road project. The \$2 million is only for the stormwater part of the project. It is slated to start spring of 2023 and be complete in the fall. Commissioner Wilt said it was a great use of the funds because it is infrastructure that enables the county to improve economic opportunity. It will come back over time. Commissioner Lohnes said there has been some legal pushback for townships to use the ARPA money for storm water but the county can. It is multifaceted. He spoke about Fairfield County and their ARPA projects.

*Commissioner Updates:*

Commissioner Lohnes said there is a meeting on September 20 about ARPA and Senate Bill 52. It is at 9:30 in Lebanon, Ohio. Commissioner Wilt said she would attend but can't stay the whole time. Discussion ensued about mental health and substance abuse.

Discussion ensued about the health insurance meeting with staff held recently.

Commissioner Wilt said the Benefactor Group was concerned about the county's masking policy. They have a strict masking policy. She asked the Board their thoughts. She had no desire to require masking. She knows some people choose to wear a mask and that's ok. She asked for Ms. Noble's opinion. Ms. Noble replied COVID numbers are increasing among vaccinated and unvaccinated. Most of them don't know where they got it. Asymptomatic employees may be spreading it. Ms. Hutchinson said she has been leaving it up to directors and elected officials if they want to require masks. There is not a universal policy for the buildings. If the Board makes it universal policy, enforcement will be an issue. People still get angry over masks. Commissioner Wilt didn't want to force it upon the person. She advised staff to conduct business as quickly as possible.

Commissioner Wilt asked about video conferencing. Mr. Thompson replied it has not been approved by state legislature.

Commissioner Lohnes tries to go with the data. He spoke with the Health District. The Health District has numbers related to quarantine protocols with masks. This year is 50% better on the number of kids in school. Masks help some. He wasn't hard one way or the other.

Commissioner Wilt suggested masks as a guideline.

Commissioner McGlothlin would rather not require masks but if it is a safety situation he will support it.

Commissioner Wilt said on a case by case basis for meetings with outside entities coming in, she would encourage masking and request the outside entity wear masks. She didn't feel mandates were necessary but wanted to communicate encouragement and consideration of others.

Commissioner Lohnes asked about the status of the Reentry Coalition. Commissioner McGlothlin did not know. Ms. Hutchinson said the contract with OIC was canceled this summer. The Commissioners did fund reentry activities. Ms. Hutchinson has had concerns about their ability to perform those services, particularly during COVID. OIC is no longer involved in reentry. Commissioner Wilt wanted to figure out how to keep it active since the county established it. Ms. Hutchinson felt JFS would be a good source to provide the services. OIC received money from JFS as well.

Commissioner Wilt mentioned CCLEAT needs someone to replace a member that is taking a job somewhere else.

*County Administrator Updates:*

Ms. Hutchinson said the renovations on the 4<sup>th</sup> floor Municipal Court building are continuing. Emery is doing the wiring. Flooring will be laid down and then it will be done.

IS has two good candidates for office manager. Commissioner Wilt felt other departments should have influence on the office manager. Ms. Hutchinson said they are utilizing Ms. Clements-Pitstick to help with interviews.

The Board reviewed their calendars and events.

The Board recessed until 10:00 a.m.

Call to Order, Commission

Resolution 2021-0603

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 except Resolution 2021-0607 and 0610. 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 Resolution 2021-0607. Commissioner McGlothlin seconded the motion. The roll being called for its passage resulted as follows:

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

Discussion ensued about Resolution 2021-0610. Commissioner McGlothlin asked for an explanation. Ms. Hutchinson explained it is about the payment of lawyer fees incurred by Veterans Services from this spring. The invoice had not been paid. At that time, the Board was advised to reduce it from the Veterans budget and put it in contingency. Since then, there has been discussion back and forth and another threat of a lawyer. The Commissioners paying it settles the issue. The expense will still be paid from fund 710. This is the \$10,000 attorney fee bill.

Commissioner Wilt asked what the consequences are if it is denied.

Ms. Hutchinson said an attorney general's opinion has been requested. It will take time to receive that. In order to avoid another lawsuit the money needs transferred back to Veterans. The attorney general's opinion will help with future incidents and will offer clearer guidelines.

Commissioner Wilt surmised the consequence would be the Veterans sue the Commissioners again for the amount to pay their attorney they originally used to sue the Commissioners.

Commissioner Wilt asked if Mr. O'Neill had any comments. He said he pushed for the total amount the hardest because they were only getting 2/3 of that. The Board is going to get the money back anyway because the Veterans Office can't spend it all. The Veterans Office wants all of it so they don't have to ask for more if the need arises.

Commissioner Wilt said that was done and went forward with it.

Mr. O'Neill said there was hit back on that so they got the attorney because there was a conflict with using the County Prosecutor. They didn't want to use an outside attorney but they did. He knew the county taxes increased this year.

Commissioner Wilt said the Board didn't increase taxes. They voted to renew the sales tax rate.

Mr. O'Neill was referring to estimated revenues. That's the reason they went out and hired an attorney. He said the attorney they hired probably wasn't worth it.

Commissioner Wilt asked if he felt the attorney was worth it if the Commissioner paid for it.

Mr. O'Neill replied sure. He thought that was the original agreement. He wasn't here so he didn't know for sure. It would be paid for out of the general fund, not the Veterans fund. Commissioner Wilt replied that wasn't correct.

Ms. Hutchinson said the court order said it should be taken from the general fund, which the Veterans Office is part of.

Ms. Hutchinson said the Veterans Office has threatened to get another attorney for this money. Commissioner Wilt said that is a waste of general fund resources. Ms. Hutchinson advised the Board to be the bigger party and pay the bill. Commissioner McGlothlin asked for Mr. Thompson's opinion.

Commissioner McGlothlin moved to discuss imminent litigation. Commissioner Lohnes seconded the motion and the roll being called for its passage resulted as follows:

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

The Board reconvened.

Commissioner McGlothlin moved to approve Resolution 2021-0610. Commissioner Lohnes seconded the motion. The roll being called for its passage resulted as follows:

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

Commissioner Wilt stated she was reluctant to vote yes.

**Resolution 2021-0604**  
**B&GC file**

**Authorize Contract with  
Dalton Protection, Inc.**

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

**Organization Name:** Dalton Protection, Inc.  
**Organization Address:** 101 West Main Street, Medway, Ohio 45341  
**In the amount of:** \$36,273.00  
**Funding Source(s):** General Fund  
**Purpose:** Repairs to south elevation curtain wall at Municipal Court Building.  
**Effective Dates:** September 15, 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 2021-0605**  
**SHRC file**

### **Authorize Change Order #2 for Motorola Solutions APCO Integration**

Commissioner Lohnes moved, per the request of the Sheriff's Office, to authorize change order #2 with:

**Organization Name:** Motorola Solutions  
**Organization Address:** 13108 Collections Center Dr., Chicago, IL 60693  
**Original Contract:** \$3,539,893.00  
**Previous Changes:** \$ (3,856.67)  
**This Change:** \$ 25,919.65  
**New Contract Total:** \$3,561,955.98  
**Funding Source(s):** American Rescue Plan (ARP) Funding  
**Reason for Change:** Add a software integration for APCO EMD Software

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 2021-0606**  
**ENGA file**

### **Authorize Inter-governmental Agreement between Board of Clark County Commissioners, Village of Enon and Greenon Local Schools**

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

**Agreement between:** Board of Clark County Commissioners, Village of Enon and Greenon Local Schools  
**In the amount of:** Variable costs per agreement  
**Purpose:** Funding, Design, Coordination and Construction for the Enon-Xenia Road Improvement Project  
**Effective Date:** September 15, 2021

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

**Resolution 2021-0607**

**CDDDB file**

**Acknowledge Bid Opening and Reject Bids for Rocking Horse Community Health Center  
New Medical Drive-Through Project**

Commissioner Lohnes moved, per request of the Planning and Development Administrator, to acknowledge receipt of the bids below, subject to the Board's right to reject any bid pursuant to the notice of competitive bidding and any other applicable bid requirements. The bid opening for the Rocking Horse Community Health Center New Medical Drive-Through project was held on Thursday, September 2, 2021. The following bids were read:

<u><i>Bidder</i></u>	<u><i>Base Bid</i></u>
Arcon Builders	\$ 430,000
Link Construction Group	\$ 398,719

**Estimate: Base Bid \$302,373**

Further move to reject all bids due to being 10% over the estimate.

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, Abstain

**Resolution 2021-0608**

**Replaces Resolution 2021-0202**

**INVP file**

**Authorize Purchase of Equipment for the  
Clark County Engineer's Office**

Commissioner Lohnes moved, per the request of the County Engineer, to authorize the purchase of three (3) new 2022 GMC Sierra 1500 pickup trucks from Bob Ross Auto Group at a cost of \$85,428.00 per state contract RS900621. The cost to be paid from the MV&GT Fund.

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 2021-0609**

**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: General					
Veterans Serv.	Mem. Day Exp.	\$ 3,500.00	Veterans Serv.	Other Expenses	\$ 3,500.00
Veterans Serv.	Travel	\$ 2,439.00	Veterans Serv.	Other Expenses	\$ 2,439.00
Veteran's Serv.	Cont. Serv. – Repairs	\$ 2,250.00	Veterans Serv.	Other Expenses	\$ 2,250.00
Veteran's Serv.	Salaries – Emp.	\$12,000.00	Veterans Serv.	Other Expenses	\$12,000.00
Veterans Serv.	Advertising/Printing	\$ 3,000.00	Veterans Serv.	Other Expenses	\$ 3,000.00

Reason: Renovation expenses and additional outreach.

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 2021-0610**  
**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:

<b>Fund:</b>	<b>Department:</b>	<b>Account:</b>	<b>Amount:</b>
General Fund	Veterans Serv.	Operating Exp.	-\$10,377.00

Commissioner Lohnes 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 2021-0611**  
**FINT file**

**Approve Issuance of Warrants for Then and Now(s)**

Commissioner Lohnes moved, upon the recommendation of the County Administrator to approve the issuance of warrants for then and nows are as follows:

<b>P.O. Number</b>	<b>Fund</b>	<b>Vendor</b>	<b>Date Purchase</b>	<b>Amount</b>
210021103	PCSA (JFS)	Choices	6/30/2021	\$1,170.00

Reason: Purchase made before the reserve was approved. Reserve entered 6/25/21.

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

**Revised**

**Resolution 2021-0612**  
**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>
BOCC	R. Lohnes, M. Foley, B. Thompson	ARPA Symposium	Columbus, OH	9/29/21	\$ 444.00
Comm. Dev.	E. Harris	Township Mtg.	Springfield, OH	9/23/21	\$ 20.00
JFS	Various staff	OCDA Fall Conf.	Columbus, OH	10/18-19/21	\$3,744.40

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 2021-0613**  
**POLP file**

**Adopt Ohio Department of Job and Family Services  
Procurement Policy**

Commissioner Lohnes moved, upon the recommendation of the County Administrator, to adopt the Ohio Department of Job and Family Services Procurement Policy.

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 2021-0614**  
**ARPA file**

**Resolution Authorizing the allocation of American Rescue Plan Act Funds for the  
Enon-Xenia Stormwater Project**

Commissioner Lohnes moved, per request of the County Administrator to approve the following project:

**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 make necessary investments in infrastructure through projects that will improve decentralized wastewater treatment and stormwater systems; and,

**Whereas**, the allocated funds cover the replacement of storm sewers and the construction of county-owned waterline infrastructure.

**Now therefore**, be it resolved by the Board of County Commissioners, that:

The Board of County Commissioners approves the use of the ARPA funds toward a portion of the Enon-Xenia Stormwater Project in the amount not to exceed \$2,000,000.

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 2021-0615

There being no further business, 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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