`THE BOARD OF COUNTY COMMISSIONERS

50 East Columbia Street, 5th Floor
Springfield, Ohio 45501

CLARK COUNTY, OHIO

AGENDA

Source: google images

April 23, 2014

8:30 A.M.	Informal Session
10:00 A.M.	Formal Session
Call to Order	President of County Commission Resolution 2014-0300

Invocation

Pledge to the flag

Approve minutes of the last meeting and
Dispense with reading of same: Commissioner Hartley

Review/Action:
Matters before the Board and Departmental Requests: See attached motions

Staff Notes:

8:30 Review Agenda

10:00 Formal Session

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0301

Authorize Contract with R. B. Jergens
for CLA 333 0.00 Dayton Springfield Road Project

Commissioner ____ moved, per the request of the Deputy Engineer, to authorize a contract with:

Organization Name:	R. B. Jergens
In the amount of:	$5,713,512.90 (Base bid including Alternate 1)
Purpose:	CLA 333 0.00 Dayton Springfield Road Project
Funding Source:	Federal and OPWC funds
Effective Date:	April 23, 2014

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

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
ENGC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0302

Authorize Contract with DLZ Ohio, Inc.
for CLA 333 0.00 Dayton Springfield Road Project

Commissioner ____ moved, per the request of the Deputy Engineer, to authorize a contract with:

Organization Name:	DLZ Ohio, Inc.
In the amount of:	$391,984.00
Purpose:	Construction Inspection for the CLA 333 0.00 Dayton Springfield Road Project
Funding Source:	Federal and OPWC funds
Effective Date:	April 23, 2014

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

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
ENGC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0303

Authorize Change Order #5 for
Southwest Regional WWTP Plant Upgrade and Expansion

Commissioner ____ moved, per the request of the Utilities Department Director, to authorize change order #005 with:

Organization Name:	Peterson Construction Company
Organization Address:	1887 S.R. 501 N., Box 2058, Wapakoneta, Ohio 45895-0558
Original Contract:	$6,673,000.00
Previous Changes:	$-75,709.00
This Change:	$ 27,092.00
New Contract Total:	$6,624,383.00
Funding Source(s):	OWDA/WPCLF Loan and OPWC Loan
Purpose:	Multiple deduct and addition line items, net result is a $27,092.00 cost increase to the contract – see attached listing.

Further move to authorize the County Administrator to the execute change order and related OWDA/WPCLF and OPWC forms.

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
Peterson Construction Company
UTLC file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0304

Acknowledge Request for Proposals (RFP) for
Clark County Accounting and Payroll System Rebid

Commissioner ____ moved to acknowledge the RFP opening on Thursday, April 10, 2014 for Clark County Accounting and Payroll System Rebid. The following RFP were received:

Bidder
BS&A Software
Software Solutions
Tyler Technologies

Further move to refer the proposals to staff for further evaluation.

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
AUDB file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0305

Approve Expedited Type 2 Annexation Petition for +/- 2.686 acres in Moorefield Township

Commissioner ____ moved to grant a Type 2 Expedited Annexation Petition for the following property:

Petitioner/Agent:	John M. Spencer on behalf of VetSource and the City of Springfield
Petitioner/Agent Address:	30 Warder Street, Suite 250, Springfield, Ohio 45504
Location:	Approximately 2.686 acres in Moorefield Township located at 3681 Middle Urbana Road, Springfield, Ohio 45502
From:	Moorefield Township
To:	City of Springfield
Documents Filed:	Annexation Petition, Exhibit A (Legal Description), Exhibit B (Annexation Map), Exhibit C (List of Tracts in the territory proposed for annexation), Exhibit D (parcels adjacent to territory proposed for annexation), Filing fee
Date Received:	March 25, 2014

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

Commissioner Hartley, Commissioner Lohnes, Commissioner Detrick,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
County Engineer
County Recorder
Community Development
County Prosecutor
Tax Maps/LIS
Township Trustees/Fiscal Officer
ANX file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0306

Approve Agriculture Security Area Applications for Madison Township

Commissioner ____ moved, to adopt the following:

Ohio's New Agriculture Security Area (ASA) established in Ohio Revised Code ("ORC") Section 931 permits one or more landowners to submit an application to the boards of county commissioners and township trustees requesting to enroll at least 500 acres of contiguous farmland onto an ASA for a period of 10 years.

ASAs provide certain benefits to farmers including protection from nonfarm development and a critical mass of land, to help keep farming economically viable.

Agriculture is important to Clark County's economy, which in 2007, had a total of 744 farms, totaling 177,335 acres, annual cash receipts of $4.2 million, and is dependent on protection farmland.

Applications have been received for the following landowners in the township indicated below. The public hearing was held with Madison Township Trustees on Wednesday, April 2, 2014 and have approved the following ASA:

Madison Township, Application: Gregory Spears, Suzanne Trotter, and Martin Spears have submitted applications pursuant to ORC Section 931.02 to request that parcels 1601608838000001, 08012000005000008, 0801600805000010, 1601600807000005, 1601608070000008, 0801600805000008, 1601600805000015, 0801600805000009, 1601300035,000005, 1601300035000008, 160160807000000916016090000000030, 1601608838000018, 1601607508000001, 1601609000000003, 1601609000000005, 1601608013000005, 1601608013000001, 1601609000000006, be enrolled in an ASA.

All notices required by ORC Section 931.03 have been provided.

ASA is a partnership between the farmland owner and the local elected officials. The Board of County Commissioners agree to not initiate, approve, or finance any development for residential, commercial, or industrial purposed, including construction of new roads and water and sewer lines, within the above areas for a period of 10 years from the effective date of this resolution in accordance with ORC Section 931.03©. Further, the applicants have agreed to not initiate, approve, or finance any new development for non-agricultural purposes on the land included in the application during the 10 year period form the effective date of this resolution.

The Board of Clark County Commissioners, Ohio, hereby authorize the establishment of an ASA on property pursuant to the terms and conditions above, effective as of the date this resolution.

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Township Trustees
Applicants (by certified mail)
School Superintendents
Ohio Director of Agriculture
Clark County Engineer
Ohio Director of Transportation
ASA file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0307

Authorize Inter-fund Transfer(s)

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

Transfer From	**Amount**	**Transfer To**	**Amount**
General Sewer Fund		Limecrest Sewer Bond Retirement	
0501-600-74901-00	$29,570.00	0504-600-64100-00	$29,570.00

Reason: Transfer is necessary for loan payment (principal & interest).

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor, County Administrator, Requesting Department(s), FINI file

The Board of County Commissioners, in and for Clark County, Ohio, met 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0308

Approve Supplemental Appropriation(s)

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

Fund:	**Department:**	**Account:**	**Amount:**
Prosecutor DRC Grant	Prosecutor	Personnel & Fringes	$5,637.60

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department
FINS file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0309

Approve Issuance of Warrants for Then and Now(s)

Commissioner ____ moved, to approve the issuance of warrants for then and now(s) are as follows:

P.O. Number	Fund	Vendor	Date Purchase	Amount
292848	Sheriff's Grant	Foreman-Blair	3/25/14	$7,035.36

Reason: Funds were not put on a reserve because the decision to lease these vehicles was not made until the end of February/early March. Did not know it would be billed. Had to wait until everything was finalized.

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department(s)
FINT file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0310

Acknowledge Treasurer's Investment Report(s)

Commissioner ____ moved to acknowledge the receipt of the Treasurer's March 31, 2014 Investment Report(s).

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Treasurer
TRSR file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0311

Direct Treasurer to File Initial Articles of Incorporation for the Clark County Land Reutilization Corporation

Commissioner ____ moved, per the request of Grants Coordinator, to authorize the following:

WHEREAS, division (A) of Section 5722.02 of the Revised Code authorizes a county to elect to adopt and implement the procedures set forth in Sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within its boundaries.

WHEREAS, division (A) of Section 1724.04 of the Revised Code authorizes a county that has a population of more than sixty thousand as of the most recent decennial census and that elects to adopt and implement the procedures set forth in Sections 5722.02 to 5722.15 of the Revised Code to organize a county land reutilization corporation for the purpose of exercising the powers granted to a county under Chapter 5722 of the Revised Code.

WHEREAS, Clark County, Ohio (the "County") had a population over sixty thousand as of the year 2010, the year of the most recent decennial census.

WHEREAS, the Board of Clark County Commissioners (the "Board") has determined that the current economic conditions in the County and the conditions of the real estate market in the County, including, but not limited to, the foreclosures for mortgage and tax payment delinquencies, are such as to necessitate the adoption and implementation of the procedures set forth in Sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within its boundaries.

WHEREAS, division (B) of Section 5722.02 of the Revised Code permits a county that adopts a resolution under division (A) of such section to cause to be organized a county land reutilization corporation under Chapter 1724 of the Revised Code to act on behalf of and cooperate with the county in exercising the powers and performing the duties of a county with respect to land reutilization under Chapter 5722 of the Revised Code.

WHEREAS, the Board now desires to adopt a resolution under division (A) of Section 5722.02 of the Revised Code adopting and implementing the procedures set forth in Sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within its boundaries.

WHEREAS, in furtherance of the implementation of an effective land reutilization program and in accordance with division (B) of Section 5722.02, the Board also desires to organize a county land reutilization corporation under Chapter 1724 of the Revised Code to act on behalf of and cooperate with the County in exercising the powers and performing the duties of a county under Chapter 5722.

WHEREAS, the Board hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board, and that all the deliberations of this Board,

and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

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

Section 1. In accordance with division (A) of Section 5722.02 of the Revised Code, this Board hereby finds and determines that the existence of nonproductive land within its boundaries due to foreclosures from mortgage and tax payment delinquencies and other reasons is such as to necessitate the implementation of a land reutilization program to foster either the return of such nonproductive land to tax revenue generating status or the devotion thereof to public use.

Section 2. This Board hereby elects to adopt and implement the procedures set forth in Sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within its boundaries.

Section 3. In furtherance of the implementation of a land reutilization program for the County, this Board hereby authorizes and directs that a county land reutilization corporation (the "Corporation") shall be organized under Chapters 1724 and 1702 of the Revised Code and hereby authorizes and directs the County Treasurer (the "Treasurer") to incorporate the Corporation in accordance with Section 1724.04 of the Revised Code by the execution and filing of its initial articles of incorporation in the form heretofore on file with the Clerk of the Board.

Section 4. Pursuant to and in accordance with Section 1724.04 of the Revised Code, this Board hereby approves the form of initial articles of incorporation heretofore filed with the Clerk of this Board.

Section 5. Pursuant to division of Section 5722.02 of the Revised Code, the Clerk of this Board is authorized and directed to deliver a certified copy of this resolution to the Auditor of the County, the Treasurer and the Prosecuting Attorney of the County.

Section 6. This resolution shall take effect and be in force immediately upon its adoption.

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department(s)
CDDO file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0312

Authorize Placement on Tax Duplicate for Uncollected Water and Sewer Use Charges

Commissioner ____ moved, per the request of the Director of Utilities, to certify to the Auditor, as required by Sections 6117.02 and 6103.02 O.R.C. for placement on the 2014 real property tax list and duplicate against the following property:

Property Owner:	Paul Asher
Address:	1259 Bookwalter Ave, New Carlisle, OH 45344
	10-5-31-218-3
	Bethel Twp
Amount:	$76.46
Comments:	Water & Sewer, Place on tax duplicate prior to Sheriff Sale on April 25, 2014

Property Owner:	Michael W & Debra S Thompson
Address:	7960 Kimmel St, Fairborn, OH 45324
	18-1-11-106-9
	Mad River Twp
Amount:	$325.53 water is off
Comments:	Water & Sewer, Place on tax duplicate prior to Sheriff Sale on April 25, 2014

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk
copy: County Auditor, County Administrator, Requesting Department, Treasurer, UTLO file

The Board of County Commissioners, in and for Clark County, Ohio, met this 23rd day of April, 2014 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes John Detrick David Hartley

Resolution 2014-0313

Approve Travel/Expense Allowance

Commissioner ____ 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**
B&G	M. Swank, M. Yinger	Contract training	Cincinnati, OH	5/8/14	$558.00
Comm Pleas	J. Hunt	Probation Firearms Trng	Springfield, OH	4/25-5/1/14	$525.00
Probate Ct	R. Carey	Judges Summer Conf	Columbus, OH	6/16-19/14	$1,155.00
Probate Ct	R. Carey	AMA/AJF Seminar	Las Vegas, NV	10/5-10/14	$1,494.21

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

Commissioner Hartley, Commissioner Detrick, Commissioner Lohnes,

---

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of April 23, 2014.

Megan Lokai, Clerk

copy: County Auditor
County Administrator
Requesting Department(s)
TRAV file