

The Board of Clark County Commissioners met in regular session pursuant to adjournment in accordance with Section 121.22 O.R.C. (Sunshine Law) at Conference Room 151, Springview Government Center, 3130 East Main Street, Springfield, Ohio 45505.

The following members and guests were present: Commissioner Richard L. Lohnes; Commissioner John Detrick; Commissioner David Hartley; Nathan Kennedy, County Administrator; Megan Lokai, Clerk; Alice Godsey & Linda Mitchell, Clark County Solid Waste; John Burr, County Engineer; Steve and Kathy Voytko; Len Hartoog; Matthew McNelly; Kevin Dewey & Mike Snoddy, Recycle Clark County; Dave Powers, US Express; Little Beaver, CIRES; Ed Dow; Dale Henry, Southern Gateway Neighborhood Association; Josh Rauch, City of Springfield; Jessica Dewey; Jim Strohl; Marshall Whitacre & David Vince, Vince Refuse; Ken Stone; Dorothy Broker; Norman Carl; Tim Foley, Springfield Township; Larry Shaffer; Ronald Logan, Greater Grace Temple Church; Tim Young; Kyle (inaudible last name), Rumpke; Dennis Baker; Eric Terrell; Bob Samosky.

Call to Order, Commission President Lohnes

Resolution 2013-0938

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

Commissioner Detrick, Yes; Commissioner Hartley, Yes; Commissioner Lohnes, Yes

The motion carried.

The Board held the public meeting for the proposed Solid Waste Transfer Station and Recycling Center.

*Agenda Review:*

Commissioner Detrick asked about the following resolutions:

Resolution 2013-0940: Engineer Burr explained in the process of relocated State Route 794 there was approximately 200 feet of stream that was disturbed. Mitigation was required. Everyone was in agreement with this. The County will have to maintain it for five years. He did not foresee any development for that ground.

Resolutions 2013-0941 and 0942 needed to be voted on separately.

Commissioner Detrick asked Mr. Kennedy to explain Resolution 2013-0945. Mr. Kennedy explained the resolution authorized travel for some employees. The first request was for an Auditor's Office employee to present at the conference for GIS. Board of Elections was routine training and there were no overnight costs. Commissioner Detrick stated it was important for employees to stay up to date through training. Commissioner Hartley didn't have any questions but requested a separate vote on Resolutions 2013-0941 and 0942.

Commissioner Lohnes had no questions.

Commissioner Hartley moved to approve the agenda in its entirety except Resolutions 2013-0941 and 2013-0942. Commissioner Lohnes seconded the motion. The roll being called for passage resulted as follows:

Commissioner Detrick, Yes; Commissioner Hartley, Yes; Commissioner Lohnes, Yes

The motion carried.

Commissioner Detrick moved to approve resolutions 2013-0941 and 0942. Commissioner Lohnes seconded the motion. The roll being called for passage resulted as follows:

Commissioner Hartley, No; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

The motion carried.

### **Resolution 2013-0939**

#### **6:00 p.m. Public Meeting for Proposed Solid Waste Transfer Station and Recycling Center**

This is the date and time set by the Board of County Commissioners, Clark County, Ohio, to hold a public meeting on the proposed Solid Waste Transfer Station and Recycling Center.

Public Meeting opened by the Commission President at 6:03 p.m.

*Staff Report:* Alice Godsey, Solid Waste District Director, had reviewed plans from Recycle Clark County LLC to build a proposed transfer station on west Leffel Lane. They want to put up a 120 x 200 ft. building. They plan to have equipment in the building that will separate recyclables from solid waste. The remaining solid waste will be compacted and trucked to a landfill. The Solid Waste District has an approved Solid Waste Management Plan which was approved locally in 2012 and by Ohio EPA in 2013. The plan looks at the next five years. The possibility of a transfer station was in the plan. It can be a private facility, private/public facility or public facility. Ms. Godsey began talking with the company in early spring. The benefits to the county would be that the idea complies with the Solid Waste Management Plan. It would benefit local haulers saving time and travel to the local facility instead of out of county. It would benefit the community as a drop off location for recyclables. Recycle Clark County has committed to accepting the recyclable material from the Solid Waste District which will save staff time and money dropping it off. The Board was required to look at county level interest. Some of the items that play into county level interest were current land use, impact on local economy, impact on local infrastructure and quality of life issues. In summary, Ms. Godsey reported the proposal fit in the Solid Waste Management Plan.

Commissioner Lohnes asked Mr. Dewey and Mr. Snoddy from Recycle Clark County to talk about all the issues. Mr. Dewey explained the proposed facility would divert recyclables from going to a landfill. They needed to find a location that was already zoned properly. It was a heavily regulated process. The Ohio EPA will mandate everything. All waste will be indoors. The trucks currently take trash to Montgomery County. The trucks would enter this facility and dump trash on the floor. Then the trash would be scooped up and put into the sorting system. The trash would be compacted, baled and finally sold. Once the recyclables are compacted they are loaded into trucks and sold. The garbage would also be hauled off to the landfill. The engineers and EPA regulations were situated around public convenience. There will be a staging area for the trucks in case there is ever an issue trucks won't be backed up on Leffel Lane. There will be 12-15 trash trucks a day coming in. There will be four loads a day of trash going out. Trash cannot be kept overnight per the Ohio EPA regulations. There will be no accumulation of trash which can attract rodents. Mr. Snoddy said the facilities he toured had fences and any trash that blew out of the facility was picked up daily. The facilities were kept extremely clean. Mr. Dewey said a mitigation plan had to be submitted.

Commissioner Lohnes asked what the next step was.

Mr. Dewey said they needed county level interest. Then they need to get the EPA to approve it. An engineer and consultant will be hired. The building was designed as strategically as possible. The back property line was residential. The closest house was approximately 500 feet from the facility. Commissioner Lohnes asked what the benefit was to the local area trash haulers. Mr. Dewey said currently 91% goes to the Montgomery County transfer station (known as the North Transfer Station). The North Transfer Station will be closing in 2014. The waste haulers will save money on fuel. Semis haul around 25 tons of trash and the trash trucks haul

around eight. The next closest transfer station was the South Transfer Station that is in Moraine. Everyone going to the South Transfer station will have increased wait times and traffic.

*Audience Comments:*

Dave Powers, US Express located on Leffel, asked if they already owned the property. Mr. Dewey responded the property will be purchased upon approval. Mr. Powers noted on the fact sheet it stated they would be open in 12-18 months. He thought that was a bit optimistic working with the state. Mr. Dewey said they have not done this process before but they were thinking optimistically. Mr. Powers asked if the semi trucks will load inside. Mr. Dewey stated yes. Mr. Powers asked how far off the roadway the facility was located. Mr. Dewey said it was around 900 feet. The engineer designed it to pick up any overflow if necessary. They didn't want the trucks staging on Leffel Lane. Mr. Powers noted they have 200 trucks a day in and out.

Kyle (inaudible last name), Rumpke, asked how they anticipated getting their waste. He asked what would be the bulk and consistent waste stream. He also wanted examples of facilities that worked positively. Mr. Snoddy explained the local haulers have submitted letters of commitment. He explained the facility in Medina, Ohio has been operating for 20 years and was currently at 250% capacity. Mr. Snoddy has toured two in California. He will be going to Minnesota next week. The closest geographically was Medina.

Kathy Voytko, property owner Springfield Township, expressed concern about the number of trucks this would bring to the area. A 2009 traffic study showed there were 8,000 trucks a day on Springfield Xenia. The trucks fly down the road and have to use their jake brakes to slow down. The location was too close to I-70. Commissioner Lohnes acknowledged. Discussion ensued about the traffic.

Dennis Baker, North Central Solid Waste District, has been in the business for 25 years. He helped set up curbside recycling in Ohio. The concern of his was Recycle Clark County didn't own any trash. There should be contracts in place. Waste Management, Rumpke, and Allied will not use them. The two local haulers would be it to supply the waste. Without contracts it won't run. Mr. Snoddy said the he did his studying at some of his facilities and they were basing their numbers on two haulers. It all comes down to business decisions. Mr. Baker noted recyclables were a dirty business too.

Ken Stone, Southgate resident, asked how many trucks it would take to make this plan feasible. Mr. Baker explained it would depend on their costs and if they were hauling out of state. They were looking at 100-150 tons a day. Mr. Baker asked if they had rear load trucks. Mr. Dewey said yes. Those can haul 6-8 tons legally. Mr. Stone said they needed more trucks a day and eventually it would double. Mr. Baker said the trash would have to come somewhere and the three big companies have the majority of the trash.

Commissioner Lohnes asked what the end game goal was. Mr. Dewey stated they would like to expand however that was probably not going to happen due to what Mr. Baker just said. Mr. Baker stated they would need to get into the hauling business. They don't own any trash. Mr. Dewey and Mr. Snoddy explained they had no intentions of competing with Rumpke and Waste Management.

Mr. Stone did not want to see the facility there. The community was trying to build a hotel business. Trash and recycling was a dirty business. Discussion ensued about traffic concerns. He also relayed the pastor and his members were opposed to this.

Ms. Voytko added the trail that comes out there would be impacted. It will not attract more visitors to Clark County if a trash facility was nearby. She didn't want to see the area be turned to industrial.

Dale Henry expressed concern about the location. Retail would be diminished. He felt the neighborhood was chosen because it would be the path of least resistance. There were more renters than property owners. He hoped it was the first public hearing since they haven't had time to organize the stakeholders. The property values have been reduced on the south side by \$20,000. He asked if the North Transfer station employees would be given preference for hiring. Mr. Dewey explained they were Montgomery County employees. Mr.

Henry didn't see where the community needed it. The traffic was not a positive. There have already been two dumps on the south side. Neither was cleaned up correctly. Mr. Dewey explained the lot was chosen for zoning purposes and they were not proposing a dump.

Commissioner Lohnes explained the Board will be taking it under advisement.

Mr. Dewey stated there would not be any trash visible from the outside.

Mr. Snoddy stated the North Transfer Station was being closed due to the cost to upgrade the facility.

Ed Dow, Lower Valley Pike, clarified the North Incinerator was the North Transfer Station. The other transfer station was in Moraine. He noted his experience with the state and that it was tedious. He asked what a hybrid facility was. Mr. Snoddy explained it was a combination of a MRF (Material Recovery Facility) and a transfer station. Mr. Dow asked what all had been submitted to the Board. Commissioner Lohnes explained they attended a meeting awhile back to explain the idea and the Board decided to hold a public meeting to get input. There were no contracts or any official decision. Mr. Dow wanted to avoid that. The barrel fill went bad. He didn't think Recycle Clark County could do a good job controlling the flow. He asked if the water would be tested. Mr. Dewey said the EPA mandates all of that.

The site was inside City limits. The county was the first step in the process. No one had signed off on anything.

Leonard Hartoog thought the map showed drop off containers. Mr. Dewey said they would be located between the road and the building.

Eric Terrell, Springfield, asked if this discussion was tied to the Tremont City Landfill issue about stuff leaking into the aquifer. Commissioner Lohnes said no. It was a completely separate issue. Mr. Snoddy said the waste doesn't sit there overnight. If they were closed there will be cameras and gates for security.

Steve Voytko wanted to see alternative transportation. There was already a large amount of glass and trash in the area, which hampers tourism and bike path usage. He asked about the creek on the back side of the property. He talked about the cost of EPA. Mr. Snoddy said there will be storm drainage retention. He asked how long the proposed I-70 modification will be. Engineer Burr said it would be a matter of time. The bridge phase from 68-72 will be major. ODOT will probably divert some traffic and close half the road at a time.

Jessica Dewey asked about the ratified plan and county plan. She noted in the plan it established the need for this. Ms. Godsey confirmed. She said the plan was ratified in 2012 and called for the Solid Waste Policy Committee to look at a transfer station in the first five years of the plan. They could look at the possibility of private or public. The policy committee determined there was a need for it because of the benefits derived. An additional recycling facility was not anticipated. Clark County has a low recycling rate. Ms. Dewey observed the conversation has been about the location. Commissioner Lohnes heard the same thing.

Mr. Henry asked who was on the committee. Ms. Godsey stated Kathy Estep, Charlie Patterson, Norman Carl, Edward Flinn, Karen Duncan, and Commissioner Hartley. It was not location specific. Mr. Henry was upset no one on the committee lived on the south side of town.

Commissioner Lohnes restated no decision has been made.

Norm Carl worked at Tremont City and was a Wittenberg chemist. Worked for 20 years and it doesn't work.

Mr. Stone asked how the facility would promote tourism in the area. The south side of town was the gateway into the city. The Commissioners need to be very careful of what facilities are located on Leffel.

Kyle (inaudible last name), Rumpke, noted Mr. Snoddy would like Rumpke's trash too. The model proposed showed 120 tons of trash a day. He said Rumpke transfer facilities were volume driven and he didn't see the volume here. The closest Rumpke facility to Clark County was Dayton. He agreed with Mr. Baker that they need the volume for this facility to work and they will not get it with two haulers.

Dennis Baker asked about the possibility of government and private working together.

Bob Samosky heard competition in the room. If they (Mr. Dewey and Mr. Snoddy) were willing to gamble their own money let them. The competition was trying to defeat it. It will create jobs on the south side. The zoning on the property and what could go on that property was not their fault. It was all zoned industrial. There will not be another grocery or other retail on the south side. The people will not have it zoned for a lesser amount. He had personally been to the Indianapolis transfer station off of I-70. It was super clean and it was because they were mandated or they would be shut down. He noted a couple of the local haulers were sitting in the room. He would like to hear what they have to say.

Mr. Stone didn't care if they were willing to invest the money. He cared about the south end. There were other places in the county this facility could be located.

Mr. Henry asked about the other facilities and how close they were to neighborhoods. Mr. Snoddy didn't know but explained they don't get to choose where the facility is built. It has to be based on zoning. A dump was not included in the plan. It was a warehouse.

The Public Meeting was closed by the Commission President at 7:13 p.m.

Commissioner Hartley moved to take the proposal under advisement.

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

Commissioner Hartley, Yes; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

The motion carried.

#### **Resolution 2013-0940**

#### **Authorize Environmental Covenant for CLA-794-0.60, PID 78677 (State Route 794 Relocation Project)**

Commissioner Hartley moved, per the request of the Deputy Engineer, to authorize the following Environmental Covenant:

**Agreement with:** Springfield Conservancy District and Ohio EPA  
**Purpose:** Mitigation of Stream Impacts from the State Route 794 Project  
**Location:** Springfield Conservancy District Property along Buck Creek in Springfield, Ohio

Further move to authorize the County Administrator to execute all environmental covenant documents.

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

Commissioner Detrick, Yes; Commissioner Hartley, Yes; Commissioner Lohnes, Yes

#### **Resolution 2013-0941**

#### **Authorize Change Order #2 for Springview Government Center Renovation Project Phase II**

Commissioner Detrick moved, per the request of the Buildings and Grounds Director, to authorize change order #002 with:

**Organization Name:** Empire Building Company, LLC  
**Organization Address:** 4520 Bridgetown Road, Cincinnati, Ohio 45211  
**Original Contract:** \$687,000.00  
**Previous Changes:** \$3,124.00  
**This Change:** \$6,028.00  
**New Contract Total:** \$696,152.00  
**Purpose:** Removal of a cast-in-place concrete wall in lieu of masonry wall indicated on drawings located at Hall 114 and Office 120

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

Commissioner Hartley, No; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

#### **Resolution 2013-0942**

#### **Approve Payment to Empire Building Company, LLC**

Commissioner Detrick moved, per request of the County Administrator, to approve the following payment:

**Payment to:** Empire Building Company, LLC  
**Address:** 4520 Bridgetown Rd. Cincinnati, Ohio 45211  
**Services:** Payment #2 General Contract  
**Project:** Springview Renovations Phase II  
**Amount:** \$196,660.00  
**Retainage Held By:** Key Bank  
**Retainage:** \$8,840.00 (retainage withheld to date \$11,032.00)

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

Commissioner Hartley, No; Commissioner Detrick, Yes; Commissioner Lohnes, Yes

#### **Resolution 2013-0943**

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

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

<b>From Department</b>	<b>Expense Acct.</b>	<b>Amount</b>	<b>To Department</b>	<b>Expense Acct.</b>	<b>Amount</b>
Fund: General					
IS	Personnel & Fringes	\$7,000.00	IS	Operating Exp	\$7,000.00

Reason: Money will be used to cover costs for end of year bills.

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

Commissioner Detrick, Yes; Commissioner Hartley, Yes; Commissioner Lohnes, Yes

**Resolution 2013-0944**

**Acknowledge Review of County Capital Assets**

Commissioner Hartley moved, upon recommendation of the County Administrator, per the request of the County Auditor, to acknowledge that the County Auditor’s Office and the County Commissioners’ Office has reviewed the useful lives of all County capital assets for fiscal year 2013 and that they appear reasonable. Further since the useful lives of all County capital assets appear reasonable, management believes it is not necessary to adjust the depreciation schedules of those assets.

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

Commissioner Detrick, Yes; Commissioner Hartley, Yes; Commissioner Lohnes, Yes

**Resolution 2013-0945**

**Approve Travel/Expense Allowance**

Commissioner Hartley 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>
Auditor	S. Gray	FutureView 2014 User Conference	San Antonio, TX	2/9-12/14	\$1,056.00
BOE	10 Staff/Bd Members	Voting Equipment Acquisition, Operation and Maint.	Columbus, OH	1/14-15/14	\$ 600.00
BOE	10 Staff/Bd Members	Ballot Access, Design and Preparation	Columbus, OH	1/14-15/14	\$ 600.00

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

Commissioner Detrick, Yes; Commissioner Hartley, Yes; Commissioner Lohnes, Yes

**Resolution 2013-0946**

Commissioner Hartley moved to adjourn. Commissioner Lohnes seconded the motion. The roll being called for passage resulted as follows:

Commissioner Detrick, Yes; Commissioner Hartley, Yes; Commissioner Lohnes, Yes

The motion carried.

**BOARD OF CLARK COUNTY COMMISSIONERS**

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

By: \_\_\_\_\_  
John Detrick

I certify that the record is true and accurate:

\_\_\_\_\_  
Commission Clerk

By: \_\_\_\_\_  
David Hartley