

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 the Commission Office, 3130 East Main Street, Springfield, Ohio.

The following members and guests were present: Commissioner Melanie Flax Wilt; Commissioner Lowell McGlothin; Commissioner Richard L. Lohnes; Jenny Hutchinson, County Administrator; Michelle Noble, Assistant County Administrator/HR Director; Megan Burr, Commission Clerk; Michael Cooper, Public Information Officer; Beau Thompson, Assistant County Prosecutor; Riley Newton and Hasan Karim Springfield News Sun.

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

Agenda Review:

Commissioner Lohnes asked about the following:

Resolution 2020-0548: He asked why this was on the agenda. Ms. Hutchinson explained it was a request from Commissioner McGlothin. Commissioner McGlothin stated there were 1200 people asking for it. They are concerned about their rights being infringed upon. Commissioner Wilt stated that isn't the role of the Commission. Commissioner McGlothin explained they requested a sanctuary county. Commissioner Wilt still didn't understand why it needed to be on the agenda and asked why he requested it be on the agenda. Commissioner McGlothin didn't see the problem. He already spoke to multiple people about it. He put it on the agenda because there was a group of people that asked him to do so. Commissioner McGlothin explained they didn't want their second amendment right infringed upon in the future. He submitted it to Mr. Thompson who was ok with it. Mr. Thompson explained he wrote it and staff reviewed it at Commissioner McGlothin's request. Commissioner Lohnes said the Commission doesn't have any method to infringe upon any amendment rights. The Sheriff can enforce the amendments. Commissioner Wilt said this amendment is just as important as the other amendments to her. She didn't want her rights infringed upon either. She did not understand how adopting this protected her right to bear arms. She felt uncomfortable singling out one amendment. She felt if they adopted anything it should be to support the constitution of the United States. Commissioner Wilt requested it be voted on separately.

Commissioner McGlothin asked about the following resolutions:

Resolution 2020-0545 authorized a change order for the 911 center project. Staff knew it was coming and it needs to be done. Ms. Hutchinson said it included the sanitary line and some small items. The entire line is a mess.

Commissioner Wilt requested a separate vote on Resolution 2020-0546 due to a conflict.

County Administrator Updates:

The elevator for AB Graham is supposed to be delivered today. The County received another round of \$900,000 of CARES act funding. The total received is \$2.7 million to reimburse COVID expenditures. She asked for all offices to get all expenses submitted by September 11. She wanted to make the county whole first then help the entire community. She hoped by September 11 she will know how much is left. Funds have to be expended by December 31. There is \$2.1 million left. Commissioner Lohnes never expected working from home would be a new normal. This might be the time to plug those holes. Ms. Hutchinson said IS is examining what equipment is needed. Commissioner Lohnes requested the new EMA director look into who doesn't have Marcs radios. Perhaps that could be an expense paid for with these funds.

Commissioner Updates:

Commissioner Lohnes noted September 16th the Northridge water rates will be discussed at the Moorefield Township meeting.

Discussion ensued about the economic development revolving loan fund. CCAO is looking for support on House Bill 606 which protects government entities from lawsuits from COVID. Representative Koehler sponsored it.

Commissioner Wilt noted incentives to have internet countywide has been a top discussion topic recently.

Strategic Plan Updates:

Ms. Hutchinson reminded the Board October 7th will be the brainstorming session.

Commissioner Wilt and staff met with the Fair Board about the plans, process and timeline for the project out there. She left that meeting feeling like they were more comfortable.

The Board reviewed the calendar.

The Board recessed until 10.

Call to Order, Commission President Wilt

Resolution 2020-0538

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

The motion carried.

Commissioner Lohnes moved to approve the agenda in its entirety, with the exception of Resolutions 2020-0546 and 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 2020-0546. Commissioner McGlothlin seconded the motion. The roll being called for passage resulted as follows:

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

The motion carried.

Commissioner McGlothlin moved to approve Resolution 2020-0548. Commissioner Wilt seconded the motion. The roll being called for its passage resulted as follows:

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

The motion carried.

Resolution 2020-0539
UTLC file

**Authorize Contract with
Electro Controls**

Commissioner Lohnes moved, per the request of the Clark County Utilities Director, to authorize a contract with:

Organization Name: Electro Controls
Organization Address: PO Box 569/1991, St. Marys Avenue, Sidney, Ohio 45365
In the amount of: \$50,000.00 (not to exceed)
Funding Source(s): Sewer General Fund
Purpose: As needed contract for SCADA and programming services.
Effective Dates: September 2, 2020 through September 2, 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 2020-0540
SHRC file

**Authorize Contract with
Sysorex Government Services**

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

Organization Name: Sysorex Government Services
Organization Address: 13880 Dulles Corner Lane, Suite 175, Herndon, Virginia 20171
In the amount of: \$169,000.00
Funding Source(s): CARES Funds
Purpose: Inmate health and contraband screening in the Clark County Jail
Effective Date: September 2, 2020

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 2020-0541
JFSC file

**Authorize Contract with
Gable Elevator Inc.**

Commissioner Lohnes moved, per the request of the Department of Job and Family Services Director, to authorize a contract with:

Organization Name: Gable Elevator Inc.
Organization Address: 121 East Ascott Lane, Cuyahoga Falls, Ohio 44223
In the amount of: \$258,440.00
Funding Source(s): Local Children Services Levy
Purpose: To provide modernization of Department's two hydraulic elevators, and ongoing service and maintenance.
Effective Dates: September 2, 2020 until completion of the project

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 2020-0542
JFSC file

Authorize Contract Amendment #4 with Forensic Fluids

Commissioner Lohnes moved, per the request of the Department of Job and Family Services Director, to authorize contract amendment #4 with:

Organization Name: Forensic Fluids
Organization Address: 225 Parsons Street, Kalamazoo, Michigan 49007
Amendment Amount: \$0
New Contract Amount: \$30,000.00
Funding Source(s): Local Children Services Levy
Purpose of Amendment: To allow for an increase in the individual cost of a drug test kit.
Purpose of Contract: Purchase of drug testing supplies.
Amendment Effective Date: September 2, 2020

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 2020-0543
ENG file

Authorize Amendment No. 2 to Agreement with the Ohio Department of Transportation (ODOT) for LPA Agreement No. 33097 for CLA CR 315-1.28 Enon Xenia Road Improvement (PID 109441)

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

Agreement With: Ohio Department of Transportation

Amend SECTION 3 Funding for transfer of funds between phases.

3. FUNDING

- 3.1 The total cost for the PROJECT is estimated to be \$2,825,000 as set forth in Attachment 1. ODOT shall provide to the LPA 80 percent of the eligible costs, up to a maximum of \$433,600 for Preliminary Engineering, \$112,000 R/W Acquisition & Real Estate Services, and \$1,538,400 for Construction and Inspection with Federal STP (4TA7) funds. ODOT shall provide to the LPA 100 percent of the eligible costs, up to a maximum of \$220,000 in Federal CMAQ (4TB7) funds for Construction and Inspection. The above maximum amounts reflect the funding limit for the PROJECT set by the applicable Program Manager. Unless otherwise provided, construction 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. 33097
CLA CR 315-1.28 Enon Xenia Road Improvement
PID 109441

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 2020-0544
ENG C file

Authorize Amendment No. 2 to Agreement with the Ohio Department of Transportation (ODOT) for LPA Agreement No. 33106 for CLA CR 351-07.92 Selma Pike / Possum Road Roundabout (PID 109451)

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

Agreement With: Ohio Department of Transportation

Amend SECTION 3 Funding for transfer of funds from construction to preliminary engineering.

3. FUNDING

- 3.1 The total cost for the PROJECT is estimated to be \$1,345,000 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 \$805,000 Construction in Federal CMAQ (4TB7) funds. This maximum amount reflects the funding limit for the PROJECT set by the applicable Program Manager. 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 351-07.92 Selma Pike / Possum Road Roundabout
 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 2020-0545
COMC file

**Authorize Change Order #3 for
 Clark County 911 Communication Center**

Commissioner Lohnes moved to authorize change order #3 with:

Organization Name: Brumbaugh Construction, Inc.
Organization Address: 3520 State Route 49, PO Box 309, Arcanum, Ohio 45304
Original Contract: \$1,642,500.00
Previous Changes: \$27,463.00
This Change: \$42,606.00
New Contract Total: \$1,712,569.00
Funding Source(s): Permanent Improvement Fund
Reason for Change: Door 131 perimeter gasket, replace existing interior sanitary sewer and replace affected floor. Remove restroom quarry tile flooring, add underlayment and LVT.

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 2020-0546
BRDW file

**Appoint and Re-Appoint Member(s) to the
 West Central Ohio Port Authority Board**

Commissioner Lohnes moved to appoint and re-appoint the following member(s) to the West Central Ohio Port Authority Board:

Name: **New Expiration Date:**

Richard Flax (re-appoint)
Marcia Bailey (appoint At Large Member)

September 30, 2024
August 31, 2024

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 2020-0547
ZGRN file

**Set Date and Time for Public Hearing for
Rezoning Case Z-2020-06 filed by Waymire Farms LLC in Green Township**

Commissioner Lohnes moved, per the certification and recommendation of the Clark County Rural Zoning Commission, to set 10:00 a.m., Wednesday, September 16, 2020 in the Commissioner Chambers, Springview Government Center, 3130 East Main Street, Springfield, Ohio as the date and time for a public hearing for 83± acres located adjacent to 2353 Cortsville Road, Yellow Springs, Ohio (PID# 110-16-01185-000-013) from current A-1 (Agricultural District) to PD-M (Planned District-Mixed Use) for an event center (i.e., wedding venue, family reunion and similar gatherings) and agricultural uses.

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 2020-0548
COMO file

Resolution in Support of 2nd Amendment to United States Constitution

Commissioner McGlothlin moved to acknowledge the Board of Clark County Commissioners support of the 2nd Amendment of the United States Constitution. The Board of Clark County Commissioners acknowledges that the Second Amendment to the United States Constitution states that:

A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.

The Board of Clark County Commissioners supports the text and the spirit of the Second Amendment and does not intend to use its legal authority to pass any resolutions or take any other official action that would infringe on the rights of residents of Clark County, Ohio under the Second Amendment.

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

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

Resolution 2020-0549
FINI file

Authorize Inter-fund Advance Repayment

Commissioner Lohnes moved, upon the recommendation of the County Administrator, to authorize the following Inter-Fund Advance Repayment:

Advance From	Amount	Advance To	Amount
OEPA Comm Dev Grant 2208-370-831251	\$25,000.00	Solid Waste District 1251-370-522208	\$25,000.00

Reason: Repayment of advanced funds.

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 2020-0550
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):

Transfer From	Amount	Transfer To	Amount
Certificate of Title Admin 0200-000-001000	\$15,180.50	Certificate of Title Admin 200-180-540000	\$15,180.50
Dog & Kennel 1213-000-001000	\$411.84	Dog & Kennel 1213-010-540000	\$411.84
MV> 1215-000-001000	\$6,388.83	MV> 1215-400-540000	\$6,388.83
DETAC-Treasurer 1237-000-001000	\$3,969.24	DETAC-Treasurer 1237-050-540000	\$3,969.24
DJFS 2000-000-001000	\$68,713.59	DJFS 2000-300-540000	\$68,713.59
Child Support 2010-000-001000	\$8,939.78	Child Support 2010-325-540000	\$8,939.78
PCSA 2020-000-001000	\$23,107.01	PCSA 2020-315-542000	\$23,107.01
COVID-19 Relief Aid 1202-010-850000	\$769,496.43	COVID-19 Relief Aid 1202-000-001000	\$769,496.43
General Fund 0001-000-001000	\$642,785.64	General Fund 0001-710-540000	\$642,785.64

Reason: CARES Act transfers.

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 2020-0551
FINS file

Approve Supplemental Appropriation(s)

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

Fund:	Account:	Amount:
OEPA Comm Dev Grant Fund	Advances	\$4,000.00

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 2020-0552
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.

Dept.	Name	Purpose	Place	Date	Cost
Comm Please	M. Reardon	Magistrate Fall Conf.	Webinar	9/2-4/20	\$200.00
*DJFS	M. Adams	Kinnect Trng.	Toledo, OH	8/26-28/20	\$690.00
Dom Rel	P. Phillips	Magistrate Fall Conf.	Webinar	9/2-4/20	\$200.00

*Replaces same request on Resolution 2020-0533 to include parking and the increase in hotel fees.

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 2020-0553

Commissioner Wilt adjourned the meeting.

The motion carried.

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