

MONDAY, MAY 28, 2018

ALL COUNTY OFFICES WERE CLOSED IN OBSERVANCE OF THE "MEMORIAL DAY" HOLIDAY.

WEDNESDAY, MAY 30, 2018

THE BOARD OF DARKE COUNTY COMMISSIONERS MET IN REGULAR SESSION AT 1:30 P.M. WITH MEMBERS PRESENT: Vice Chairman Matthew W. Aultman and Member Michael E. Stegall; Robin Blinn, Administrative Clerk/Secretary; Charity Hutt, Assistant Clerk/Secretary; Krista Fourman, DC Solid Waste Director; Susan Hartley w/Earlybird; Alex Mikos w/TIGER Radio; and Darke Co. Citizen Rick Perdue.

ABSENT: Commissioner Chairman Michael W. Rhoades

Minutes of Wednesday, May 23, 2018: Mr. Stegall moved to approve; motion seconded by Mr. Aultman and BOTH voted YEA.

IN THE MATTER OF RESOLUTION (R-167-2018) EXAMINATION AND ALLOWANCE OF BILLS

County Bills Approved

It was moved by Mr. Stegall and seconded by Mr. Aultman that the following resolution be adopted

The attached vouchers dated May 30, 2018 for County Bills, including any

"Then & Now" Certificates, in the amount of the General Fund: \$ 35,727.10 + \$ 6,394.48 + \$ 10,908.49;

Outside General Funds \$ 11,792.70 + \$ 46,469.99 + \$ 71,467.59; for a Grand Total of \$ 182,760.35;

absent

Matthew W. Aultman

Michael E. Stegall
Board of Darke County Commissioners

IN THE MATTER OF RESOLUTION (R-168-2018) TRANSFER OF APPROPRIATIONS (Various)

WHEREAS, pursuant to R. C. 5705.38-40 and OAG Opinion #94-007; and

WHEREAS, Commissioners are requesting that appropriations, etc. be changed as follows, we therefore

RESOLVE, the following funds be changed as follows,

Appropriation line transfer use only:

FROM:

TO:

Darke Co. Airport: need for Bldg. Maint. & Supply lines

\$ 2,500.00	Other Operating	#001-8000.538130	Bldg. Maint. & Supplies	#001-8000.520000
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DC Commissioners: account depleted (need for blanket po)

\$ 5,000.00	Facilities Maintenance	#001-1509.536000	Bldg. Maint. Supplies	#001-1510.520000
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DC Municipal Court: to pay fees for summer judicial conf.; & to cover purchases that don't qualify as office products

\$ 700.00	Juror Fees	#001-2600.534030	Trv/Ldg/Meal/Reg.	#001-2600.532000
\$ 300.00	Office Supply	#001-2600.520100	M & E Supply	#001-2600.520160

DC Solid Waste: to pay for Geiger bill from "Trash Bash"

\$ 1,000.00	Other Equipment	#610-3020.553040	Education Advertising	#610-3020.538010
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Mr. Stegall moved; and Mr. Aultman seconded the resolution and ^{BOTH} ~~ALL~~ voted as follows:

absent YEA
Matt W. Cook YEA
Michael Stapp YEA
 Board of Darke County Commissioners

IN THE MATTER OF RESOLUTION (R-169-2018) FUND ADVANCE (2018 CDBG GRANT)

WHEREAS S, the DC Grants Dept. is requesting that the following "Fund Advance" be completed: "to cover AIM Media Advertising bill"; and

WE DO HEREBY RESOLVE, the following "Fund Advance" be approved as follows:

\$ 77.00	From: #001-8070.590000 (Advance Out)	To: #189-7001.490000 (Advance In)
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Mr. Stegall moved; and Mr. Aultman seconded the resolution and ^{BOTH} ~~ALL~~ voted as follows:

absent YEA
Matt W. Cook YEA
Michael Stapp YEA
 Board of Darke County Commissioners

Robin R. Blinn
 Robin R. Blinn,
 Administrative Clerk/Secretary

IN THE MATTER OF 2018 LITTER MANAGEMENT GRANT AGREEMENT BY AND BETWEEN THE OHIO ENVIRONMENTAL PROTECTION AGENCY (EPA) AND DARKE COUNTY COMMISSIONERS

Mr. Stegall moved to approve the signing of the following Agreement; motion seconded by Mr. Aultman and both voted YEA.

WITNESSETH THAT:

WHEREAS the Grantee, as authorized under Ohio Revised Code (ORC) Chapter 3736, has applied to the Agency for program funding to implement a 2018 Litter Management Grant, hereinafter referred to as the 2018 LMG; and

WHEREAS ORC 3736.05 authorizes the Director, to make grants from the recycling and litter prevention fund created in ORC 3736.03. ORC 3736.05 further authorizes the director to enter into this agreement; and

WHEREAS the Grantee agrees to perform in compliance with the terms, promises, conditions, and assurances as outlined in the Grantee's 2018 LMG Managers Manual and the 2018 LMG Application, a copy of which is attached hereto as Exhibit A and incorporated herein by reference as if fully set forth herein; and

WHEREAS the 2018 LMG funds in the amount of \$17,000.00 have been encumbered. Obligations of the State of Ohio are subject to the provisions of ORC Section 126.07.

NOW THEREFORE, in consideration of the mutual covenants by and between the parties hereto, the parties agree as follows:

- I. The Agency hereby awards to the Grantee a grant not to exceed \$17,000.00, for the purpose of implementing the project detailed in the Grantee's application. Costs incurred by the Grantee for items that are not part of the approved budget as contained in the Grantee's application, or costs in excess of amounts specified in the approved budget as contained in the Grantee's application will not be reimbursed by the Agency. Any grant-related expenditures made prior to the effective date of the grant agreement will not be reimbursed. The Grantee agrees to maintain and expend the required match, detailed in the Grantee's application.

XIV. Implementation of the approved 2018 LMG project as outlined in the Grantee's 2018 LMG Approved Application and this Agreement shall not commence until the Agreement is signed by all parties or **July 1, 2018**, whichever is later. The Agency shall not be responsible for any costs incurred by the Grantee prior to the effective date of this Agreement.

XV. Grantee represents and warrants that:

1. It is not subject to any judgment or decree of a court of competent jurisdiction or governmental agency that would limit or restrict its right to enter and carry out this Agreement.

XIV. Implementation of the approved 2018 LMG project as outlined in the Grantee's 2018 LMG Approved Application and this Agreement shall not commence until the Agreement is signed by all parties or **July 1, 2018**, whichever is later. The Agency shall not be responsible for any costs incurred by the Grantee prior to the effective date of this Agreement.

XV. Grantee represents and warrants that:

1. It is not subject to any judgment or decree of a court of competent jurisdiction or governmental agency that would limit or restrict its right to enter and carry out this Agreement.

XVI. This Agreement shall remain in effect until **June 30, 2019**. The Agency reserves the right, at any time after execution of this Agreement, and with or without cause, to terminate, revise, or extend the grant in whole or in part, upon written notification to the Grantee. The Grantee, upon receipt of notice of termination, shall not incur any new obligations and shall take all necessary and appropriate steps to limit disbursements and minimize costs and obligations, including cancelling as many outstanding obligations as possible. In the event of such termination, the Grantee will be paid for approved expenditures incurred prior to termination and for any noncancelable obligations properly incurred by the Grantee prior to termination. If requested by the Agency, the Grantee shall promptly furnish a report that describes the status of all work under this Agreement as of the date of receipt of the termination notice. The Grantee agrees to waive any right to, and shall no claim for, additional compensation against the Agency by reason of such termination.

The effective date of this Agreement is the date when the Director of the Ohio Environmental Protection Agency signs this Agreement, or **July 1, 2018**, whichever date is later.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers.

Grantee: **Darke County Commissioner**
Award: **\$17,000.00**

(I, we) have the authority to sign this Agreement and do so in (my/our) respective capacities:

Grantee Signature

Signed:  x  Date: 5/30/18
COMMISSIONER MATTHEW W. PORTMAN

Authorized Official: **Michael Stegall, Commissioner**
Darke County Commissioner

****Entire Agreement can be seen in full in the Co. Comm.'s Contract and/or Solid Waste Dept. Files****

IN THE MATTER OF "LETTER OF RECOMMENDATION" FOR AWARDING VENDOR FOR THE UPCOMING TIRE RECYCLING EVENT HOSTED BY THE DARKE COUNTY SOLID WASTE DISTRICT

Mr. Stegall moved to approve the Director's "Letter of Recommendation" for awarding the Tire Recycling Event to Rumpke Waste, of Greenville, OH; motion seconded by Mr. Aultman and both voted YEA.

Commissioners,

On September 23rd, we'll host a Tire Recycling Day. This year we received two bids, one from 1 Shot Services, Bradford and the other from Rumpke. 1 Shot will be using Liberty Tire, Columbus Grove, for the tire transportation and recycling and Rumpke will be using their facilities in Cincinnati. I recommend that we contract with the low bidder, Rumpke for this event.

IN THE MATTER OF MOTIONS REMOVING A TABLED "Expense Request" FROM THE TABLE AND ACTING ON THE "Expense Request"

Mr. Stegall moved to remove the "tabled motion" from the table on May 16, 2018, motion seconded by Mr. Aultman & both voted YEA.

#001-2600.532000 (was MANDATORY) - No typed "Agenda"
Attended: mtg. w/Judge Kathy Speelman/May 11, 2018/Celina Municipal Court/Judge Julie Monnin
Transportation: \$27.20/TOTAL: \$27.20

After motions to remove the motions for discussion; Mr. Stegall moved to "deny" the request for mileage, due to not receiving a proper agenda for the meeting; motion seconded by Mr. Aultman and both voted YEA.

IN THE MATTER OF AUTHORIZATION OF MEETING EXPENSES (Darke Co. Prosecuting Atty., Sheriff and Common Pleas)

Mr. Stegall moved to approve; motion seconded by Mr. Aultman and both voted YEA.

- #001-1300.532000 (MANDATORY)
 Attending: 2018 OPAA Summer Workshop/June 21-23, 2018/Cedar Point/Jesse J. Green
 Transportation: \$148.00/Parking: \$75.00/Lodging: \$573.30/Meals: \$105.00/Registration: \$300.00/Est. total for meeting: \$ 1,201.30

- #001-6010.532010 (RECOMMENDED)
 Attending: Modern Report Writing/Nov. 15, 2018/London, OH/Dep. J. Joseph
 Meals: \$35.00/Registration: \$115.00/Estimated total for meeting: \$ 150.00

- #001-6010.532000 (NECESSARY)
 Attending: Simulator Instructor Training/June 18-22, 2018/Golden, CO/Capt. Linkous & Sgt. Trissel
 Transportation (extra rental/fuel): \$400.00/Flight: \$550.00 x 2/Lodging: \$420.00 x 2/Meals: \$175.00 x 2/Est. Total: \$2,690.00

- #001-2100.532000 (RECOMMENDED)
 Attending: Judicial Advisory Group mtg./June 25, 2018/Judge Jonathan P. Hein
 Transportation: \$36.00/Parking: \$10.00/Meals: \$35.00/Estimated total for meeting: \$81.00

IN THE MATTER OF RESOLUTION (R-170-2018) FUND ADVANCE – BACK (Darke Co. Emergency Management (FY'17 EMPG Grant))

WHEREAS, Darke Co. Grants is requesting that the following “Fund Advance-back” be completed: *“Advancing grant funds back-received grant money” original advances done on 11/16/16 (R-306-16); & 1/11/17 (R-17-17); and*

WE DO HEREBY RESOLVE, the following “Fund Advance-back” be approved as follows:

\$ 53,976.00	From: #482-1426.590000 (Advance Out)	To: #001-8070.490000 (Advance In)
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Mr. Stegall moved; and Mr. Aultman seconded the resolution and
 ALL voted as follows:
 BOTH

absent YEA
Math W. Coe YEA
Michael [Signature] YEA
 Board of Darke County Commissioners

R. Blinn
 Robin Blinn, Administrative Clerk/Secy.

IN THE MATTER OF PAY INS

Pay In#097968	Received of Commissioners	Co. Vehicle Maint.-Charges for service	\$1,222.12
Pay In#097969	Received of Commissioners	Co. Vehicle Maint.-Charges for service	\$5,493.64
Pay In#097970	Received of Commissioners	Co. Zoning – Twp. Zoning reimb.	\$300.00
Pay In#097997	Received of Commissioners	Co. Airport-Hangar rent-June '18 A6 & H1-L	\$160.00
Pay In#098017	Received of Commissioners	Co. Health Ins.-May for June '18/2018 Life Ins.	\$1,213.80
Pay In#098020	Received of Commissioners	Co. Misc. – Crown Communications	\$912.53

IN THE MATTER OF PUBLIC ATTENDEES COMMENTS/QUESTIONS

**Alex Mikos w/TIGER Radio: Had a question regarding the award to Rumpke for the tire recycling event, is that where the event will be held? The Director advised that “Yes” it would be. He also wanted to know about the “Litter Management Grant” for \$17,000.00, what actually would that cover? The Director spoke and said that it helps pay for some of the events that we hold. It helps fund the “Trash Bash” event, the purchase of Glad Trash Bags etc. for the event also. Helps pay a remit fee for the “Keep America Beautiful” grant.

**Susan Hartley w/Early Bird: Wanted to know if there was a total cost as of yet for the shut-down of the jail, which includes the cleanup and housing of inmates? The Commissioners advised that we have received some of the bills, and that various bills should be coming in from Miami & Mercer Counties for the charges of housing those inmates during that period of time that the Jail was shut down. We should have an approximate cost in a week or so hopefully.

MR. AULTMAN MOVED TO ADJOURN AT 1:43 P.M.; SECONDED BY MR. STEGALL AND BOTH VOTED YEA.

Robin R. Blinn, Administrative Clerk/Secy.

Charity A. Hutt, Assistant Clerk/Secy.

ABSENT
MICHAEL W. RHOADES

MATTHEW W. AULTMAN

MICHAEL E. STEGALL,
Board of Darke Co. Commissioners

IN THE MATTER OF FURTHER DISCUSSION BY THE BOARD

**Commissioner Aultman attended a Darke Co. Visitor's Bureau meeting.

**All Commissioners met with Co. Engineer, Treasurer and EMA Director all separately for their 2019 Budget appts.

**Commissioners Aultman & Stegall met with Sheriff Spencer & Chief Mark Whittaker, along with Asst. Pros. Atty. Jim Bennett, regarding jail cleanup expenses.

**Commissioners Aultman & Stegall met with Prosecuting Atty. for his 2019 Budget.