

WEDNESDAY, JULY 20, 2016

THE BOARD OF DARKE COUNTY COMMISSIONERS MET IN REGULAR SESSION AT 1:30 P.M. WITH MEMBERS PRESENT: Commissioner Chairman Michael E. Stegall and Member Michael W. Rhoades; Robin Blinn, Administrative Clerk/Secretary; Patty Harter, Asst. Clerk/Secretary; Jeff Marshall, Community Development/Grants Coordinator; Asst. Pros. Atty. Margaret B. Hayes; Darke Co. Solid Waste Director Krista Fourman; Susan Hartley w/Earlybird and Erik Martin w/Daily Advocate

ABSENT: Vice Chairman Diane L. Delaplane

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Minutes of Monday, July 18, 2016: Mr. Rhoades moved to approve the minutes as read; motion seconded by Mr. Stegall and both voted YEA.

**IN THE MATTER OF RESOLUTION (R-178 - 2016) EXAMINATION AND ALLOWANCE OF BILLS**

County Bills Approved

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

The attached vouchers dated July 20, 2016 for County Bills, including any "Then & Now" Certificates, in the amount of the General Fund \$ 40,657.38; Outside General Funds \$ 301,330.03; for a Grand Total of \$ 341,987.41; are hereby approved for payment.

Michael E. Stegall

ABSENT

Michael W. Rhoades  
Board of Darke County Commissioners

**IN THE MATTER OF SEALED BIDS/PROPOSALS FOR DARKE COUNTY SOLID WASTE 'S DISTRICT SPONSORED EVENT "TIRE RECYCLING"**

WHEREAS, this being the day set by this Board on June 29, 2016, for receiving of sealed bids for "Tire Recycling Collection"; and  
WHEREAS, there was one (1) sealed bid received on Monday, July 18<sup>th</sup>, at 12:00 noon; and one (1) emailed bid received by Commissioner's Admin. Clerk Secy. on Monday, the 18<sup>th</sup>, at 7:27 p.m.; and  
WHEREAS, the Director of Solid Waste set the date and time for bids to be received by the Commissioner's Clerk, on Monday, July 18<sup>th</sup>, 2016, by 4:00 p.m; and  
WHEREAS, the Board of Commissioners directed the Clerk to reject the one (1) bid that was received after the deadline period from 1 Shot Recycling; and to open the one (1) remaining bid that was received before the cut-off time of 4:00 p.m.; and  
WHEREAS, that bid is as follows:

Rumpke Waste Facility      10795 Hughes Rd., Cincinnati OH      BID rcvd. Monday, July 18<sup>th</sup>, 2016 @ 12:00 p.m.      \$ 32,678.76

WHEREAS, after opening and reading of bid by the Clerk; Mr. Rhoades moved to approve the bid from Rumpke for \$ 32,678.76 and to reject bid from 1 Shot Recycling; motion seconded by Mr. Stegall and both voted YEA.

**IN THE MATTER OF RESOLUTION (R-179-2016) DECLARING EQUIPMENT AS JUNK**

WHEREAS, the Darke County Board of Elections Director submitted a letter requesting disposal of the following equipment, the request reads as follows:

I am requesting your approval to dispose of two laser printers we have in our office at this time.  
  
The Lexmark 4505-400 printer was purchased with the Gems Server in 2005. The printer is inoperable. The HP 1100 printer was purchased by the Secretary of State years ago. It still makes copies but the copies have smudges. I have tried to locate someone to clean the printer and was not successful. The Information Technology department with the Secretary of State has given us permission to dispose of the printer. I am required to send proof of the disposal. I will send a copy of the "Fixed Assets Deletion" form to them upon your approval of disposal.

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**RESOLUTION (R-179-16)**

WHEREAS, this Board of Darke County Commissioners do hereby resolve;

AND DECLARE, this item as "junk", and not useable by the Darke County Board of Elections Office;

Mr. Rhoades moved the passage of this resolution; seconded by Mr. Stegall; and BOTH voted YEA.

Michael E. Stegall  
Michael E. Stegall

ABSENT  
Diane L. Delaplane

Michael W. Rhoades  
Michael W. Rhoades,  
DARKE COUNTY BOARD  
OF COMMISSIONERS

Robin Blinn  
Robin Blinn,  
Administrative Clerk/Secretary

**IN THE MATTER OF RESOLUTION (R-180-2016) FUND TRANSFER (DARKE CO. JOB & FAMILY SERVICES)**

WHEREAS, the Board of Darke County Commissioners met in "Regular Session" on December 30, 2015, and signed Resolution (R-339-2015), for approval of the 2016 Annual Appropriations; and

WHEREAS, per the Budget's Estimated Receipts and Appropriations; we therefore

RESOLVE, the following transfer needs to be made:

JFS (Children Services) - Support for July 2016

\$59,712.75 From: County Fund-#001-8070.591028 To: Child. Serv.-#151-5101.491000

Mr. Rhoades moved the resolution; and Mr. Stegall seconded the resolution and ALL voted as follows:  
*both*

Michael E. Stegall (YEA)

absent YEA

Michael W. Rhoades (YEA)  
Board of Darke County Commissioners

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

**IN THE MATTER OF AUTHORIZATION OF MEETING EXPENSE (DARKE CO. AUDITOR)**

Mr. Rhoades moved to approve the following request; motion seconded by Mr. Stegall and both voted YEA.

#101-1130.532000 (MANDATORY)

Attending: 2016 OH GIS Conf./Columbus, OH/Sept. 28-30, 2016/Brad Horsley & Diana Floyd

Parking: \$20.00/Lodging: \$405.00 x 2/Meals: \$140.00 x 2/Registration: \$269.00 x 2/Estimated total for meeting: \$1,648.00

**IN THE MATTER OF MOTIONS FOR APPROVING AND SIGNING THE "NOTICE OF AWARD, CONSTRUCTION CONTRACT, AND NOTICE TO PROCEED" FOR CITY OF GREENVILLE, OHIO - PY2015 CDBG PAVING PROJECT**

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

Dated: June 27, 2016

TO: Walls Bros. Asphalt Co., Inc.

3690 Hollansburg-Sampson Road, Greenville, OH 45331

You are hereby notified that your bid received June 15, 2016 for the CITY OF GREENVILLE, OHIO - PY2015 CDBG Paving Project has been awarded a contract. You are the apparent successful Bidder and have been awarded a Contract for work to be performed in the City of Greenville (Sherman and Gray Street).

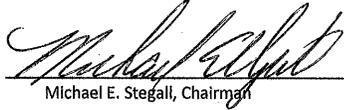
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NOTICE OF AWARD (CONT.)

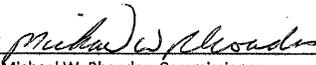
The Contract Price of will be: Sixty Two Thousand Six Hundred Thirty Three Dollars & Thirty Two Cents (\$62,633.32).

You must comply with the following conditions precedent within 15 days of the date of this Notice of Award, which is by August 15, 2016.

**Darke County Board of Commissioners**

By:   
Michael E. Stegall, Chairman

By: absent  
Diane L. Delaplane, Vice Chairman

By:   
Micheal W. Rhoades, Commissioner

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This Agreement is dated as of the 27<sup>th</sup> day of June, 2016 by and between the Board of County Commissioners of Darke County, Ohio, (hereinafter called Owner) and Walls Bros. Asphalt Company, (hereinafter called Contractor).

Owner and Contractor, in consideration of the mutual covenants hereinafter set forth, agree as follows:

Article 1. WORK

Contractor shall complete all work as specified or indicated in the Contract Documents. The work is generally described as follows:

City of Greenville PY2015 CDBG Paving Project (Sherman and Gray Streets)

Article 2. CONTRACT TIME

2.1 The Contract time to fully complete the project shall be August 15, 2016, 2016 or 49 consecutive calendar days following the effective date of the contract.

Article 3. CONTRACT PRICE

3.1 Owner shall pay Contractor for completion of the work in accordance with the contract documents in current funds as follows:

Sixty Two Thousand Six Hundred Thirty Three Dollars & Thirty Two Cents (\$62,633.32)

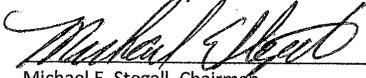
|   |              |
|---|--------------|
| PY2015 CDBG Allocation Grant              | \$ 40,000.00 |
| Local/Matching Funds (City of Greenville) | \$ 22,633.32 |
| TOTAL                                     | \$ 62,633.32 |

**(ENTIRE CONTRACT CAN BE SEEN IN THE 2016 CONTRACT AND/OR GRANTS DEPT. FILES)**

IN WITNESS WHEREOF, Owner and Contractor have signed this Agreement in duplicate. One counterpart each has been delivered to Owner and Contractor.

**OWNER**

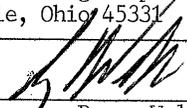
**BOARD OF COUNTY COMMISSIONERS  
DARKE COUNTY, OHIO**

  
Michael E. Stegall, Chairman

absent  
Diane L. Delaplane, Vice Chairman

**CONTRACTOR**

**Walls Bros. Asphalt Company**  
3690 Hollansburg-Sampson Road  
Greenville, Ohio 45331

By: 

Title: Perry Walls  
President

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TO CONTRACTOR:

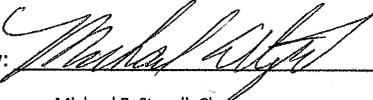
The Contractor is hereby notified that the Contract Time under the above Contract will commence to run on June 27, 2016.

On that date, contractor shall start performing its obligation under the Contract Documents. No Work Shall be done at the Site prior to such date. In accordance with the Agreement, the date of Substantial Completion is August 15, 2016.

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**NOTICE OF PROCEED (CONT.)**

**Darke County Board of Commissioners**

By:   
 Michael E. Stegall, Chairman

By: \_\_\_\_\_  
 Diane L. Delaplane, Vice Chairman

By:   
 Micheal W. Rhoades, Commissioner

**IN THE MATTER OF MOTIONS FOR APPROVING & SIGNING THE LOCAL GOVERNMENT SAFETY CAPITAL GRANT AGREEMENT BTWN THE OHIO DEVELOPMENT SERVICES AGENCY AND DARKE COUNTY FOR A COMMUNICATIONS TOWER THAT WILL BE SHARED BY THE COMMUNITIES IN DARKE COUNTY, OHIO, TO BE IN COMPLIANCE WITH THE MARCS COMMUNICATION SYSTEM**

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

| Grantee          |                    |                          |                      |                 |
|------------------|--------------------|--------------------------|----------------------|-----------------|
| Grantee:         | Darke County       |                          | Grant Control No.:   | SBIG20160654    |
| Address:         | 520 South Broadway |                          | County:              | Darke           |
| City:            | Greenville         | State:                   | OH                   | Zip: 45331      |
| Eligible Project |                    |                          |                      |                 |
| Effective Date:  | 5/19/2016          | Project Completion Date: | 5/19/2017            |                 |
| Grant Funds:     | \$500,000.00       | Matching Funds:          | \$176,728.00         |                 |
| Project Manager  |                    |                          |                      |                 |
| Name:            | Susan Laux         | Title:                   | Grant Coordinator    |                 |
| Address:         | 150 House Road     |                          |                      |                 |
| City:            | Hollansburg        | State:                   | Ohio                 | Zip: 45332-9705 |
| Telephone:       | (937) 459-0505     | E-Mail:                  | keyfunding@ymail.com |                 |

This Grant Agreement (the "Agreement") is made and entered into between the **Ohio Development Services Agency ("Grantor")** and **Grantee** to set forth the terms and conditions upon which Grantor will provide financial assistance to Grantee. Grantee will use the financial assistance to undertake and complete a project (the "Eligible Project"), as further described in the "Scope of Work and Project Budget," which is attached as Exhibit 1. The Local Government Safety Capital Grant Program, Program Policies (the "Program Policies") are hereby incorporated as part of this Agreement and can be found on Grantee's website, more specifically, [https://development.ohio.gov/bs/bs\\_lgscgp.htm](https://development.ohio.gov/bs/bs_lgscgp.htm). In the event of a conflict between the Agreement and the Program Policies, the Agreement shall prevail and control.

**1. Eligible Project Funding.**

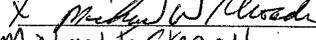
- (a) **State Grant.** Grantor hereby grants to Grantee, funds in an amount up to **\$500,000.00** for costs associated with the Eligible Project as outlined in Exhibit 1 (the "Grant Funds").
- (b) **Other Sources of Funds.** Grantor requires Grantee to utilize other funding sources for the Eligible Project before utilizing Grant Funds. Grant Funds are to be utilized only when other funding sources are unavailable or insufficient to cover Eligible Project costs, as described in further detail in Exhibit 1.
- (c) **Purpose.** The Grant Funds may be used for the sole and express purpose of undertaking and completing the Eligible Project. Grantee shall undertake and complete the Eligible Project substantially as described in Exhibit 1, Scope of Work. Grantee may not use the Grant Funds for any purpose other than for Eligible Project costs, as expressly contemplated in Exhibit 1.
- (d) **Availability of Matching Funds.** Grantee commits to obtain the Matching Funds, set forth in the summary table on page one of this Agreement, from other financing sources as further described in Exhibit 1. Grantee represents and warrants to Grantor that Grantee has obtained the Matching Funds as set forth in Exhibit 1 or that Grantee has a binding commitment for such Matching Funds and, with the exercise of reasonable diligence, will have obtained such Matching Funds no later than the time such funds will be required to pay Eligible Project costs as and when such costs are payable.

**(ENTIRE AGREEMENT CAN BE SEEN IN FULL IN THE Co.'s 2016 CONTRACT FILE AND/OR SHERIFF'S DEPT. FILES)**

Signature: Each of the parties has caused this Grant Agreement to be executed by its authorized representatives as of the dates set forth below their respective signatures effective as of the Effective Date:

Grantee:

Darke County

Sign:   


Print: Michael E. Stegall  
Micheal W. Rhoades

Title: Darke Co. Board of Commissioners

Date: July 20, 2016

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**GRANT AGREEMENT (CONT.)**

**EXHIBIT 1**

**Scope of Work and Project Budget**

On May 19, 2016, the Local Government Innovation Council approved Darke County's project, for up to \$500,000.00 in Local Government Safety Capital Grant Program funding. Grant Funds up to \$500,000.00 from fund 5RD0, account line item 195666, Local Government Safety Capital Grant Program, for fiscal year 2016 are to be used for eligible costs associated with the Project.

This communications tower will be shared by the communities in Darke County to be in compliance with the MARCS communication system. The current structure is costly to repair and not compatible with the new system.

Darke County will work with the following Collaborative Partner(s) on the Project:

- Wabash Township
- Washington Township
- Wayne Township
- York Township
- Village of Union City
- Adams Township
- Allen Township
- Brown Township
- Butler Township
- Franklin Township
- Greenville Township
- Harrison Township
- Jackson Township
- Liberty Township
- Mississinawa Township
- Monroe Township
- Neave Township
- Patterson Township
- Richland Township
- Twin Township

Total project costs are estimated to be \$676,728.00. Darke County is committed to funding the balance of the Project.

Sources and uses of funds are as follows:

|   |  |                     |
|---|--|---------------------|
| <b>Sources of Funds</b>                       |  |                     |
| Local Government Safety Capital Program Grant |  | \$500,000.00        |
| Local Match                                   |  | \$176,728.00        |
| <b>Total</b>                                  |  | <b>\$676,728.00</b> |
| <b>Uses of Funds</b>                          |  |                     |
| Communications Tower                          |  | \$676,728.00        |
| <b>Total</b>                                  |  | <b>\$676,728.00</b> |

The final deliverables from Darke County to the Ohio Development Services Agency will be:

- (1) The Closeout Report in the form provided to the Grantee by the Ohio Development Services Agency.

**IN THE MATTER OF MOTIONS FOR TABLING THE AGREEMENT/CONTRACT WITH STANTEC CONSULTING SERVICES, INC. PENDING ADDITIONAL INFORMATION NEEDED FOR THE DARKE COUNTY AIRPORT-VERSAILLES, OH, FY2016 IMPROVEMENTS**

Mr. Rhoades moved to table the Contract w/Stantec Consulting pending approval by County Asst. Prosecuting Atty. Margaret Hayes; motion seconded by Mr. Stegall and both voted YEA.

**IN THE MATTER OF PAY INS**

|               |                           |   |            |
|---------------|---------------------------|---|------------|
| Pay In#086642 | Received of Commissioners | Co. Airport-Fuel (Purvis Bros. – Wire 7/19/16)              | \$886.98   |
| Pay In#086657 | Received of Solid Waste   | DC SWD-Tipping Fees (July '16 Republic Services)            | \$623.60   |
| Pay In#086684 | Received of Commissioners | Co./Annexation-G.Surber-6.819 acres into City of Greenville | \$50.00    |
| Pay In#086709 | Received of Commissioners | Co. Life Insurance-Employer share – Insurance charge backs  | \$1,215.90 |

**IN THE MATTER OF PUBLIC ATTENDEES COMMENTS/QUESTIONS**

\*\*None

MR. RHOADES MOVED TO ADJOURN; SECONDED BY MR. STEGALL AND BOTH VOTED YEA. THE MEETING WAS ADJOURNED AT 1:56 P.M.

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MICHAEL E. STEGALL

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ROBIN R. BLINN, ADMINISTRATIVE CLERK/SECY.

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**ABSENT**  
DIANE L. DELAPLANE

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PATRICIA S. HARTER, ASSISTANT CLERK/SECY.

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MICHAEL W. RHOADES,  
BOARD OF DARKE CO. COMMISSIONERS.

**IN THE MATTER OF FURTHER DISCUSSION BY THE BOARD**

\*\*Commissioners Stegall & Rhoades attended the Darke Co. CIC Board meeting.

\*\*Commissioners Stegall & Rhoades met with Roger VanFrank of the Darke Co. Park District, along with Erin Bartlett of OH Historical Society & George Kane; regarding Ft. Jefferson Park.

\*\*Commissioners Stegall and Rhoades met with Andrew Sims of Dayton Area Realtors Assoc. regarding updates etc. with Darke County etc.