

WEDNESDAY, SEPTEMBER 21, 2016

THE BOARD OF DARKE COUNTY COMMISSIONERS MET IN REGULAR SESSION AT 1:30 P.M. WITH MEMBERS PRESENT: Commissioner Chairman Michael E. Stegall, Vice Chairman Diane L. Delaplane AND Member Michael W. Rhoades; Robin Blinn, Administrative Clerk/Secretary; Mindy Saylor, Darke Co. EMA/LEPC Director; Atty. Thomas Guillozet; Susan Hartley w/Earlybird; Alex Mikos w/TIGER Radio; and Darke Co. Citizens Fred Dean, Jim Besecker & Richard Halley.

ABSENT: Patty Harter, Asst. Clerk/Secretary.

Minutes of Monday September 19, 2016: Mrs. Delaplane moved to approve the minutes as read; motion seconded by Mr. Rhoades and all voted YEA.

IN THE MATTER OF RESOLUTION (R- 239- 2016) EXAMINATION AND ALLOWANCE OF BILLS

County Bills Approved

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

The attached vouchers dated Sept. 21, 2016 for County Bills, including any "Then & Now" Certificates, in the amount of the General Fund \$ 21,744.27; Outside General Funds \$ 472,834.76; for a Grand Total of \$ 494,579.03; are hereby approved for payment.

Michael E. Stegall

Diane L. Delaplane

Michael W. Rhoades
Board of Darke County Commissioners

IN THE MATTER OF RESOLUTION (R-240-2016) APPROVING ANNEXATION OF (1.537) ACRE TRACT IN WAYNE TWP. TO VILLAGE OF VERSAILLES, OHIO

Whereas, a Petition was received by the Clerk of the Darke County Commissioner's Board, from Agent for the Petitioner Atty. Thomas Guillozet, whose address is 207 East Main St., Versailles, OH; respectfully requesting the Darke Co. Commissioners to accept the Petition & allow a 1.537 acre tract, owned by Jackie J. McEldowney, in Wayne Twp. be annexed into the Village of Versailles, OH; and

Whereas, a Resolution (R-175-2016) was prepared by the Clerk in Regular Session on the 18th day of July, 2016, fixing the date and time for the hearing and then making notice to the Petitioner's Atty. so he can than file notice to all interested parties; and

Whereas, the Agent filed all necessary documents with the Clerk before the day of the Hearing, including proof of publication in the "Versailles Policy" etc.; and

Whereas, today the Clerk has prepared a Resolution (R-240-2016) for approval, if both parties agree; and the Clerk also advised that no complaints have been filed in this Office requesting the Commissioners to not allow the annexation; and Atty. Thomas Guillozet also advised that he has not heard or received any complaints on the proposed annexation; and

Whereas, the following Resolution reads as follows and was approved by all Commissioners:

WHEREAS, on the 14th day of July, 2016, a Petition was filed in the Office of the Board of Darke County Commissioners, by Agent for Petitioner, that being Thomas L. Guillozet, Atty. at Law, whose address is 207 East Main St., Versailles, OH 45380, telephone number 937-526-3501; the Petitioner, Jackie J. McEldowney, along with her Agent, respectfully request that the Darke County Commissioners allow 1.537 acres in Wayne Twp., Section 18, Town 10, Range 4 East, currently in Wayne Twp., Darke Co., Ohio, to be annexed into the adjacent Village of Versailles, OH, Ohio Revised Code; and

WHEREAS, the Petitioner is the one and only "owner" as defined in Section 709.02(e) Ohio Revised Code of the property herein described; and

WHEREAS, the Agent has provided an Ordinance No. 16-36, signed by Mayor Jeffry A. Subler; Kathy Ording, Fiscal Officer, on the 24th day of August, 2016, by emergency measures; stating that utilities, such as Electric, Water, Sewer, Police, Fire, Emergency Medical Services and refuse collection services in accordance with property owners' obligations to pay all customary charges and fees for said services; and shall take effect and be in force immediately upon its adoption; and

WHEREAS, we find a legal ad was run in accordance with the law in the "The Versailles Policy"; and that notices were filed with the Fiscal Officer Kathy Ording, of Village of Versailles; the Fiscal Officer, of Wayne Twp., Teresa Slonkosky; along with the property owners within the territory to be annexed and all owners of property adjacent thereto on the 20th day of July, 2016; and

WHEREAS, we find that no objections to the proposed annexation have been filed; and we do hereby

RESOLVE, said territory be annexed into the Village of Versailles, Ohio, and hereby order a certified copy of this Resolution be filed with all parties involved in which the territory proposed for annexation is located.

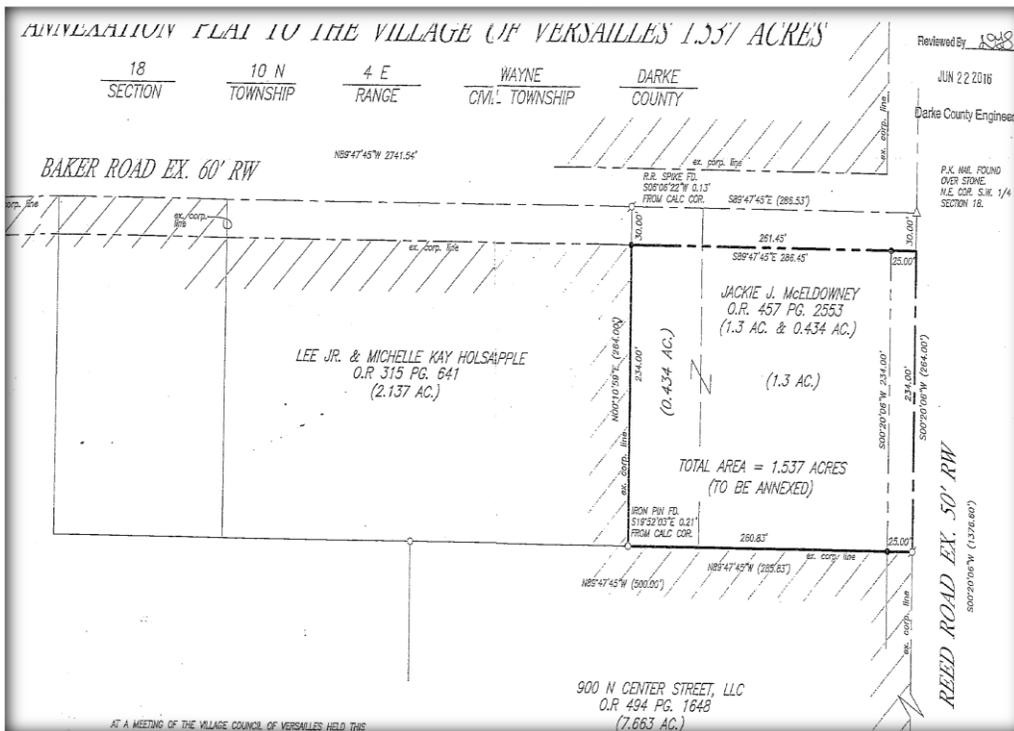
Mrs. Delaplane moved to approve the Resolution for Annexation of one (1.537) acre tract into the Village of Versailles, OH; Mr. Rhoades seconded the motion and all voted as follows:

Michael E. Stegall (YEA)
Michael E. Stegall

Diane L. Delaplane (YEA)
Diane L. Delaplane

Bob Blew I DO HEREBY CERTIFY THAT THE FOREGOING IS A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL AS THE SAME APPEARS ON FILE IN MY OFFICE.
Administrative Clerk/Secretary
Date: Wed., September 21, 2016
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Michael W. Rhoades (YEA)
Michael W. Rhoades, DARKE COUNTY BOARD OF COMMISSIONERS
BY R. Blew 9/21/16
CLERK DATE
DARKE COUNTY COMMISSIONERS



IN THE MATTER OF QUOTES FOR NEW COMPUTER FOR DARKE COUNTY EMERGENCY MANAGEMENT EMPLOYEE

The Darke Co. EMA/LEPC Director Mindy Saylor addressed the Board regarding the need to replace Josh Haney's desktop computer. She advised that she received four (4) quotes, one(1) from Doss Business Systems, and three (3) from Staples, due to the fact that she was trying to get a comparable quote to the quote from Doss Business Systems. The quotes are as follows:

Computer Quotes to Replace Josh Haney's

1. Doss Business Systems – HP ProDesk 600
\$748.65 (includes 3 year parts warranty)
2. Staples – Dell Optiplex 5040 –
\$744.49 + 99.99 for 2 year warranty = \$844.48
3. Staples – HP Elitedesk
\$776.49 + 99.99 for 2 year warranty = \$876.48
4. Staples – HP ProDesk 600
\$690.99 + 99.99 for 2 year warranty = \$790.98

QUOTES (CONT.)

After the presentation of quotes from EMA/LEPC Director; Mr. Rhoades moved to approve the low quote from Doss Business Systems for \$748.65, which includes a three (3) year warranty; motion seconded by Mrs. Delaplane and all voted YEA.

IN THE MATTER OF AGREEMENT BETWEEN THE DARKE COUNTY LOCAL EMERGENCY PLANNING COMMITTEE AND DARKE COUNTY OFFICE OF HOMELAND SECURITY & EMERGENCY MANAGEMENT

The following Agreement was presented by the Darke Co. EMA/LEPC Director Mindy Saylor:

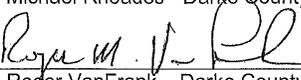
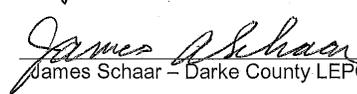
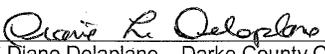
Whereas the LEPC is established and operates pursuant to Ohio Revised Code Section 3750.01 et seq.; and

Whereas the DC H/S & EM is established and operates pursuant to Ohio Revised code Section 5502.271; and

Whereas the LEPC desires to contract with EMA pursuant to Ohio Revised Code Section 3750.03 (E) (4) for the provision of certain services;

Wherefore pursuant to the parties hereto have agreed as follows:

1. The term of this Agreement shall be for one year (~~January 1, 2016 - December 31, 2016~~) and shall continue in full force and effect until it is terminated, superseded or rescinded by the parties, in writing, who are the signatories hereto:
2. EMA will provide to LEPC the following services:
 - A. Prepare LEPC minutes, announcements and mailings.
 - B. Coordination of agencies for emergency response.
 - C. Storage of information for LEPC.
 - D. Prepare and send budget reports to State of Ohio.
 - E. Process requests for Public Right-to-Know Act
 - F. Provide LEPC space on DC H/S & EM's web-site
3. In additions to service provided in paragraph 2 above, it is agreed that EMA will provide to LEPC office space, postage, copies and paper.
4. LEPC shall share in the expense with EMA for computers, and all funds for equipment not used for the training of personnel for performance of the above tasks, as well as other tasks performed by EMA under the Ohio Revised Code.
5. In addition to those items provided by LEPC to EMA, which are set forth in paragraph 4 above, the LEPC agrees to pay DC H/S & EM the sum of ~~\$4,000.00~~, for the services provided pursuant to this agreement payable after the receipt of funds from the SERC Grant.
6. The services provided under this Agreement should not be deemed to be an exclusive list of services which may be provided from time to time by DC H/S & EM to LEPC. However additional services to be provided on a regular basis shall be agreed upon, in writing, by the parties and attached to this Agreement.
7. This Agreement shall not be assigned by either party without the prior written consent of the other party.
8. In the event that any provision of this Agreement shall be declared by a court of competent jurisdiction to be invalid, unenforceable, or unconstitutional, the remaining provisions herein shall remain in full force and effect.

 Mindy Saylor - Darke County H/S & EM Director	<u>9/20/16</u> Date
 Michael Rhoades - Darke County LEPC Chairman	<u>9-20-16</u> Date
 Roger VanFrank - Darke County LEPC Vice President	<u>9-20-16</u> Date
 James Schaar - Darke County LEPC Secretary	<u>9/20-16</u> Date
_____ Vacant - Darke County LEPC Treasurer	_____ Date
 Diane Delaplane - Darke County Commissioner	<u>9/21/16</u> Date
<u>abstained</u> Michael Rhoades - Darke County Commissioner	<u>9/21/16</u> Date
 Michael Stegall - Darke County Commissioner	<u>9/21/16</u> Date

After discussion by all; Mrs. Delaplane moved to accept & sign the Agreement between both parties; motion was seconded by Mr. Stegall and both voted YEA. (COMMISSIONER MIKE RHOADES ABSTAINED FROM VOTE DUE TO SERVING ON THE LEPC COMMITTEE)

IN THE MATTER OF RESOLUTION (R-241-2016) TRANSFER OF APPROPRIATIONS (DARKE Co. BOARD OF ELECTIONS)

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:

DC BOE: Insufficient Funds-planned 3 elections (having 5 total)

\$ 260.00	Office Supplies	#001-1040.520100	Employee Reimb.	#001-1040.538060
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Mr. Rhoades moved; and Mrs. Delaplaine seconded the resolution and ALL voted as follows:

Michael K. Hill (YEA)
Quinn L. Delaplaine (YEA)
Michael W. Rhoades (YEA)
 Board of Darke County Commissioners

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

IN THE MATTER OF RESOLUTION (R-242-2016) FUND ADVANCE – BACK (DC SOLID WASTE '15 COMMUNITY GRANT)

Fund Advance Back:

WHEREAS, the Darke Co. Solid Waste District is requesting that the following “Fund Advance Back” be completed and advanced back to #610-3020. (Advancing revenue back to Solid Waste General Fund (original advance done 8/1/2016 by Resolution (R-189-2016)); and

WE HEREBY DO, the Darke Co. Board of Commissions, HEREBY RESOLVE, the following ‘Advance Back’ be advanced back as follows:

Darke Co. Solid Waste District – '15 Community Grant

\$2,823.00 From: #436-3015.590000 (Advance Out) To: #610-3020.490000 (Advance In)

Mrs. Delaplaine moved; and Mr. Rhoades seconded the resolution and ALL voted as follows:

Michael K. Hill (YEA)
Quinn L. Delaplaine (YEA)
Michael W. Rhoades (YEA)
 Darke County Board of Commissioners.

Robin Blinn
 Administrative Clerk/Secretary

IN THE MATTER OF RESOLUTION (R-243-2016) REVENUE/ APPROPRIATION INCREASES, TRANSFER OF APPROPRIATIONS & FUND ADVANCE (3 STEPS) FOR THE DARKE COUNTY EMA/LEPC

“Revenue/Appropriation Increases” Step 1 of 3

WHEREAS, the Darke Co. EMA/LEPC is requesting that the following “Revenue/Appropriation Increases” be changed; and WE DO HEREBY RESOLVE, the following INCREASES be changed as follows: “FY ‘15-’16 Hazardous Materials Emergency Preparedness Grant”.

Estimated Revenue Increase	\$12,714.40	Desc.	Fed. Reimb. Grant (Training)	Acct.#	169-6406.431100
“	3,178.60	Desc.	LEPC Match	“	169-6406.434041
“	<u>12,514.40</u>	Desc.	Advance In	“	169-6406.490000
TOTAL REVENUE INCREASE....	\$ 28,407.40				
Appropriation Increase	\$ 15,893.00	Desc.	Training	Acct.#	169-6406.538127
“	<u>12,514.40</u>	Desc.	Advance Out	“	169-6406.590000
TOTAL APPROPRIATION INCREASE...	\$ 28,407.40				

RESOLUTION (R-243-2016) CONT.

"Transfer of Appropriations" Step 2 of 3

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:
 FY '15-'16 Hazardous Materials Emergency Preparedness Grant Expenses Fund #169-6406

\$ 3,178.60	Training	#168-6405.538127	HMEP Match	#168-6405.591023
2,282.60	Other	#168-6405.538130	Advance Out	#168-6405.590000
4,000.00	Safety Supplies	#168-6405.520130	"	#168-6405.590000
4,000.00	Salary PT	#168-6405.510030	"	#168-6405.590000
2,231.80	Mach & Equip	#168-6405.520160	"	#168-6405.590000
\$15,693.00				

"Fund Advance" Step 3 of 3

WHEREAS, Darke Co. EMA/LEPC is requesting that the following "Fund Advance" be completed: "FY '15-'16 HMEP Training"; and
 WE DO HEREBY RESOLVE, the following "Fund Advance" be approved as follows:

FROM: TO:

\$ 13,514.40	Advance Out	#168-6405.590000	Advance In	#169-6406.490000
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Mr. Rhoades moved; and Mrs. Delaplane seconded the resolution and ALL
 voted as follows:

Marka K. [Signature] (YEA)

Deanne R. Delaplane (YEA)

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

Robin Blinn
 Robin Blinn,
 Administrative Clerk/Secy.

IN THE MATTER OF AUTHORIZATION OF MEETING EXPENSES (DARKE CO. CLERK OF COURTS)

Mrs. Delaplane moved to approve the following request; motion seconded by Mr. Rhoades and all voted YEA.

#127-2410.538060 (RECOMMENDED/NECESSARY)
 Attending: OCCA Title Seminar/Sept. 22, 2016/BMV-Columbus, OH/Barbara Kimmel
 Transportation: \$80.00/Estimated total for meeting: \$80.00

IN THE MATTER OF PAY INS

Pay In#087660 Received of Commissioners Co. Airport Fuel – purchase from Purvis Bros. 9/19/16 \$2,310.77

IN THE MATTER OF PUBLIC ATTENDEES COMMENTS/QUESTIONS

**Commissioner Delaplane: mentioned to the crowd about the "Aviation Day" at the Darke Co. Airport this Saturday, starting @ 10:00 a.m.

**DC Citizen Fred Dean: mentioned to the Board etc. that this Saturday is also "Prairie Days" at the Darke Co. Park District.

**DC Citizen Jim Besecker: Asked the Commission Board about the building going on by the Darke Co. Sheriff's Dept., at the counties South Industrial Park. Wanted to know why the OH State Patrol was building a new facility there? The Commissioners advised him that that is where the new OH Dept. of Transportation facility is going to be, aka ODOT. They have outgrown there facilities on US Rt. 36, and needed more acres to build a new facility/garages. The Commissioners also advised that their equipment is now bigger and some cannot fit into the older garages etc.

**DC Citizen Richard Halley: Spoke to the Board regarding the Greenville Board of Educations' plan of demolition of old School Buildings once the new K-8 Facility is up and running. Mr. Halley states that the Board of Educ. keeps saying that they have to demo the buildings due to the agreement that was made with the State when levy monies were discussed etc. Mr. Halley advised the Commission Board that he has found out that that is not the way it has to be. He stated that he has contacted major contractors that are interested in turning the Jr. High Bldg. into a senior living area, plus possibly housing a senior citizen's facility. He also stated that the Jr. High is part of the "Historic Downtown" and sees important value of keeping that building in existence due to it being part of Downtown Greenville.

MR. RHOADES MOVED TO ADJOURN AT 1:49 P.M.; SECONDED BY MRS. DELAPLANE AND ALL VOTED YEA.

MICHAEL E. STEGALL

ROBIN R. BLINN, ADMINISTRATIVE CLERK/SECY.

DIANE L. DELAPLANE

ABSENT

PATRICIA S. HARTER, ASSISTANT CLERK/SECY.

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

IN THE MATTER OF FURTHER DISCUSSION BY THE BOARD

**All Commissioners attended the Darke Co. CIC Community Board meeting.