

**WEDNESDAY, NOVEMBER 16, 2016**

THE BOARD OF DARKE COUNTY COMMISSIONERS MET IN REGULAR SESSION AT 1:30 P.M. WITH MEMBERS PRESENT: Vice Chairman Diane L. Delaplane and Member Michael W. Rhoades; Robin Blinn, Administrative Clerk/Secretary; Patty Harter, Asst. Clerk/Secretary; Susan Hartley w/Earlybird; Erik Martin and Carolyn Harmon w/Daily Advocate; and Darke Co. Citizen Fred Dean.

ABSENT: Commissioner Chairman Michael E. Stegall;

Minutes of Monday, November 14, 2016: Mr. Rhoades moved to approve the minutes as read; motion seconded by Mrs. Delaplane and BOTH voted YEA.

**IN THE MATTER OF RESOLUTION (R-304-2016) 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 November 16, 2016, for County Bills, including any

"Then & Now" Certificates, in the amount of the General Fund \$ 99,362.71;

Outside General Funds \$ 272,860.07; for a Grand Total of \$ 372,222.78;

are hereby approved for payment.

absent

Diane L. Delaplane

Michael W. Rhoades  
Board of Darke County Commissioners

**IN THE MATTER OF RESOLUTION (R-305-2016) 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:

**DC Board of Dev. Disabilities:** Transfer needed to cover surveillance system purchase

\$ 5,195.00	Unanticipated	#148-4240.572040	Machinery & Equipment	#148-4240.553020
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**DC Commissioners:** for 'tactical vests' for DC Sheriff's Dept.

\$ 13,658.40	Natural Gas	#001-1509.531000	Bullet proof vest	#001-1509.521001
\$ 13,000.00	Electric	#001-1509.531010	"	"

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**JFS/Children Services:** unexpected expense

\$ 3,000.00	Local Assistance	#151-5101.537060	Certified Homes	#151-5101.533102
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**DC Juvenile Court:** moving approp. to cover expenses in salary lines

\$ 4,400.00	Contract Services	#001-2200.533030	Salary	#001-2200.510020
\$ 50.00	Health	#001-2300.511000	Medicare	#001-2300.511010
\$ 1,600.00	Contract Services	#001-2200.533030	Salary	#001-2201.510020

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**DC Sheriff:** transfers needed to cover new copier contract

\$ 500.00	Natural Gas	#001-6010.531000	Rent & Leases	#001-6010.530000
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**DC Soil & Water:** term pay-out

\$ 5,639.64	Salary FT	#550-3000.510020	Term Vac	#550-3000.511050
\$ 478.79	"	#550-3000.510020	Term Sick	#550-3000.511060

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Mr. Rhoades moved; and Mrs. Delaplane seconded the resolution and BOTH voted as follows:

\_\_\_\_\_ YEA

Quais R. Delaplane (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-306-2016) FUND ADVANCE (2017 EMERGENCY MANAGEMENT PLANNING GRANT)**

WHEREAS, Darke Co. EMA/Commissioners are requesting that the following "Fund Advance" be completed: "to cover salary for beginning of 2017"; and

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

\$ 8,000.00	From: #001-8070.590000 (Advance Out)	To: #482-1426.490000 (Advance In)
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Mr. Rhoades moved; and Mrs. Delaplane seconded the resolution and BOTH voted as follows:

\_\_\_\_\_ YEA

Quais R. Delaplane (YEA)

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

Robin Blinn  
Robin Blinn,  
Administrative Clerk/Secretary

**IN THE MATTER OF AUTHORIZATION OF MEETING EXPENSES (DARKE CO. PROSECUTING ATTY.)**

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

#001-1300.532000(MANDATORY)

Attending: 2016 Honorable James J. Gilbary Symposium on Law/Nov. 18, 2016/University of Dayton, OH/Jesse J. Green  
Transportation: \$40.00/Meals: \$15.00/Estimated total for meeting: \$55.00

**IN THE MATTER OF SERVICE AGREEMENTS BY AND BETWEEN COMFORT SYSTEMS (INNOVATIVE ENERGY SOLUTIONS) FOR VARIOUS COUNTY FACILITIES (DARKE CO. GOVT CENTER/GARST, CRIMINAL JUSTICE CENTER AND COURTHOUSE)**

Mr. Rhoades moved to approve the following "Service Agreements", each being for 2017; motion seconded by Mrs. Delaplane and both voted YEA.

The service agreement between Comfort Systems USA dba IES and Darke County Government Center for the temperature control service will automatically renew on January 1<sup>st</sup>, 2017 per the terms of the agreement.

We have worked hard this past year in keeping costs down for our customers and I am pleased to say that the contract will not be escalated and will remain the same at.

For 2017 the HVAC controls contract price is as follows:

Darke County Government Center .....2,920.00  
(Two Thousand Nine Hundred Twenty Dollars and 0/100)

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The service agreement between Comfort Systems USA dba IES and Darke County Criminal Justice Center for the temperature control service will automatically renew on January 1<sup>st</sup>, 2017 per the terms of the agreement.

We have worked hard this past year in keeping costs down for our customers and I am pleased to say that the contract will not be escalated and will remain the same.

For 2017 the HVAC controls contract price is as follows:

Darke County Criminal Justice Center .....2,980.00  
(Two Thousand Nine Hundred Eighty and 0/100)

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**SERVICE AGREEMENTS (CONT.)**

The service agreement between Comfort Systems USA dba IES and Darke County Courthouse for the temperature control service will automatically renew on January 1<sup>st</sup>, 2017 per the terms of the agreement.

We have worked hard this past year in keeping costs down for our customers and I am pleased to say that the contract will not be escalated and will remain the same.

For 2017 the HVAC controls contract price is as follows:

Darke County Court House .....1,820.00  
(One Thousand Eight Hundred Twenty Dollars and 0/100)

Accepted By: *Quinn L. Odaplane* Date: 11-16-2016

*Michael W. Rhoades*

**IN THE MATTER OF PAY INS**

Pay In#088585	Received of Commissioners	Co.-Miami Co.-Bldg. Rent for November 2016	\$300.00
Pay In#088586	Received of Commissioners	Co.-postage reimb. – 3 <sup>rd</sup> qtr. for Miami Co.	\$10.57
Pay In#088587	Received of Solid Waste	Maharg – Tipping Fees for Oct. 2016	\$40.00
Pay In#088588	Received of Solid Waste	Montgomery Co. – Tipping Fees for Sept. '16	\$1.56
Pay In#088589	Received of Solid Waste	Montgomery Co. – Tipping Fees for Sept. '16	\$.52

**IN THE MATTER OF MEMORANDUM OF UNDERSTANDING BETWEEN DARKE CO. SHERIFF AND SOLID WASTE DISTRICT FOR ASSIGNMENT OF SHERIFF'S EMPLOYEES TO DISTRICT SPONSORED EVENTS 2017)**

Mr. Rhoades moved to approve the signing of the following MOU; motion seconded by Mrs. Delaplane and both voted YEA.

**WHEREAS**, all interested parties to this Memorandum agree that having a uniformed Sheriff's Deputy is beneficial to programs hosted by the Darke County Solid Waste Management District; and

**WHEREAS**, a part of SWMD requirements, documentation is necessary for expenses paid with SWMD funds; and

**WHEREAS**, the Darke County Sheriff's Office will assign to the Solid Waste District a uniformed deputy during large recycling collection events, a written understanding is necessary to document the expenditure for this service;

**NOW, THEREFORE, IT IS AGREED AS FOLLOWS:**

The Darke County Sheriff's Office shall provide to the Darke County Solid Waste Management District a uniformed deputy for the below listed events. The Solid Waste District has the right to request the assistance of the Sheriff's Office at additional recycling events. The Sheriff's Office will work with the Solid Waste Management District on these additional events based on cost and expenses at the time of the request.

April 1, 2017 – Appliance Day – Deputy shall be responsible for helping to maintain a safe recycling experience for the general public and the volunteers of the Solid Waste Management District. Event held on Darke County Fairgrounds, Ohio Center. Time: 8:30 am to Noon \*\*

April 22, 2017 – Trash Bash 2017 – Provide education to participants on Meth Labs and their dangers. Deputy will also answer any questions in regards to the same matter. Event meeting held on Darke County Fairgrounds, Youth Building. Time: 7:30 am to 9:00 am \*\*

May 25, 2017 – Electronics Recycling Day – Deputy shall be responsible for helping to maintain a safe recycling experience for the general public and the volunteers of the Solid Waste Management District. Event held on Darke County Fairgrounds, Swine Barn. Time: 8:30 am to 5 pm \*\*

June 10, 2017 – Document Shred Day -- Deputy shall be responsible for helping to maintain a safe recycling experience for the general public and the volunteers of the Solid Waste Management District. Event held on Darke County Fairgrounds, Swine Barn. Time: 8:30 am to Noon \*\*

September 20, 2017 – Tire Recycling Day -- Deputy shall be responsible for helping to maintain a safe recycling experience for the general public and the volunteers of the Solid Waste Management District. Event held at Rumpke Transfer Station. Time: 8:30 am to 5 pm \*\*

October 7, 2017 – Household Hazardous Waste (HHW) Day -- Deputy shall be responsible for helping to maintain a safe recycling experience for the general public and the volunteers of the Solid Waste Management District. Event held on Darke County Fairgrounds, Swine Barn. Time: 7:30 am to 12:30 pm \*\*

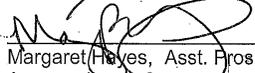
\*\*Times and locations are subject to change based on community participation.

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1. The assigned deputy shall be under the immediate supervision of the Darke County Sheriff's Office. This supervision shall include establishing hours and defining work projects to be completed by assigned deputy. All communication in regards to the assigned deputy should be addressed to the Sheriff or Chief Deputy.
2. A specific amount of funds from the SWMD shall reimburse the Darke County Sheriff's Office for its deputy, with reimbursement being set at \$250.00 per month (\$3,000.00 annually) for the period of October 1, 2016 thru September 30, 2017, payable periodically but at least on a quarterly basis. The amount of the contract may vary due to the use of the copy machine. This funding is to be used for the reimbursement of the Sheriff's Office copier lease. The Darke County Sheriff's Office, however, shall be responsible for the actual payment of the lease to the lessor. However, this amount shall not be due during such time as an officer is not provided for the requested district events. If at any time the position is only partially filled, then the Darke County Sheriff's Office will be reimbursed on a pro-rata basis.
3. Responsibility for maintaining employment, wage, fringe benefit, vacation, sick leave, disciplinary actions, and similar records shall rest with the Darke County Sheriff's Office.
4. Responsibility for maintaining a safe and usable vehicle shall rest with the Darke County Sheriff's Office.
5. This Memorandum of Understanding may be terminated by any of the following: the Darke County Sheriff or the Darke County Solid Waste Management District upon giving 30 days written notice to the other parties.
6. This Memorandum of Understanding may be renewed on an annual basis.
7. The terms of this Memorandum are contingent upon the receipt of the Darke County Solid Waste Management District proceeds with implementation to begin on October 1, 2016.

Dated this \_\_\_\_\_ day of November, 2016, at Darke County, Ohio.

  
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Toby L. Spencer, Sheriff

  
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Margaret Hayes, Asst. Pros Atty  
Approved as to form

  
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Diane L. Delaplane, Commissioner

  
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Michael W. Rhoades, Commissioner

  
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Michael E. Stegall, Commissioner

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

\*\*Erik Martin w/Daily Advocate: Had a question regarding the purchase of the bullet proof vests and wondered if there was a grant that could help purchase those vests? The Commissioners advised that yes there is a 50/50 grant match. Mr. Martin also wanted to know how the appropriations were going in the gas & electric lines that the money was transferred out of? The Commissioners advised that we have been lucky so far with it being mild temperatures, including last January-March.

**MR. RHOADES MOVED TO ADJOURN AT 1:40 P.M.; SECONDED BY MRS. DELAPLANE AND BOTH VOTED YEA.**

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**ROBIN R. BLINN, ADMINISTRATIVE CLERK/SECY.**

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**PATRICIA S. HARTER, ASSISTANT CLERK/SECY.**

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**ABSENT**  
**MICHAEL E. STEGALL**

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**DIANE L. DELAPLANE**

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

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

\*\*Commissioner Delaplane attended the Darke County CIC Regular Board meeting.