

THE BOARD OF DARKE COUNTY COMMISSIONERS MET IN REGULAR SESSION AT 1:30 P.M. WITH MEMBERS PRESENT: Commissioners Chairman Michael W. Rhoades, Vice Chairman Matthew W. Aultman and Commission Member Michael E. Stegall; Robin Blinn, Administrative Clerk/Secretary; Charity Hutt, Assistant Clerk/Secretary; Gracie Overholser & Carla Allen w/Darke County Job & Family Services; and Ryan Berry w/Earlybird.

Minutes of Monday, November 26, 2018: Mr. Stegall moved to approve; motion seconded by Mr. Aultman and ALL voted YEA.

IN THE MATTER OF RESOLUTION (R-365-2018) EXAMINATION AND ALLOWANCE OF BILLS

County Bills Approved

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

The attached vouchers dated November 28, 2018 for County Bills, including any "Then & Now" Certificates, in the amount of the General Fund: \$ 39,885.60; Outside General Funds \$ 75,108.52; for a Grand Total of \$ 114,994.12; are hereby approved for payment.

Michael W. Rhoades

Matthew W. Aultman

Michael E. Stegall
Board of Darke County Commissioners

IN THE MATTER OF CERTIFICATE OF APPOINTMENTS FOR TWO (2) EMPLOYEES (Michaels Resource Treatment Center and Job & Family Services)

Mr. Stegall moved to approve the following "Appointments"; motion seconded by Mr. Aultman and all voted YEA.

I hereby certify that I have this day appointed Tammy Bergman to the Position of Fiscal Officer, in my Office of County (DEPUTY-CLERK-ETC.) Michael's Resource and Treatment Center, at a salary of \$ 18.05 per hr. Said appointment is to take effect 12/3/2018, and the said salary to be paid bi-weekly from the County Treasury, upon the warrant of the County (MONTHLY-BI-WEEKLY) Auditor.

Said employee has credited to their account _____ days of accumulated sick leave from prior political sub-division employment with Darke County

The auditor's office is required to verify those hours yearly to comply with the Federal Health Guidelines.

The look back period is 10/1/XX-9/30/XX.

***EMPLOYEE'S VACATION AND SICK TIME ACCURAL WILL TRANSFER TO MICHAEL'S RESOURCE AND TREATMENT CENTER.

I hereby certify that I have this day appointed Haven Zimmer to the Position of Eligibility Referral Specialist 2, in my Office of County (DEPUTY-CLERK-ETC.) Darke County Job and Family Services, at a salary of \$ 14.95 per hr. Said appointment is to take effect 12/10/2018, and the said salary to be paid bi-weekly from the County Treasury, upon the warrant of the County (MONTHLY-BI-WEEKLY) Auditor.

Certificate of Appointment (cont.)

Said employee has credited to their account 0 days of accumulated sick leave from prior political sub-division employment with

(POLITICAL SUB-DIVISION) N/A

WITNESS MY HAND AND OFFICIAL SEAL THIS 26 DAY OF November 2018

SIGNED Gracie G. Overholser TITLE Director

Date: November 26, 2018

FULL TIME POSITION (Includes all County Benefits) 40 hours weekly YES or NO

Handwritten signatures: Michael W. Wood, Matt W. Carr, Michael Wood

IN THE MATTER OF RESOLUTION (R-366-2018) EXEMPTING COUNTY PURCHASES UNDER \$1,000. FROM THE REQUIREMENT OF HAVING A CERTIFICATE OF AVAILABILITY OF FUNDS ATTACHED THERETO (FOR 2019)

WHEREAS, Section 5705.41(D)(2) of the Ohio Revised Code authorizes this board to annually adopt a resolution exempting county purchases of one thousand dollars or less from the requirement of division (D)(1) of said section otherwise requiring that a certificate of availability of funds be attached to any contract or order involving the expenditure of money; and

WHEREAS, this board believes that providing for such exemption is necessary and proper as the same will allow for a much more economical and efficient process by which purchases by, or on behalf of, the county may be made; now, therefore, be it

RESOLVED by the Board of Commissioners of Darke County, Ohio, a majority of its members elected thereto concurring, that all county purchases, contracts or orders involving the expenditure of monies in the county treasury of one thousand dollars or less are hereby exempted from the requirement of division (D)(1) of Section 5705.41 of the Ohio Revised Code that a certificate of availability of funds be attached thereto; and, be it further

RESOLVED, that said exemption shall apply to all purchases, without regard to any specific classes of purchases, or to the purchase of any one or more specific items; and, be it further

RESOLVED, that each county officer or other person authorized to make a county purchase shall prepare and file with the county auditor, within five business days after incurring an obligation not requiring a certificate of availability of funds hereunder, a written purchase order specifying the purpose and amount of the expenditure, the date of the purchase, the name of the vendor, the specific appropriation items from which the expenditures are to be made, and any additional information as the auditor of state may prescribe; and, be it further

RESOLVED, that this resolution and said exemption shall go into effect January 1, 2019, and continue until December 31, 2019; and, be it further

RESOLVED, that the Clerk of this Board is, and she hereby is, directed to immediately provide a copy of this Resolution to the Darke County Auditor and all departments and agencies of the county.

Mr. Aultman moved; and Mr. Segal seconded the resolution and ALL voted as follows:

Handwritten signatures of Michael W. Wood, Matt W. Carr, and Michael Wood, each with a circled 'YEA' next to it. Below the signatures is the text 'Board of Darke County Commissioners'.

Handwritten signature of Robin R. Blinn, followed by the printed name 'Robin R. Blinn, Administrative Clerk/Secretary'.

IN THE MATTER OF RESOLUTION (R-367-2018) TRANSFER OF APPROPRIATIONS (Darke Co. Job & Family Services, Juvenile Court and Sheriff)

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. JFS-Public Asst. (OUTSIDE Fund): to cover copier maintenance

\$ 5,000.00	Other Assistance	#155-5300.537060	Mach/Equip. Maint. Repair	#155-5300.536010
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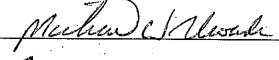
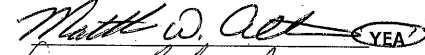

Darke Co. Juvenile Court: (GENERAL Fund): need moved to cover CASA dues

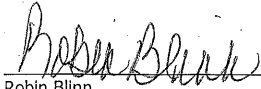
\$ 300.00	Atty. Fees	#001-2220.533010	Membership Dues	#001-2220.532030
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Darke Co. Sheriff: (OUTSIDE Fund): need for Dispatch Center furniture

\$ 70,000.00	Computers + \$5000.	#406-6021.553030	Furniture & Fixtures	#406-6021.553000
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Mr. Stegall moved; and Mr. Aultman seconded the resolution and ALL voted as follows:

 (YEA)
 (YEA)
 (YEA)
 Board of Darke County Commissioners


 Robin Blinn,
 Admin. Clerk/Secretary

IN THE MATTER OF RESOLUTION (R-368-2018) RE-APPOINTMENT TO THE DARKE COUNTY BOARD OF DEVELOPMENTAL DISABILITIES (DC BDD)

WHEREAS, there is one (1) member on the DC BDD Board whose unexpired term will be expiring December 31, 2018; and

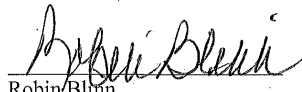
WHEREAS, the Board of DC BDD has recommended the following person be re-appointed; we therefore

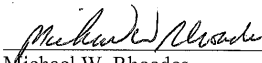
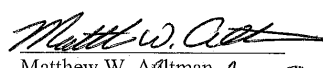
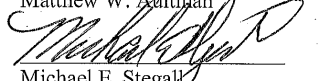
RESOLVE and do hereby re-appoint the following person:

Darke Co. Board of Developmental Disabilities

Re-Appoint: Pamela J. Neff (4 year term) Term: January 1, 2019 thru December 31, 2022 (1st Full Term)

Mr. Stegall moved the adoption of the above appointment, seconded by Mr. Aultman and all voted YEA.


 Robin Blinn
 Administrative Clerk/ Secretary


 Michael W. Rhoades

 Matthew W. Aultman

 Michael E. Stegall
 DARKE COUNTY BOARD
 OF COMMISSIONERS

IN THE MATTER OF PETITION FOR VACATION OF STREET AND ALLEYS IN THE UNINCORPORATED AREA OF BEAMSVILLE, OHIO; AND RESOLUTION (R-369-2018) FIXING DATE OF "VIEW" & "HEARING" PETITION

Mr. Stegall moved to accept the "Petition" for the Vacation of said Street & Alleys and Resolution (R-369-2018) fixing the dates, see below, for the View & Hearing; motion seconded by Mr. Aultman and all voted YEA.

TO: Darke County Commissioners
County Administration Building
520 S. Broadway
Greenville, Ohio 45331

Dear Honorable Board of County Commissioners of Darke County, Ohio:

The undersigned, being owners of real property abutting the requested street and alley vacation shown on the attached plat of real property located in Range 3 East, Town 11 North, Section 32, and within the Town of Beamsville, respectfully petition the Board to vacate:

Petition/Resolution (cont.)

- the alley running east and west, located immediately north of Lots 35, 36, 37, and 38, as originally platted in Plessinger's Addition to Beamsville;
- the alley running north and south, located between Lot 36 and Lot 37, as originally platted in Plessinger's Addition to Beamsville; and
- the street running north and south, located immediately to the east of Lot 38, as originally platted in Plessinger's Addition to Beamsville.

The undersigned request that the Board institute and order proper proceedings for vacating said alleys and street.

The undersigned request that upon such vacation:

- the resulting 0.080-acre parcel noted on the attached plat, the description of which is submitted herewith, be added to the adjacent parcel owned by Daniel M. Gibson; and
- the resulting 0.545-acre parcel noted on the attached plat, the description of which is submitted herewith, be added to the adjacent parcel owned by Dan L. Hartzell, Trustee.

To that end, Dan L. Hartzell, Trustee, indicates that Lot 37 and Lot 38, as originally platted in Plessinger's Addition to Beamsville, have already been vacated pursuant to Ohio Revised Code §711.25 as memorialized in the Certificate of Auditor attached hereto.

Executed by the undersigned landowners on the date(s) indicated below.

Dan L. Hartzell Trustee
 DAN L. HARTZELL, Trustee of the Dan L. Hartzell Trust

11-1-2018
 Date

Daniel M. Gibson
 DANIEL M. GIBSON

11-9-2018
 Date

R-369-2018

WHEREAS, on the 20th day of November, 2018, there was a Petition filed in our office pursuant to ORC 711.25 to "Vacate Alleys & Street" hereinafter described (see attached plat map etc.); and

WHEREAS, the Petitioners, being sole owners of real property abutting the requested street and alleys in Beamsville, Richland Twp.; are requesting the Board of Commissioners to vacate alleys/street surrounding Lots 35, 36, 37 & 38 in Beamsville, OH; and

WHEREAS, the Agent, Atty. Nathan D. Hosek, for one (1) of the Petitioners, Dan L. Hartzell, Trustee of the Dan L. Hartzell Revocable Trust, has submitted, along with their Petition, the "Plat of Vacation in Beamsville", and an "Certificate of Auditor" certifying per ORC 711.26 that no "notice of injunction" against, or a dissent from, the vacation of said lots not within a municipal corporation was served upon the undersigned within ten (10) days after completion of the notice published in the "The Early Bird" on April 22 & 29, 2018; and

NOW, THEREFORE BE IT, per ORC 711.05, Resolved that the 12th day of December, 2018, at 10:00 a.m., be fixed as the date and time of "VIEW" of the proposed vacating; and

NOW, THEREFORE BE IT, per ORC 711.05, Resolved that the 19th day of December, 2018; at 1:30 p.m., in Regular Session, in the Commissioner's Board Room, 520 S. Broadway, Greenville, OH; be fixed as the date and time for the "FINAL HEARING" of said Vacation Petition; and also resolve that the County Engineer give his recommendation prior to the date of the hearing.

Mr. Stegall moved the passage of this Resolution; seconded by Mr. Aultman; and all voted AS FOLLOWS:

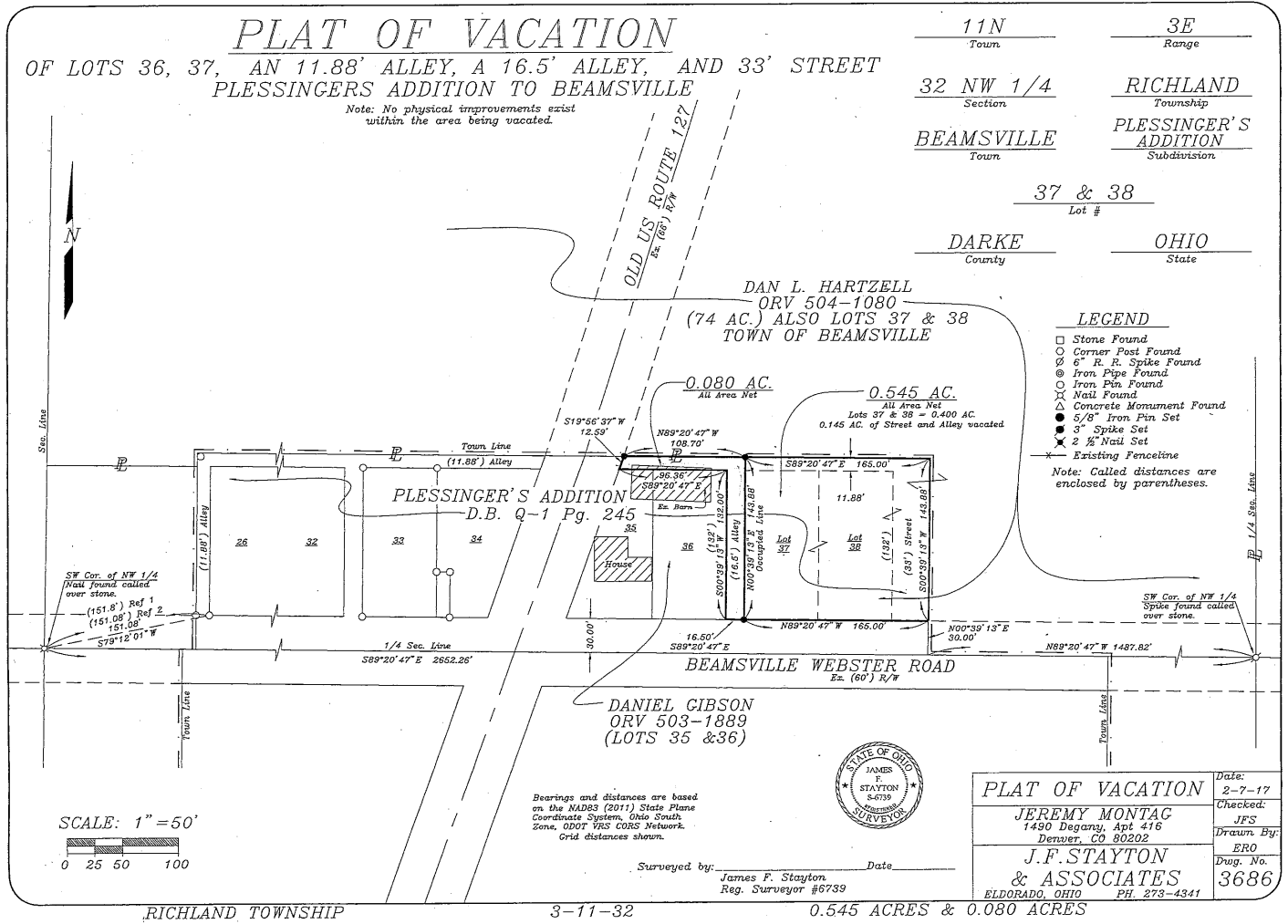
Michael A. Aultman (YEA)

Matthew W. Ault (YEA)

Michael Stegall (YEA)
 DARKE COUNTY BOARD OF COMMISSIONERS

Robin Blinn
 Robin Blinn,
 Administrative Clerk/Secretary

(Certificate of Auditor etc. can be seen in full in the "Vacation" File in the Commissioner's Office)



IN THE MATTER OF MOTIONS AMENDING THE "GOVERNMENT PLAINTIFF" FACT SHEET IN REGARDS TO THE NATIONAL PRESCRIPTION OPIATE LITIGATION

Mr. Aultman moved to approve the signing of the "amended" fact sheet, per recommendation of Asst. Prosecuting Atty. Margaret B. Hayes; motion seconded by Mr. Stegall and all voted YEA.

Document is Atty-Client privileged until the conclusion of the Opiate Litigation

IN THE MATTER OF DARKE COUNTY AIRPORT HANGAR LEASE AGREEMENT BY AND BETWEEN THE DARKE COUNTY BOARD OF COMMISSIONERS AND TRENT THOMPSON, HANGAR #A5

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

- TERM:** This Agreement shall commence on 1 day of January, 2019 and remain in effect for a period of twelve (12) months. Thereafter this Agreement shall continue in effect from month to month. It is possible that the Lessor shall give Lessee at least 90 days' notice of its intent to terminate lease for the removal of Hangar # A5.
- RENT:** LESSEE shall pay LESSOR \$100.00 per Month, payable in advance, not later than the first day of each month. There will be a \$20.00 late fee assessed for Rental payments received or postmarked later than the 10th of the month. There will be a \$35.00 fee assessed to the LESSEE if any check, given by the LESSEE for any payment due, is dishonored by the institution on which the check is drawn. LESSEE shall be offered a 5% discount for prepayment of 6 months' rent.
- DEPOSITS:** A deposit of one month's rent shall be made by the LESSEE at the time this Lease Agreement is signed. (for LESSEE already occupying a hangar, a deposit will not be required)
- PREMISES:** Premises leased under this Agreement shall be designated HANGAR # A5.


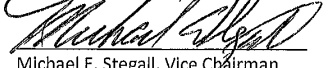
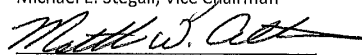
(Section 5 thru 14 can be seen in full in the Co. Airport Dept. File and/or 2018 Contract Files)

- ACKNOWLEDGMENT:** The execution of LESSEE'S signature on this Agreement acknowledges LESSEE'S agreement to abide by the Rules and Regulations of Darke County Airport as well as with the terms and conditions of this agreement.

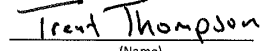
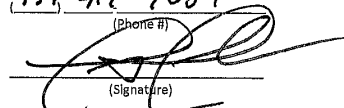
Hangar Lease Agreement (cont.)

LESSOR:
 Darke County Board of Commissioners
 520 South Broadway
 Greenville, Ohio 45331

(937) 547-7370


 Michael W. Rhoades, Chairman

 Michael E. Stegall, Vice Chairman

 Matthew W. Aultman

LESSEE:


 Trent Thompson
 (Name)
 10155 Klipstine Rd
 (Address)
 Versailles OH 45380
 (City, State, Zip)
 937 412 7084
 (Phone #)

 (Signature)
 Trent Thompson
 (Print Name)

IN THE MATTER OF PAY INS

Pay In# 100903	Received of Commissioners	Co. Vehicle Maint.-charges for services	\$48.93
Pay In# 100944	Received of Solid Waste	Tipping Fees	\$18.72
Pay In# 100945	Received of Solid Waste	Tipping Fees	\$23,784.32
Pay In# 100966	Received of Commissioners	Co. Airport-6 month hangar rent – T.Thompson	\$570.00

IN THE MATTER OF PUBLIC ATTENDEES COMMENTS/QUESTIONS

**Ryan Berry w/Earlybird: Wanted to know how many hangars at the Darke Co. Airport are available for rent? The Commissioners advised that there is one (1) more available for rent.

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

Robin R. Blinn, Administrative Clerk/Secy.

Charity A. Hutt, Assistant Clerk/Secy.

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 the Darke Co. Visitor's Bureau meeting.

**All Commissioners met with Consultant Nikki Reese regarding CHIP & CDBG Applications for Darke County.

**All Commissioners met with Steven West & an Associate of AXA Advisors, LLC, regarding investment opportunities for county employees.

**All Commissioners met with Consultant Susan Laux, Mr. Kelly etc. of the USDA regarding funding for the Glen Karn Sewer Sub-District.