

REGULAR SESSION #57 TUESDAY, AUGUST 29, 2023 1:30 P.M.
MEMBERS PRESENT: JUDY DODGE CAROLYN RICE AND DEBORAH A. LIEBERMAN

COMMISSIONER DEBORAH A. LIEBERMAN CALLED THE MEETING TO ORDER AT 1:30 P.M.

ROLL CALL: Clerk, Board of County Commissioners

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

The Board met in Regular Session pursuant to adjournment with the following members present: Deborah A. Lieberman, Carolyn Rice, and Judy Dodge.

This meeting was held at the Vandalia Branch of the Dayton Metro Library at 330 S. Dixie Drive in Vandalia. Andrew Hyatt, Assistant Branch Manager, thanked the Commissioners for holding their meeting at the library. The building was constructed and opened in 2016. They host various programs for community members geared toward children, seniors, and all ages in between. These programs include youth cooking classes, community blood drives, and a weekly food pantry that helps provide healthy, sustainable food to community members. They strive to bridge the technology gap by checking out local hot spots, rokus, and assisting patrons with technology questions on the computers housed at the library. The Commissioners thanked Mr. Hyatt for offering so many worthwhile programs to the citizens of Vandalia and for hosting the meeting today.

23-1150 RESOLUTION AUTHORIZING THE COUNTY AUDITOR TO PAY BY WARRANT THE AMOUNT OF \$33,118.37 TO THE CITY OF OAKWOOD FOR PERMISSIVE TAX FUNDS FOR THE 2018 SHROYER ROAD IMPROVEMENTS PROJECT. J.D. - C.R. - D.L.

23-1151 RESOLUTION AUTHORIZING THE CLOSING OF PROVIDENCE PIKE BETWEEN JOHNSVILLE BROOKVILLE PIKE AND CLAYTON ROAD LASTING FOR APPROXIMATELY TWO (2) DAYS, BEGINNING WITHIN TWO (2) MONTHS AFTER RECEIVING CERTIFIED AUTHORIZATION. THIS CLOSING IS NECESSARY FOR A CULVERT REPLACEMENT. J.D. - C.R. - D.L.

23-1172 RESOLUTION AUTHORIZING THE CLOSING OF ASTORIA ROAD BETWEEN KEISTER ROAD AND FRIEND ROAD LASTING FOR APPROXIMATELY THIRTY (30) DAYS, BEGINNING WITHIN TWO (2) MONTHS AFTER RECEIVING CERTIFIED AUTHORIZATION. THIS CLOSING IS NECESSARY TO REPLACE AN EXISTING BRIDGE J.D. - C.R. - D.L.

23-1152 RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY SHERIFF'S

OFFICE TO ACCEPT A GRANT FROM THE AMERICAN RESCUE PLAN ACT (ARPA) FOR FIRST RESPONDER WELLNESS, RECRUITMENT, RETENTION, & RESILIENCY, IN THE AMOUNT OF \$48,000.00.

C.R. - J.D. - D.L.

23-1153 RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF COUNTY COMMISSIONERS, ON BEHALF OF THE MONTGOMERY COUNTY COMMON PLEAS COURT, GENERAL DIVISION, MARY WISEMAN, ADMINISTRATIVE JUDGE, TO ENTER INTO AN ADDENDUM TO THE COMMUNITY-BASED CORRECTIONS SUBSIDY GRANT AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION, DIVISION OF PAROLE AND COMMUNITY SERVICES, BUREAU OF COMMUNITY SANCTIONS (GRANTOR) TO INCREASE THE AMOUNT OF FUNDS MADE AVAILABLE UNDER THE COMMUNITY CORRECTIONS ACT 2.0 (CCA) GRANT FOR THE STATE FISCAL YEARS OF 2024 AND 2025 TO A TOTAL OF \$7,009,271.00. J.D. - C.R. - D.L.

23-1154 RESOLUTION TO ENTER INTO AN AGREEMENT WITH BRENDA A. WEHMER OF DINSMORE & SHOHL, 255 EAST FIFTH ST., STE 1900, CINCINNATI, OH, TO ACT AS SPECIAL PROSECUTING ATTORNEY SELECTED PURSUANT TO §305.14 OF THE ORC, TO ASSIST MCPO IN PROVIDING LEGAL COUNSEL AND ASSISTANCE TO MONTGOMERY CO., OH, INCLUDING BUT NOT LIMITED TO, THE BCC, THE OFFICE OF MANAGEMENT AND BUDGET, AND ALL OF THE INDIVIDUAL GOVERNMENTAL MEMBERS THEREOF, REFERRED TO HEREIN AS THE "COUNTY" PURSUANT TO THE CONTRACT FOR LEGAL SERVICES ATTACHED AS EXH. A TO THE AGREEMENT. TERM SHALL BE FROM THE DATE SIGNED BY ALL PARTIES THROUGH 12/31/2023, COST NOT TO EXCEED \$10,000.00. C.R. - J.D. - D.L.

23-1155 RESOLUTION AUTHORIZING A PURCHASE FROM IT1 SOURCE, LLC, THROUGH ITS CONTRACT WITH THE INTERLOCAL PURCHASING SYSTEM (TIPS), TO PROVIDE SERVICES, SOFTWARE, AND HARDWARE FOR STUDENT EDUCATION IN AN AMOUNT NOT TO EXCEED THE FOLLOWING SCHEDULE: YEAR 1 (\$118,791.25), YEAR 2 (\$49,999.92), AND YEAR 3 (\$49,999.92). J.D. - C.R. - D.L.

The minutes, having been provided to each Commissioner in written form, were received and Mrs. Rice moved to approve the minutes of the meetings on August 22, 2023, seconded by Ms. Dodge and they were approved as written. Mrs. Rice, aye; Mrs. Lieberman, aye; Ms. Dodge, aye: Carried.

23-1156 RESOLUTION AUTHORIZING THE PAYMENT OF 666 VOUCHERS FOR A GRAND TOTAL OF \$4,069,552.93 FOR THE PERIOD ENDING AUGUST 29, 2023, AND APPROVING CERTAIN CERTIFICATES OF THE COUNTY

AUDITOR; AND RECOGNIZING THE PAYMENT OF BILLS AUTHORIZED BY THE COUNTY ADMINISTRATOR OR HIS DESIGNEE. C.R. - J.D. - D.L.

- 23-1157 RESOLUTION AUTHORIZING PAYMENT OF ALL REIMBURSEMENTS AND EXPENSES FOR THE PERIOD ENDING AUGUST 29, 2023. C.R. - J.D. - D.L.
- 23-1158 RESOLUTION APPROVING ALL PERSONNEL ACTIONS INCLUDED ON THE SUMMARY LIST ATTACHED HERETO AND MADE A PART HEREOF AND RECOGNIZING THE PERSONNEL ACTION(S) AUTHORIZED BY THE COUNTY ADMINISTRATOR OR HIS DESIGNEE. C.R. - J.D. - D.L.
- 23-1159 RESOLUTION AUTHORIZING CHANGE ORDER NO. FOUR TO THE PREVIOUSLY AUTHORIZED AGREEMENT, AUTHORIZED BY RESOLUTION NO. 22-1780, DATED DECEMBER 13, 2022 WITH TRITON CONSTRUCTION INC., FOR THE MONTGOMERY COUNTY MADISON LAKES RENOVATION PROJECT, FOR AN INCREASE IN THE WORK SCOPE OF \$32,868.00 FROM THE PRESENT CONTRACT PRICE OF \$573,779.00 TO THE REVISED CONTRACT PRICE OF \$606,647.00. J.D. - C.R. - D.L.
- 23-1160 RESOLUTION AMENDING RESOLUTION NO. 23-0313 WHICH AUTHORIZED THE PURCHASE OF FIVE (5) PORTABLE WATER FILLING STATIONS AND TWO (2) WATER FILLING TRAILERS AT A COST OF TWO HUNDRED THIRTY THOUSAND, NINE HUNDRED DOLLARS AND ZERO CENTS (\$230,900.00) BY ADDING SIXTEEN THOUSAND DOLLARS (\$16,000.00) FOR REVISED TOTAL OF TWO HUNDRED FORTY-SIX THOUSAND, NINE HUNDRED DOLLARS AND ZERO CENTS (\$246,900.00) FOR THE PURCHASE OF REQUIRED ELECTRIC CHILLERS AND CARBON FILTER SYSTEMS. J.D. - C.R. - D.L.
- 23-1161 RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE DAYTON METROPOLITAN MEDICAL RESPONSE SYSTEM ADMINISTERED BY THE CITY OF DAYTON FIRE DEPARTMENT TO TRANSFER OWNERSHIP OF EQUIPMENT PURCHASED WITH FY 2020 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT FUNDS. J.D. - C.R. - D.L.
- 23-1162 RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH SHELBY COUNTY EMERGENCY MANAGEMENT AGENCY (SCEMA) TO TRANSFER OWNERSHIP OF EQUIPMENT PUCHASED WITH FY 2019 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT FUNDS AND FY 2020 STATE HOMELAND SECURITY PROGRAM (SHSP)

GRANT FUNDS. J.D. - C.R. - D.L.

- 23-1173 RESOLUTION AUTHORIZING AN EXTENSION OF THE PRICE AGREEMENT AUTHORIZED BY RESOLUTION NO. 18-0782 WITH CROWN PERSONNEL SERVICES, INC. FOR TEMPORARY STAFFING SERVICES FOR VARIOUS MONTGOMERY COUNTY DEPARTMENTS THROUGH DECEMBER 31, 2023. J.D. - C.R. - D.L.
- 23-1163 RESOLUTION ACCEPTING EASEMENT DEED FOR THE JOHNSTOWNE WOODS TOWNHOMES SECTION 1 AND 2 DEVELOPMENT AND DIRECTING THE CLERK TO HAVE SAID EASEMENT DEED RECORDED. C.R. - J.D. - D.L.
- 23-1164 RESOLUTION AUTHORIZING MONTGOMERY COUNTY ENVIRONMENTAL SERVICES TO ACCEPT THE 20% LETTER OF CREDIT FOR THE STORAGE SHOP USA PHASE 1 DEVELOPMENT IN THE AMOUNT OF \$16,748.80. C.R. - J.D. - D.L.
- 23-1165 RESOLUTION AUTHORIZING A 100% RELEASE OF THE PERFORMANCE BOND WITH JEFFREY A. SAWDEY, TRUSTEE AND THE SUB-DIVIDER'S CONTRACT FROM JEFFREY A. SAWDEY, TRUSTEE FOR THE SAWDEY WATER MAIN EXTENSION BY MONTGOMERY COUNTY ENVIRONMENTAL SERVICES. C.R. - J.D. - D.L.
- 23-1166 RESOLUTION AUTHORIZING A 100% RELEASE OF THE LETTER OF CREDIT WITH OCRD HOLDINGS, LTD. FOR THE STORAGE SHOP USA PHASE 1 BY MONTGOMERY COUNTY ENVIRONMENTAL SERVICES. C.R. - J.D. - D.L.
- 23-1167 RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY ENVIRONMENTAL SERVICES DEPARTMENT TO SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO WATER DEVELOPMENT AUTHORITY (OWDA), LOCAL GOVERNMENT AGENCY LOAN PROGRAM FOR A LOAN IN THE AMOUNT OF \$723,981.00 AND AUTHORIZING THE EXECUTION OF A COOPERATIVE AGREEMENT WITH THE OWDA FOR THE IMPLEMENTATION OF PROJECT NO. 130054-111, LOCUST CAMP WATER MAIN REPLACEMENT. C.R. - J.D. - D.L.
- 23-1168 RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY ENVIRONMENTAL SERVICES DEPARTMENT TO SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO WATER DEVELOPMENT AUTHORITY (OWDA), LOCAL GOVERNMENT AGENCY LOAN PROGRAM FOR A LOAN IN THE AMOUNT OF \$948,563.00 AND AUTHORIZING THE EXECUTION OF A COOPERATIVE AGREEMENT WITH THE OWDA FOR THE IMPLEMENTATION OF PROJECT NO. 130062-10, BAYSIDE AND

BARRETT WATER MAIN REPLACEMENT, PHASE 3. C.R. - J.D. - D.L.

23-1169 RESOLUTION AUTHORIZING A DATA USE AGREEMENT BETWEEN THE GREATER DAYTON AREA HOSPITAL ASSOCIATION (GDAHA), ASCEND INNOVATIONS INC. AND THE HOMELESS SOLUTIONS POLICY BOARD (HSPB) TO ENABLE ANALYSES OF SYSTEM-LEVEL INTERACTIONS, COMMENCING AT THE SIGNING OF THE AGREEMENT AND CONTINUING UNTIL TERMINATED BY EITHER PARTY.
J.D. - C.R. - D.L.

23-1170 RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF COUNTY COMMISSIONERS ON BEHALF OF THE ANIMAL RESOURCE CENTER TO RECEIVE A DONATION FROM THE ESTATE OF ALICE ZINCHAK TO THE GENERAL DOG AND KENNEL DONATION FUND IN THE AMOUNT OF \$10,000.00. C.R. - J.D. - D.L.

23-1171 RESOLUTION AUTHORIZING A CITY OF DAYTON EVENT PARKING AGREEMENT WITH THE CITY OF DAYTON FOR THE MONTGOMERY COUNTY BUSINESS SERVICES DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$3,600.00 THROUGH DECEMBER 31, 2023. C.R. - J.D. - D.L.

COMMENTS BY CITIZENS:

Name: Harvey Daye, Jr.

Subject: APS and Humane Runaround

Mr. Daye attended the meeting to bring attention to a situation in which he believes could possibly be an animal hoarding issue involving an elderly person. He said he has called Adult Protective Services and the Humane Society and has not received a satisfactory response. Mr. Colbert asked Mr. Daye to stay after the meeting to talk to Geraldine Pegues, Assistant County Administrator – Human Services, to discuss the situation further.

COMMENTS BY ADMINISTRATOR:

The Community and Economic Development Department will offer another round of Economic Development/Government Equity Grants, also known as ED/GE grants. Businesses can reach out to their municipality to apply for a grant on their behalf. There are a couple of grant cycles per year for projects that will retain jobs or create new ones. The deadline for the Fall cycle is 5 p.m. on November 1. Just over \$1.2 million is available for this cycle of the program.

COMMENTS BY COMMISSIONERS:


Commissioner Lieberman mentioned that the Child Support Enforcement Agency (CSEA) held a special staff recognition and training breakfast last week. The Commissioners were able to attend and speak with the Child Support staff. Child Support Awareness Month ends on Thursday, August 31st, and the Commission thanked the CSEA staff for all they do to help the 55,000 children in the child support program across the county. There is still time to participate in special programming, such as a coloring contest for kids up to age 10 and a driver's license reinstatement program. Citizens can go to Child Support under the departments tab at mcoho.org for complete details.

Commissioner Lieberman also noted that the County lost a dear friend in Clay Mathile this past weekend. Along with being an extremely talented businessman, Mr. Mathile was an individual that truly cared about the community. His philanthropy and support of entrepreneurs in Montgomery County is legendary. He will truly be missed. The Commissioners sent their sincerest condolences to his wife, Marianne, and the entire Mathile family at this sad time.

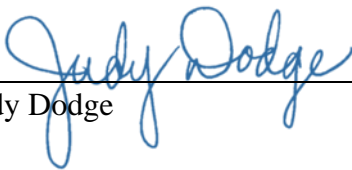
Commissioner Dodge announced the County Administration Building will be lit up purple in recognition of International Overdose Awareness Day, on Thursday, August 31st. Great progress has been made in reducing overdose deaths in the County since 2017, but much work remains to be done. So far in 2023, there have been 196 suspected overdose deaths in Montgomery County. For more information, citizens can check out the Community Overdose Action Team web page at mccoat.org. Commissioner Dodge will be speaking at an event to recognize the day this Thursday at Levitt Pavilion. There will be a resource fair and a concert. Festivities start at 5 p.m., with the concert at 7 p.m.

More than 100 foster youth participated in a special back-to-school shopping spree at Austin Landing last week. This event was specifically for youth ages 14-21. Commissioner Rice noted that she and Commissioner Dodge were able to attend and help pick out new items for school, such as shoes, jeans, and coats. Montgomery County begins preparing children in custody for adulthood starting at age 14. They're taught money management, self-care, mental wellness, and exploring identity and culture. The need for foster families for this age group is high. Commissioner Rice encouraged those interested in foster parenting or adoption to attend the next information meeting on September 14th from 6-7:30 p.m. at the Haines Children's Center. Registration is required and can be found at www.mcoho.org under the Children Services Department tab.

There being no further business to come before the Board, Commissioner Dodge made a motion to adjourn the meeting at 2:02 p.m., seconded by Commissioner Rice. Motion carried.



Deborah A. Lieberman, President




Judy Dodge



Carolyn Rice

I hereby certify that the foregoing is a true and correct copy of the minutes of the Regular Meeting of the Board of County Commissioners held at 1:30 p.m. Tuesday, August 29, 2023.



Emily Bradford, Clerk
Board of County Commissioners
Montgomery County, Ohio

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MONTGOMERY COUNTY BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONER
Carolyn Rice

COUNTY COMMISSIONER
Debbie Lieberman
President

COUNTY COMMISSIONER
Judy Dodge

COUNTY ADMINISTRATOR
Michael B. Colbert

ASSISTANT PROSECUTOR
Ward C. Barrentine

CLERK OF COMMISSION
Emily Bradford

PUBLIC COMMENT FORM

The following rules apply to any individual who wishes to speak before the Montgomery County Board of County Commissioners during General Session meetings:

1. This form must be filled out completely and submitted to the Clerk *prior to the start of the General Session.*
 - Late forms may be submitted to the Sheriff's Deputy, who will then present the form(s) to the Clerk.
2. Speakers shall limit their remarks to three (3) minutes.
 - *This is designed as an opportunity for citizens to address the Board with comments or concerns.*
 - **Please be advised:** Commissioners and administrative staff may not be able to directly respond to your concern or inquiry due to the fact that additional information may be necessary to respond accurately.
3. Speakers are not permitted beyond the podium without permission from the President of the Board.
 - The Deputy Sheriff is permitted to remove any individual who violates these rules or is deemed a threat to the safety of the public or the Board.
4. The use of visual aids during the Public Comment Section is prohibited. However, individuals are permitted to submit hard-copy materials to supplement their oral statements or testimony. Materials shall be submitted to the clerk for distribution. We suggest bringing five (5) copies of any written testimony, material, and/or information to be distributed.

DATE: 9-29-23

NAME: Harvey Doye Jr.

ADDRESS: 4305 Amston Dr.

CITY/STATE/ZIP: Dexter 45424

TELEPHONE: 416-1838

SUBJECT TO DISCUSS: APS and Humane runaround

NAME OF GROUP YOU REPRESENT: (if applicable) NA