

MINUTES

BOARD OF ALLEN COUNTY COMMISSIONERS

204 N. Main Street

3rd Floor

Lima, Ohio 45801

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Board of Allen County Commissioners will be in session
beginning at 9:00 a.m. and adjourn upon completion of business

DESCRIPTION	GENERAL SESSION
DATE	August 6, 2020
LOCATION	COMMISSIONER'S MEETING ROOM
	<p>** DUE TO COVID-19 Social Distancing, the Commissioner's office will be closed for in-person meetings until further notice. During scheduled public meetings, Allen County residents may contact the board by:</p> <p>Joining the meeting from your computer, tablet or smartphone. https://global.gotomeeting.com/join/271057781</p> <p>You can also dial in using your phone. United States (Toll Free): <u>1 877 568 4106</u> United States: <u>+1 (571) 317-3129</u></p> <p>Access Code: 271-057-781</p> <p>** Meetings will NOT be broadcast on Facebook Live on the "Allen County Board of Commissioners" page.</p>
	<p>PRESENT: Greg Sneary Beth Seibert Cory Noonan</p>
TIME:	GENERAL SESSION - RECORDED
9:00 a.m.	AGENDA MEETING
	PLEDGE - Kelli Singhaus
	APPROVE AGENDA AS PRESENTED

Commissioner Noonan moved to amend the agenda to add Resolutions #451-20 thru #453-20. Motion seconded by Commissioner Seibert. The roll was called and was approved unanimously.

ITEMS FOR REVIEW AND APPROVAL:

- 1. Approve minutes of the July 30, 2020 general session.**
- 2. Approve minutes of the August 4, 2020 general session.**

Commissioner Seibert moved for approval. Motion seconded by Commissioner Sneary. The roll was called and the minutes were approved unanimously.

3. Consent Agenda:

- a. Resolution #437-20.** Approve travel expenses.
- b. Resolution #438-20.** Supplemental appropriation to the Solid Waste District Fund 8044.
- c. Resolution #439-20.** Supplemental appropriation to the Spencerville Ditch Fund 2114.
- d. Resolution #440-20.** Supplemental appropriation to the EMA Fund 2091.
- e. Resolution #441-20.** Supplemental appropriation to the Soil and Water Fund 8835.
- f. Resolution #442-20.** Approval of "Then and Now" purchase orders.
- g. Resolution #443-20.** Authorize membership of Allen County, Ohio into the National Cooperative Purchasing Alliance.

Commissioner Sneary moved for approval. Motion seconded by Commissioner Noonan. The roll was called and the resolutions were approved unanimously.

RESOLUTIONS/SIGNATURES:

- 1. Resolution #444-20.** Approve parking rates for the Market Street Parking Garage and authorize Cory Noonan to execute same. ***Commissioner Noonan moved for approval. Motion seconded by Commissioner Seibert. The roll was called and the resolution was approved unanimously.***
- 2. Resolution #445-20.** Resolution accepting the amounts and rates as determined by the Budget Commission and authorize the necessary tax levies and certifying them to the Allen County Auditor.

Commissioner Sneary moved for approval. Motion seconded by Commissioner Noonan. The roll was called and the resolution was approved unanimously.

- 3. Resolution #446-20.** Authorize the purchase of a Tow Motor from Crown Lift Truck for the Allen County Homeland Security/EMA office. **Commissioner Noonan moved for approval. Motion seconded by Commissioner Seibert. The roll was called and the resolution was approved unanimously.**
- 4. Resolution #447-20.** Enter into contract with West Ohio Community Action Partnership (WOCAP) to provide Fair Housing Services specific to the FY'20 Formula Grant and General Fair Housing Services. **Commissioner Seibert moved for approval. Motion seconded by Commissioner Sneary. The roll was called and the resolution was approved unanimously.**
- 5. Resolution #448-20.** Approve Change Order #4 with Westerheide Construction Co. for the Allen County Board of DD Office Renovation Project. **Change order was due to change in carpet in the amount of \$1,500.00 to be paid from contingency allowance. Commissioner Sneary moved for approval. Motion seconded by Commissioner Noonan. The roll was called and the resolution was approved unanimously.**
- 6. Resolution #811-19A.** Amend Resolution #811-19, approve a Subrecipient Agreement between the Allen County Department of Job and Family Services and the Allen County Children Services Board. **Commissioner Noonan moved for approval. Motion seconded by Commissioner Seibert. The roll was called and the resolution was approved unanimously.**
- 7. Resolution #449-20.** Authorize the posting of Emergency Vehicle Load Limits for the Adgate Road Bridge – No. SHA-11-0.71. **Commissioner Seibert moved for approval. Motion seconded by Commissioner Sneary. The roll was called and the resolution was approved unanimously.**
- 8. Resolution #450-20.** Authorize the County Engineer to remove the Load Limit Posting for the State Road Bridge, No. MAR-084-8.73, Marion Township.

Commissioner Sneary moved for approval. Motion seconded by Commissioner Noonan. The roll was called and the resolution was approved unanimously.

DISCUSSION:

A. Allen County Auditor

- 1. Resolution #451-20.** Approve a policy as it relates to HB 481 – CARES Act. **Per Rachael Gilroy, this policy outlines how the CARES Act monies will be administered/distributed. A Task Force has been created consisting of the auditor, one (1) county commissioner and the director of Ohio Means Jobs. Commissioner Seibert moved for approval. Motion seconded by Commissioner Sneary. The roll was called and the resolution was approved unanimously.**

- 2. Resolution #452-20.** Adopt an Allen County Small Business Pandemic Assistance Program. **Per Rachael Gilroy, the county received approximately \$1.2 million in CARES Act monies. Allen County will be utilizing approximately \$200,000.00 of those monies to assist small businesses in the community. Small businesses may apply for up to \$5,000.00 in grant funds. Applications can be received starting on August 7, 2020 through midnight on August 28, 2020. Monies must be spent by September 30, 2020. Commissioner Sneary moved for approval. Motion seconded by Commissioner Noonan. The roll was called and the resolution was approved unanimously.**

- 3. Resolution #453-20.** Authorize various contracts for the purchase of a VOIP Phone System for Allen County, Ohio. **Per Rachael Gilroy, this phone system will allow employees to work from home should the need arise due to COVID. Said cost will be paid through the CARES Act funds in an amount not to exceed \$500,000.00. Commissioner Noonan moved for approval. Motion seconded by Commissioner Seibert. The roll was called and the resolution was approved unanimously.**

ANNOUNCEMENTS

<p>9:16 a.m.</p>	<p>RECESS</p>
<p>9:30 a.m.</p>	<p>Update – Jason Patchet – Building and Grounds</p> <ul style="list-style-type: none"> • Projects Update <ul style="list-style-type: none"> - EMA – ¾ of flooring complete. Working on data wiring and plumbing - Juvenile Court – all drywall hung and currently mudding. By the middle of next week, plan on starting to paint. Still waiting on doors – currently on backorder - Court of Appeals – doors/door frame on backorder. Progress is slow. - Outdoor condenser coil has been installed at County Engineer’s - Contract renewals for I Do Windows – two (2) locations have increased. Total for all locations - \$9,464.00 for external/internal window cleaning - Provided update on phone system (VOIP) – yearly service contract. Price reduction of annual maintenance. Current: \$21,824.00/year. New: \$13,381.00/year. • Discussion regarding capital – Jail elevators • Discussion regarding Public Defender Office – benefit to Allen County as it relates to a full-time Public Defender Office. Requested Commissioner Sneary and Joe Patton to look into and report back
<p>9:58 a.m.</p>	<p>RECESS</p>
<p>10:04 a.m.</p>	<p>Staff/Update meeting</p> <p>Brittany Klingler –</p> <ul style="list-style-type: none"> • Wellness year update • Update meetings moved to Thursday’s • Discussion regarding flexibility of hours/work from home • Received toxicology payment - \$900.00 <p>Susan Wildermuth –</p> <ul style="list-style-type: none"> • Board of Elections – additional monies needed for Temporary Help - \$5,800.00. Move from contingency. Has received CARES Act reimbursement - \$35,000.00 which was deposited into the general fund

- **2021 cruisers - \$32,507.00. Hold until end of September**
- **Probate Court furniture – declare surplus dollars to offset capital cost. Work with Auditor.**
- **IV-D Contract – Discussion regarding additional monies needed on top of monies transferred from Juvenile Court**
- **Clerk of Courts and Domestic Relations Court - each needs additional person.**
- **Discussion regarding salary savings – moving Probate Court to Juvenile Court**
- **Discussion regarding ditch projects/collection – work with Auditor’s office**
- **2021 budget discussion/letter. Susan Wildermuth to set meeting with Auditor**

Kelli Singhaus –

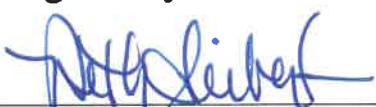
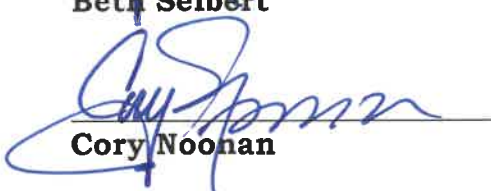
- **Jackson Street property – scheduled to be on agenda August 27, 2020 for auction**
- **Discussion - Letter of Intent – Solar Generated Energy – Palmer Energy. *Commissioner Sneary moved to proceed with Letter of Intent. Motion seconded by Commissioner Seibert. The roll was called and approved unanimously.***
- **Discussion regarding meetings on August 20, 2020**
- **Diversion program - hold off**
- **Voting designee – CEBCO**
- **SD card – IT is going to further try to retrieve audio’s**
- **Discussion regarding Warrington/Sugar Creek Joint County Project – property assessments – repay**
- **Discussion regarding working hours for staff**
- **Sheriff Union – Factfinder Report**

Resolution #454-20. In the matter of the Fact Finding Report between the Fraternal Order of Police, Ohio Labor Council, Inc. and the Allen County Sheriff’s Office – Blue and Gold Union.

Commissioner Sneary moved to accept the Fact Finder Report. Motion seconded by Commissioner Noonan. The roll was called and the resolution was approved unanimously.

Beth Seibert –

- **Requested board interviews be set up for Michael Leis and Kurt Neeper – Allen Water District as well as Phyllis Montrose – Allen Metropolitan Housing Authority**

	<ul style="list-style-type: none"> • Letter of map revision – property located at 3835 W. Lincoln, Sugar Creek Township along Pike Run – Flood Hazard Area – will continue to work on • Discussion regarding farm lease with Allen Soil and Water – if lease terminated – will need additional dollars of approximately \$17,000-\$20,000 from county due to loss of revenue • Small Business Loan Application begins August 7, 2020 and end August 28, 2020 at midnight. Should be able to spend all CARES Act monies
12:03 p.m.	RECESS
1:04 p.m.	<p>Update – Julie Shellhammer – Dog Warden</p> <ul style="list-style-type: none"> • Discussion regarding staffing – short one (1) person • Discussion regarding dangerous dog list • Dog Licensing update – similar to 2019 • Provided rescue and adoption numbers • Facility update
1:17 p.m.	ADJOURN
	<p>Submitted by: <u>Kelli A. Singhaus</u> Kelli A. Singhaus, Clerk</p> <p>Approved by: Board of Allen County Commissioners</p> <p style="text-align: center;"> <u>Greg Sneary</u>  Beth Seibert </p> <p style="text-align: center;">  Cory Noonan </p>

August 11, 2020

CCAO
209 E. State Street
Columbus, Ohio 43215

Re: Letter of Intent for Potential Purchase of Solar-Generated Energy and Related
Electric Consulting Agreement

Dear CCAO:

The County Commissioners Association of Ohio Service Corporation (the "CCAOSC") presents this Letter of Intent (this "LOI") in connection with potential opportunities to purchase energy generated by utility scale solar facilities in conjunction with a CCAOSC Participation Agreement for its Energy Purchasing Program (the "Agreement" or "Program") between the County of **Allen** ("**Allen** County"), CCAOSC and CCAOSC Energy Solutions, a subsidiary of Palmer Energy Company, (the "Manager") which are each a "Party" and collectively the "Parties" to this LOI.

This LOI constitutes an agreement between **Allen** County, CCAOSC and the Manager whereby **Allen** County agrees to (1) use good faith efforts to consider and negotiate the purchase of energy and any other related attributes from a utility scale photovoltaic solar facility through a power purchase agreement or similar agreement (a "PPA") if the Manager develops and identifies such an opportunity at or below \$41.00 per MW-hour price (the "Purchase Opportunity") and (2) the proposed key provisions of the Agreement, whereby CCAOSC and the Manager would provide electric consulting services for the purchase, transmission and arrangement of delivery of electricity through the Program for **Allen** County facilities and/or its electric governmental aggregation if Customer enters into a PPA resulting from the Purchase Opportunity. This LOI is intended to be non-binding on the Parties hereto, except for the provisions of paragraphs 1, 2, 7, 8, 9, 10 and 11.

(1) If a Purchase Opportunity is identified by the Manager for **Allen** County, then **Allen** County shall use good faith efforts to negotiate with the applicable counter-parties to enter into a PPA along with any other necessary agreements for the purchase of energy and if available and offered, the purchase of other related attributes from the production of the energy. The Parties contemplate that a purchase of energy through a Purchase Opportunity would require, without limitation, a contract with a certified competitive retail electric service provider to allow for the retail delivery of the energy to **Allen** County in addition to load shaping capabilities, all of which would be used to deliver energy to **Allen** County's facilities and/or participants in its electric governmental aggregation.

(2) If **Allen** County enters into the necessary agreements to purchase energy through

a Purchase Opportunity, then simultaneously with the execution of those agreements, **Allen** County shall either extend its current or sign a new Agreement with CCAOSC and the Manager that include exhibits to that Agreement for energy consulting services on electric purchases for facilities and/or the electric governmental aggregation operated by the County.

Yes/ No (circle one) **Allen** County agrees to include its eligible facilities in this LOI.

Yes/ No (circle one) **Allen** County agrees to include its electric governmental aggregation program in this LOI.

(3) Manager's Services. The Manager will provide its ongoing services as described in the Agreement to assist **Allen** County in purchasing electricity for its facilities and/or electric governmental aggregation program as selected below. Generally, the Manager shall assist **Allen** County in securing electric pricing proposal(s) for electricity supplies, periodically provide recommendations on potential suppliers, and recommend the type of pricing mechanism(s) to utilize. The Manager shall evaluate electric market conditions and opportunities and may suggest or recommend other electric savings or cost control opportunities for **Allen** County to consider. **Allen** County understands that facilities receiving electric distribution service from a municipal electric utility or electric cooperative would not be eligible for this Program.

(4) Term. The extended or new term of the Agreement would be for the longer of a period of Ten (10) years or the term provided for in the PPA resulting from the Purchase Opportunity, with the commencement date to be determined by the Parties but no later than the date the Purchase Opportunity results in energy being purchased by **Allen** County.

(5) Compensation. Compensation for shall be in the amounts described in the Agreement for the "Electric Purchasing Program" (for facilities) and the "Electric Aggregation Purchasing Program" (for electric governmental aggregation). This compensation shall be included in the various electric supplier pricing offers.

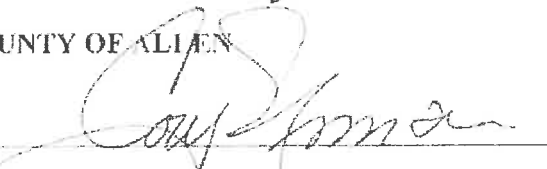
(6) Exclusivity. **Allen** County agrees to utilize the CCAOSC and the Manager under the terms of the Agreement and be the exclusive consultant on 100% of Customer's eligible electricity requirements for all of **Allen** County's facilities and/or the participants in its electric governmental aggregation program. Such exclusivity shall not preclude **Allen** County from engaging other consultants for energy consulting services for electricity requirements for its facilities commencing after the expiration of the Term.

(7) Confidentiality. The CCAOSC and the Manager understand that **Allen** County is a public entity and is subject to the Ohio Public Records Act, O.R.C. 149.43, *et seq.*, and that any record kept by the Customer that is deemed a public record is subject to release if a proper request is made. It is expressly understood by the Parties that O.R.C. 149.43 requires **Allen** County, upon receipt of a public records request, to promptly prepare public records for inspection and to provide copies of public records in a reasonable time and that **Allen** County may determine, in its sole discretion, that information is a public record subject to such release. Notwithstanding the immediately foregoing sentence, **Allen** County agrees to notify the CCAOSC and Manager as soon as practically possible of a public records request that could result in the public disclosure of this LOI.


(17) Termination. This LOI shall automatically terminate upon the earlier of (a) January 1, 2022 or (b) the execution or extension of the Agreement (the "Termination Date").

If the foregoing terms are acceptable to **Allen** County, please so indicate by signing LOI in the space provided below and returning it to the CCAOSC and Manager no later than September 1st, 2020. Please call should you have any questions.

CCAO SERVICE CORPORATION
By: 

COUNTY OF ALLEN
By: 
Address: 204 N. Main Street, Suite 301, Lima, Ohio 45801

Allen Date of Adoption of Approving Ordinance or Resolution
Minutes of August 6, 2020

CCAOSC ENERGY SOLUTIONS
By: 
5577 Airport Highway, Suite 101
Toledo, OH 43615

Richard E. Munn
Vice President, CCAOSES
Authorized to Contract
For Customer