Moved by Mr. Uible, seconded by Mr. Proud,

Recommendation that the Board of County Commissioners adopt Resolution Number 13-13 resolving to approve payment to vendors **in the total amount of $2,968,797.47** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **January 30, 2013,** Vendor Invoice List Report(s), Items paid by Fund and Check Date Range report and/or Procurement Card Transaction Report presented by the County Auditor 01/28/2013, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Robert L. Proud,	yes
Edwin H. Humphrey,	aye
David H. Uible	yes

Date Adopted: January 30, 2013

Robert L. Proud

Edwin H. Humphrey

David H. Uible

THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,
met in regular session on the 30th day of January 2013, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

Mr. Uible Moved for the adoption of the following Resolution:

RESOLUTION NO. 14-13

RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO CLERMONT COUNTY AUDITOR FOR PLACEMENT ON REAL PROPERTY TAX LIST AND DUPLICATE

WHEREAS, the statutes of the State of Ohio provides and set forth the manner and method of collection of delinquent accounts for charges assessed for utility services; and

WHEREAS, Ohio Revised Code Sections 6117.02 and 6103.02 provides that when any rents or charges for utility services are not paid when due and the unpaid rents or charges have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection, the Board of County Commissioners may certify the amount together with any penalties to the County Auditor who shall place them upon the real property tax list and duplicate against the property served by such connection; and

WHEREAS, the Rules and Regulations of the Clermont County Water Resources, Clermont County, Ohio, as amended, provide that the gross balance amount for utility services owing after the certification date and which has arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection shall be certified to the County Auditor for placement on the real property tax list and duplicate against the property served by the connection and that the certified amount shall constitute a lien on the property from the date placed on the tax list and duplicate; and

WHEREAS, there are unpaid rents or charges owing for utility services for individuals past the certification date.

NOW, THEREFORE, BE IT RESOLVED, that the following list of individuals owing delinquent utility charges in the amount stated be certified to the Clermont County Auditor for placement on the real property tax list and duplicate against the identified properties served by the connection as identified in the attached Exhibit "A" and the Board certifies that these charges or rents have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon the date of payment in full of any of the delinquent utility charges hereby certified to the real property tax list and duplicate, such paid charge will be removed as a lien against the property which it was hereby levied.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meeting open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of Ohio Revised Code.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be certified to the Clermont County Auditor for placement on the next tax bill.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be provided to the Clermont County Treasurer to enable him to notify the Auditor at such time as any of the certified charges are paid.

Mr. Proud seconded the Resolution and upon roll call, the vote resulted as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Uible, Yes.

Date: January 30, 2013

ATTEST:

Judith Kocica, Clerk
Board of County Commissioners

RECEIPT

The undersigned, County Auditor of Clermont County, Ohio hereby acknowledges receipt of Resolution No. 14-13 Certifying Delinquent Utility Charges, certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed 1-30, 2013 by the Board of County Commissioners of said County.

Date: 1-31-, 2013

Linda L. Fraley
County Auditor
by: Chief Deputy Auditor

Prepared and Approved By:
The Office of the Prosecuting Attorney
Clermont County, Ohio
D. VINCENT FARIS

BY: Allen J. Edwards DATE: 1-10-13
Assistant Prosecutor

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 30th day of January, 2013, at its regular place of meeting, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

Mr. Uible introduced the following resolution and moved its passage:

RESOLUTION NO. 15 -13

RESOLUTION AUTHORIZING THE EXECUTION OF A QUIT CLAIM OF EASEMENT FOR THE RELEASE OF A PORTION OF A PERMANENT SANITARY SEWER EASEMENT CONSISTING OF 0.023 ACRES HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PARCEL NUMBER 41-41-41E-103 LOCATED ON EVA LANE IN UNION TOWNSHIP AND ACCEPTANCE OF ADDITIONAL GRANT OF PERMANENT SANITARY SEWER EASEMENT WITH RIGHTS OF RE-ENTRY FOR REPAIR AND REPLACEMENT FROM STONELICK PROPERTIES, LLC CONSISTING OF 0.024 ACRES FOR SAME

WHEREAS, there has previously been recorded on Parcel Number 41-41-41E-103. (nka Lot 103, fka part of Lot 40) within Meese Subdivision located on Eva Lane in Union Township, Clermont County, Ohio, a Permanent Sanitary Sewer Easement on August 11, 1964, in Sewer Volume 2, Page 213 and a Permanent Utility Easement on December 20, 1991, in Plat Cabinet 4, Page 591 of the Official Records of the Clermont County Recorders Office; and

WHEREAS, on August 7, 1964, the property owners at the time, Irwin and Lydia Roewer, granted and conveyed a Permanent 10 foot Sanitary Sewer Easement to the Board of County Commissioners over a specific portion of the real estate, as identified in Exhibit "A", attached hereto and made a part hereof, determined to be necessary for Project Number APW-OHIO-208G (Contract No. 2) relative to the Shayler Run Sanitary Sewers and Appurtenances Project for the Clermont County Sewer System within the Clermont County Water Resources Department; and

WHEREAS, said Parcel was later replated by the subsequent property owners, Gerald and Bonnie Salters, which included an additional 10 foot Permanent Utility Easement granted concurrently with the Permanent Sanitary Sewer Easement previously granted to the Board of County Commissioners on said real estate, as identified in Exhibit "B", attached hereto and made a part hereof, said replat is identified as Replat Number 629-1262 and was approved by the Board of Clermont County Commissioners on December 19, 1991; and

WHEREAS, it has been determined that a portion of the Permanent Sanitary Sewer Easement consisting of 0.023 acres of real property, as identified in Exhibit "C", needs to be vacated and an additional Grant of Permanent Sanitary Sewer Easement consisting of 0.024 acres of real property, as identified in Exhibit "D", attached hereto and made a part hereof, is necessary for the realignment of the sewer main within the Clermont County Sewer System for Project Number 6402-60100 relative to the Kitty Lane to Eva Lane Sewer Replacement Project; and

WHEREAS, a Quit Claim of Easement has been prepared for the portion of the Permanent Sanitary Sewer Easement to be vacated and released to the current property owner, Stonelick Properties, LLC, for Parcel Number 41-41-41E-103 following construction of the Kitty Lane to Eva Lane Sewer Replacement Project as it will no longer be necessary for the Clermont County Sewer System, with vacation of said Easement to be recorded following completion of construction of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio (the "Board"):

SECTION 1. That the Board of County Commissioners of Clermont County, Ohio, hereby authorizes the President of the Board of County Commissioners, or any member of the Board in his absence, to execute the Quit Claim of Easement on the property now owned by Stonelick Properties, LLC, and identified as Parcel Number 41-41-41E-103 located on Eva Lane in Union Township, Clermont County, Ohio, to release all interest in the portion of the Permanent Sanitary Sewer Easement and Right-of-Way consisting of 0.023 acres, as identified in Exhibit "C", to become effective following completion of the Kitty Lane to Eva Lane Sewer Replacement Project, said Easement was previously acquired to construct, operate, maintain, repair, replace and remove or reinstall sewer collection lines, manholes and all incidental fixtures required for the transportation of sewage in, on, under and across said property.

SECTION 2. That upon execution of the Quit Claim of Easement, the Board of County Commissioners will accept and execute a Replat of Lot 103 within Meese Subdivision for the additional Grant of Permanent Sanitary Sewer Easement with Rights of Re-Entry for Repair and Replacement consisting of 0.024 acres of real property, as identified in Exhibit "D", for said parcel as executed by James Ahern, Sole Member of Stonelick Properties, LLC, based on a portion of the property determined to be necessary by the Clermont County Water Resources Department for the purpose of constructing, operating, maintaining, repairing, replacing and removing or reinstalling sewer collection lines, manholes and all incidental fixtures required for the transportation of sewage in, on, under and across said property.

SECTION 3. That the Office of the Prosecuting Attorney is authorized to undertake the necessary actions to place the Quit Claim of Easement and the Replat of Lot for the Grant of Permanent Sanitary Sewer Easement in the Deed Records of the County of Clermont, Ohio, with the Quit Claim of Easement to be vacated and recorded following completion of construction of the Project.

SECTION 4. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Proud seconded the motion and upon call of the roll, the vote thereon was as follows:

Mr. Proud Yea; Mr. Humphrey Aye; Mr. Uible Yes.

PASSED: January 30, 2013.

ATTEST:

Judith Kocica, Clerk
Board of County Commissioners
Clermont County, Ohio

This Resolution Approved as to form
by the Office of the Prosecuting Attorney:

Allan L. Edwards, Ass't Prosecuting Attorney

Dated: 1-11-13

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 30th day of January, 2013, at its regular place of meeting, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

Mr. Proud introduced the following resolution and moved its passage:

RESOLUTION NO. 16-13

DETERMINING TO MAKE IMPROVEMENTS FOR PROJECT NUMBER 6402-60100 KNOWN AS THE KITTY LANE TO EVA LANE SEWER REPLACEMENT PROJECT AS DESCRIBED IN THE ATTACHED EXHIBIT "A" FOR THE COUNTY WASTEWATER SYSTEM, IN THE CLERMONT COUNTY WATER RESOURCES DEPARTMENT, CLERMONT COUNTY, OHIO.

WHEREAS, this Board of County Commissioners of Clermont County, Ohio, has heretofore established the Clermont County Water Resources Department by consolidation of previously existing subsewer districts in the County and provided for a combined County Wastewater System which is presently being operated and maintained therein; and

WHEREAS, this Board of County Commissioners has been advised by the Clermont County Water Resources Department that the improvements described in Exhibit "A" are necessary for the preservation and promotion of the public health and welfare; and

WHEREAS, the Clermont County Water Resources Department has made a detailed examination in order to delineate the work necessary for the improvements described in Exhibit "A" and has prepared plans, specifications and bid documents relative to the improvements along with a cost estimate; and

WHEREAS, improvements described in Exhibit "A" are valid improvements and expenses attributable to the County Wastewater System in the Clermont County Water Resources Department, Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio:

SECTION 1. By this Resolution which ratifies and declares necessity for the detailed plans, specifications and estimates of cost and financing for the Project as described in the attached Exhibit "A" which exhibit is hereby made a part hereof, in said County, is hereby approved, ratified and confirmed.

SECTION 2. That this Board of County Commissioners hereby declares it necessary for the preservation and promotion of the public health and welfare to construct Project as described in the attached Exhibit "A" which exhibit is hereby made a part hereof.

SECTION 3. That it is hereby determining to proceed with the Project, in accordance with the detailed plans, specifications, and estimates of cost and financing, as herein ratified and confirmed, and to provide for the receipt of bids for the project pursuant to public advertisement therefore in the manner prescribed by law.

SECTION 4. That the work or improvements as described herein shall proceed in accordance with the priority of need and as may be accomplished in conjunction with continued operation of the Clermont County Wastewater System.

SECTION 5. Said construction of certain improvements set forth in Exhibit "A" are more particularly described and set out in the plans, specifications, and estimates of cost and financing, which are on file in the office of the Clermont County Water Resources Department, 4400 Haskell Lane, Batavia, Ohio 45103, where they may be examined.

SECTION 6. That the entire cost of the Project, including engineering fees, legal fees, and all necessary and incidental expenses in connection therewith shall be paid from one or more of any combination of the Wastewater Replacement and Improvements Fund, Wastewater Capital Improvement Fund, any portion of any federal or state grant or loan should such become available, and/or by the issuance of notes or bonds pursuant to Section 133.08 of the Ohio Revised Code, and payable from revenues derived from sewer rates and charges levied for the operation of the Clermont County Wastewater System.

SECTION 7. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8. That a copy of this resolution be certified to (a) the County Auditor of Clermont County, Ohio within fifteen (15) days after passage hereof, as provided in Section 319.61 of the Ohio Revised Code, and (b) the County Sanitary Engineer for information.

Mr. Uible seconded the motion and the vote thereon resulted as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Uible, Yes.

PASSED: December 30, 2013

Clerk,
Board of County Commissioners,
Clermont County, Ohio

APPROVED AS TO FORM ONLY BY THE OFFICE OF THE PROSECUTING ATTORNEY:
CLERMONT COUNTY, OHIO

By: _____
Allan L. Edwards, Assistant Prosecutor

Dated: 12-13-12

CERTIFICATE

The undersigned, Clerk of the Board of County Commissioners of Clermont County, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution No. 16-13 passed by the Board of County Commissioners of Clermont County, Ohio on January 30, 2013 and that a copy thereof was certified to the County Auditor and the Clermont County Water Resources Department.

Clerk,
Board of County Commissioners,
Clermont County, Ohio

EXHIBIT "A"

Resolution No. 16-13 Adopted ~~January 30~~, 2013

KITTY LANE TO EVA LANE SEWER REPLACEMENT
PROJECT NUMBER 6402-60100

This project consists of the construction of approximately 1,354 LF of 12" pvc sewer main and abandonment and demolition of an existing 8" concrete sewer main beginning at the existing sewer main between 4450 and 4452 Kitty Lane and extending along the creek terminating at 4467 Eva Lane located in Union Township.

Estimated Annual Operation & Maintenance Cost.....$250.00

Estimated Project Cost.....$ 175,161.00

Source of Funds: One or more of any combination of the Wastewater Replacement and Improvements Fund, Wastewater Capital Improvement Fund, any portion of any federal or state grant or loan should such become available, and/or by the issuance of notes or bonds pursuant to Section 133.08 of the Ohio Revised Code, and payable from revenues derived from sewer rates and charges levied for the operation of the Clermont County Wastewater System.

RESOLUTION NO. 17 -13

The Board of County Commissioners of Clermont County, Ohio, met in regular session on January 30, 2013, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

Mr(s) Uible introduced the following resolution and moved its passage:

RESOLUTION AUTHORIZING APPLICATIONS FOR AID TO LOCAL GOVERNMENT FOR INFRASTRUCTURE IMPROVEMENTS AND AUTHORIZING THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS, OR IN HIS ABSENCE, ANY MEMBER OF THE BOARD OF THE COUNTY COMMISSIONERS TO CERTIFY AND SUBMIT APPLICATIONS FOR PROJECT SUPPORT TO THE OHIO PUBLIC WORKS COMMISSION PURSUANT TO CHAPTER 164 OF THE OHIO REVISED CODE.

WHEREAS, the State of Ohio in enacting House Bill 704 and related amendments to the Ohio Constitution, has provided for financial aid to local governments for infrastructure improvements acting through the Ohio Public Works Commission pursuant to the authority of Chapter 164 of the Ohio Revised Code, and rules promulgated thereunder by the Director of the Ohio Public Works Commission; and

WHEREAS, the Board of County Commissioners, Clermont County, Ohio, has previously conducted a study of its existing capital improvements, the condition of those improvements and the projected capital needs of the county in the ensuing five-year period, and has, after completing such study, compiled a report that included an inventory of the existing capital improvements of the county, a plan detailing the capital improvement needs of the county in the ensuing five-year period and a list of the county's priorities with respect to addressing those needs; and

WHEREAS, the Board of County Commissioners, Clermont County, Ohio, desires to make application for project support and financial assistance in the implementation of those infrastructure improvements, all in conformity with the provisions of Chapter 164 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, Clermont County, Ohio, to authorize applications for aid to local government for the following infrastructure improvements projects for Program Year 27:

1. **Board of County Commissioners:**

   - **FEMA Landslide Repairs Phase II**
   - **Branch Hill Guinea Pike Improvements**
   - **Mt. Pisgah Bridge Approach Realignment/ Widening**
   - **Eastgate South Drive and Clepper Lane Roundabout**

BE IT FURTHER RESOLVED by the Board of County Commissioners, Clermont County, Ohio, that the President of the Board of County Commissioners, is hereby authorized and directed to certify and submit applications for project support to the Ohio Public Works Commission, including all understandings and assurances therein required, and to act in accordance with the applications and to provide such additional information as may be required; and

BE IT FURTHER RESOLVED by the Board of County Commissioners, Clermont County, Ohio, that this Board finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

The resolution was seconded by Mr. Proud and upon call of the roll; the vote thereon was as follows:

Mr. Uible, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye

Attest: Adopted: January 30, 2013

Judith Kocica

Judith Kocica, Clerk of the Board
Board of County Commissioners
Clermont County, Ohio

Approved as to form:

DAVID E. CARTER

Assistant Prosecuting Attorney 1/4/13