RESOLUTION NO. 18-13

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 4th day of February 2013, with the following members present:

Edwin H. Humphrey, President

David H. Uible, Vice President

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

RESOLUTION ACCEPTING RECOMMENDATION OF ENGINEER; TERMINATING PERFORMANCE BOND AND ACTIVATING MAINTENANCE BOND OF COMBINED PERFORMANCE AND MAINTENANCE BOND DOCUMENTS FOR VISTA MEADOWS PD SUBDIVISION, SECTION ONE, BLOCK A IN BATAVIA TOWNSHIP.

WHEREAS, the Board has previously by Resolution dated February 1, 2006 as appears in Commissioners' Journal 297, accepted a Combined Performance and Maintenance Bond of Vista Meadow Developments, LLC. as principal and The Huntington National Bank as surety for the development and construction of Vista Meadows Drive, and Vista Lake Drive and related improvements of Vista Meadows PD Subdivision Section One, Block A, and

WHEREAS, the office of the County Engineer has inspected the right-of-way and related improvements, and approves they have been constructed according to the plans and specifications previously approved; and

WHEREAS, the Combined Performance and Maintenance Bond by its own terms requires a conversion to a Maintenance Bond for a period of one year to insure that the above-referenced principal maintain the improvements in accordance with the subdivision regulations of Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the performance provisions of the above referenced bond have been completed and the bond is released as to the performance aspects. The surety represented by the previously referenced bond shall continue as surety for the maintenance aspects of the bond.

2. That the Maintenance Bond provisions of the Combined Performance and Maintenance Bonds are hereby effective and activated and that the said principal and sureties shall remain firmly bound to Clermont County, Ohio in the penal sum of $10,000.00 as previously provided and shall continue to be so responsible for a period of one year of use from the date of this conversion during which period the Maintenance Bond shall remain in full force and effect upon the terms previously specified in said Bond.

3. That the Clerk shall certify this Resolution to the County Engineer who shall notify the principal and sureties of this conversion of the bond pursuant to its terms.

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 the Resolution were taken in an open meeting 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 the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Humphrey seconded the motion and upon roll call, the vote was as follows:

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

DATED: February 4, 2013

ATTEST:

Judith Kocica

JUDITH KOCICA, CLERK
Board of County Commissioners