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

Recommendation that the Board of County Commissioners adopt Resolution Number 19-13 resolving to approve payment to vendors **in the revised total amount of $1,069,811.41** as set forth in the BCC Approval Invoice Reports For Checks Dated **February 4, 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 02/04/2013, 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: February 6, 2013

Robert L. Proud

Edwin H. Humphrey

David H. Uible

RESOLUTION NO. 20 -13

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 6th day of February 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 FINDING THAT JTD REALTY INVESTMENTS, LLC FAILED TO COMPLETE THE TERMS OF THE PERFORMANCE AND MAINTENANCE BOND DATED THE 24TH DAY OF SEPTEMBER, 2008 SECURED BY OFFICIAL CHECK NUMBER 004385 FROM FORCHT BANK IN THE AMOUNT OF $22,000.00 AND AUTHORIZING THAT THIS AMOUNT BE DRAWN FROM THE CONTRACT TRUST FUND AND PLACED INTO THE MOTOR VEHICLE AND GAS FUND FOR COMPLETION OF THE PERFORMANCE BOND...

WHEREAS, JTD Realty Investments, LLC submitted a Performance and Maintenance Bond for the construction of streets covering the subdivision known as Locust Lake Estates, Pierce Township, Clermont County, Ohio, which Bond was dated the 24th day of September 2008 and secured by Official Check Number 004385 in the amount of $22,000.00 issued by Forcht Bank,, which was deposited into the Contract Trust Fund; and

WHEREAS, upon recommendation of the Office of the County Engineer, the Board finds that the performance and maintenance to be undertaken has not been completed in a timely manner in accordance with the terms and conditions of the Bond.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Board of County Commissioners hereby certifies that JTD Realty Investments, LLC has defaulted on its contract obligations to the County pursuant to the Performance Bond for sidewalks from JTD Realty Investments, LLC executed the 24th day of September, 2008 by failing to perform the completion, construction, repair and maintenance of sidewalks, and the Board of County Commissioners therefore certifies that JTD Realty Investments, LLC has not fulfilled its contract obligations as called for in the subdividers contract for Locust Lakes Estates Subdivision, and therefore the Board of County Commissioners is obligated to complete said performance in the amount of $6,400.00.

SECTION II

That the Board hereby determines that the amount necessary to complete and perform such construction activities to cure the default of JTD Realty Investments, LLC is in the amount of $6,400.00 and that the County Engineer is hereby authorized and directed to present the Clermont County Auditor a certified copy of this Resolution, authorizing the draw of $6,400.00 from the Contract Trust Fund to be placed into the Motor Vehicle and Gas Fund for completion of said improvements.

SECTION III

That the County Engineer, upon review and approval by the Office of the Prosecuting Attorney of Clermont County is hereby authorized to execute all necessary documents and/or bank drafts on behalf of Clermont County and/or the Clermont County Board of Commissioners.

SECTION IV

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 the Board and its Committees, if any, which resulted in formal action, were taken in meeting open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. Proud seconded the motion and on roll call, the vote resulted as follows:

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

This Resolution was duly passed on the 4th day of February 2013.

ATTEST:

Judith Kocica, Clerk
Board of County Commissioners

APPROVED:

Patrick J. Manger, County Engineer

Certification of Clerk

State of Ohio }
} ss:
County of Clermont }

I, Judie Kocica, duly appointed Clerk of the Board of County Commissioners, being duly cautioned and sworn state as follows:

1. I am the duly appointed Clerk of the Board of County Commissioners of Clermont County, Ohio and as such, am the custodian of records of said public body.

2. As such custodian, I hereby attest that the foregoing Resolution is a true and accurate copy of the official action of the Board of Commissioners finding that JTD Realty Investments, LLC has not performed on the contract between JTD Realty Investments, LLC and the Board of County Commissioners, Clermont County, Ohio, relative to the completion, construction, repair and maintenance of streets in Locust Lake Estates Subdivision, Pierce Township, Clermont County, Ohio.

3. Further the Affiant sayeth not.

Judith A. Kocica

Judith A. Kocica

Sworn to and subscribed before me this 6 day of February, 2013.

Keri René Shelton

Notary Public

NOTARY SEAL STATE OF OHIO

KERI RENÉ SHELTON
Notary Public, State of Ohio
My Commission Expires 5/7/2017

This Resolution was prepared and approved as to form by the Office of the Prosecuting Attorney of Clermont County, Ohio

By: Allan Edwards
Allan Edwards
Assistant Prosecutor

Date: 1-17-13

RESOLUTION NO. 21-13

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 6th day of February 2013, with the following members present:

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

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

RESOLUTION FINDING THAT JTD REALTY INVESTMENTS, LLC FAILED TO COMPLETE THE TERMS OF THE PERFORMANCE BOND FOR SIDEWALKS DATED THE 24TH DAY OF SEPTEMBER, 2008 SECURED BY OFFICIAL CHECK NUMBER 004386 FROM FORCHT BANK IN THE AMOUNT OF $6,400.00 AND AUTHORIZING THAT THIS AMOUNT BE DRAWN FROM THE CONTRACT TRUST FUND AND PLACED INTO THE MOTOR VEHICLE AND GAS FUND FOR COMPLETION OF THE PERFORMANCE BOND.

WHEREAS, JTD Realty Investments, LLC submitted a Performance Bond for Sidewalks covering the subdivision known as Locust Lake Estates, Pierce Township, Clermont County, Ohio, which Bond was dated the 24th day of September, 2008 and secured by Official Check Number 004386, from Forcht Bank which was deposited into the Contract Trust Fund; and

WHEREAS, upon recommendation of the Office of the County Engineer, the Board finds that the performance to be undertaken has not been completed in a timely manner in accordance with the terms and conditions of the Bond.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Board of County Commissioners hereby certifies that JTD Realty Investments, LLC has defaulted on its contract obligations to the County pursuant to the Performance Bond for Sidewalks from JTD Realty Investments, LLC executed the 24th day of September, 2008 by failing to perform the completion, construction, repair and maintenance of sidewalks, and the Board of County Commissioners therefore certifies that JTD Realty Investments, LLC has not fulfilled its contract obligations as called for in the subdividers contract for Locust Lakes Estates Subdivision, and therefore the Board of County Commissioners is obligated to complete said performance in the amount of $6,400.00.

SECTION II

That the Board hereby determines that the amount necessary to complete and perform such construction activities to cure the default of JTD Realty Investments, LLC is in the amount of $6,400.00 and that the County Engineer is hereby authorized and directed to present the Clermont County Auditor a certified copy of this Resolution, authorizing the draw of $6,400.00 from the Contract Trust Fund to be placed into the Motor Vehicle and Gas Fund for completion of said improvements.

SECTION III

That the County Engineer, upon review and approval by the Office of the Prosecuting Attorney of Clermont County is hereby authorized to execute all necessary documents and/or bank drafts on behalf of Clermont County and/or the Clermont County Board of Commissioners.

SECTION IV

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 the Board and its Committees, if any, which resulted in formal action, were taken in meeting open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. Uible seconded the motion and on roll call, the vote resulted as follows:

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

This Resolution was duly passed on the 6th day of February 2013.

ATTEST:

Judith Kocica, Clerk
Board of County Commissioners

APPROVED:

Patrick J. Manger, County Engineer

Certification of Clerk

State of Ohio }
} ss:
County of Clermont }

I, Judie Kocica, duly appointed Clerk of the Board of County Commissioners, being duly cautioned and sworn state as follows:

1. I am the duly appointed Clerk of the Board of County Commissioners of Clermont County, Ohio and as such, am the custodian of records of said public body.

2. As such custodian, I hereby attest that the foregoing Resolution is a true and accurate copy of the official action of the Board of Commissioners finding that JTD Realty Investments, LLC has not performed on the contract between JTD Realty Investments, LLC and the Board of County Commissioners, Clermont County, Ohio, relative to the completion, construction, repair and maintenance of sidewalks in Locust Lake Estates Subdivision, Pierce Township, Clermont County, Ohio.

3. Further the Affiant sayeth not.

Judith A. Kocica

Judith A. Kocica

Sworn to and subscribed before me this 6th day of February, 2013.

Keri René Shelton

Notary Public

NOTARY SEAL STATE OF OHIO

KERI RENÉ SHELTON
Notary Public, State of Ohio
My Commission Expires 5/7/2017

This Resolution was prepared and approved as to form by the Office of the Prosecuting Attorney of Clermont County, Ohio

By: Allan J. Edwards
Allan Edwards
Assistant Prosecutor

Date: 1-17-13

RESOLUTION NO. 22 -13

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 6th day of February 2013, with the following members present:

Edwin H. Humphrey, President

David H. Uible, Vice President

Robert L. Proud, Member

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

RESOLUTION TO DESIGNATE THE OFFICIAL VOTING REPRESENTATIVE AND ALTERNATE FOR THE PURPOSE OF VOTING AT ANNUAL OR SPECIAL MEETINGS OF THE COUNTY COMMISSIONERS' ASSOCIATION OF OHIO IN CALENDAR YEAR 2013

WHEREAS, Article IV, Section 6, of the Code of Regulations of the County Commissioners' Association of Ohio requires each member county to, for the purpose of voting at any annual or special meetings of the Association, designate an Official Representative and Alternate; and

WHEREAS, the designation of the Official Representative and Alternate for a county organized under the statutory form of county government shall be by resolution of the Board of County Commissioners; and

WHEREAS, in designating the Official Representative and Alternate, only a member of the Board of County Commissioners is eligible to be designated as the Official Representative and Alternate;

NOW THEREFORE IT IS HEREBY RESOLVED that Edwin H. Humphrey is designated as the Official Voting Representative of Clermont County, Ohio, and that David H. Uible is designated as the Alternate Voting Representative of Clermont County, Ohio, for the purpose of voting at Annual or Special Meetings of the County Commissioners' Association of Ohio in Calendar Year 2013.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners of Clermont County, Ohio, 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 the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

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

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

ATTEST:

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

DATE ADOPTED:

February 4, 2013

Approved as to form:

Allan L. Edwards
Assistant Prosecuting Attorney

RESOLUTION NO. 23-13

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 6th day of February 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 AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACTS FOR PUBLIC IMPROVEMENT MINOR PROJECTS, PROFESSIONAL SERVICES CONTRACTS, AND SERVICES CONTRACTS

WHEREAS, the County undertakes maintenance, improvements and repairs of various county facilities and property on a regular basis; and

WHEREAS, the County requires the assistance of outside contractors from time to time to perform minor public improvements and under the supervision of the responsible County offices to perform certain services in accordance with the work specifications developed by said office; and

WHEREAS, in order to facilitate hiring contractors for work to be performed within relatively short periods, the Commissioners desire to allow the County Administrator to execute contractual documents for minor public improvement work; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

SECTION I

That the County Administrator is hereby authorized to execute on behalf of the Board of County Commissioners contracts for public improvement minor projects, professional services contracts, and services contracts with qualified contractors as selected and recommended by the responsible County office to perform limited work services for costs less than $50,000 under the

supervision of said office. Such Contractor shall be independent contractors and not considered employees of the County and other than supervision by the appropriate County office as acting as General Contractor, shall undertake all work without control by the County of their means and methods of completing the services in accordance with the Scope of Services to be incorporated into the contract.

SECTION II

That the County Administrator shall cause all such contracts in excess of $15,000.00 to be brought before the Board of Commissioners in a timely manner for ratification after execution by the County Administrator in order to allow the services to be performed quickly and without the necessary delay of being brought formally before the Board of Commissioners for execution.

The County Administrator is directed to supervise the selection of contractors by the appropriate County office and to insure that all contractual documents are complete and the Scope of Services outlined is consistent with the appropriations for the project and the plans and specifications developed with regard to the project.

SECTION III

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 its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. Proud seconded the motion and on roll call, the vote resulted as follows:

Mr. Humphrey Aye

Mr. Uible Yes

Mr. Proud Yea

This Resolution was duly passed on the 4th day of February 2013.

ATTEST:

Judith Kocica

Judith Kocica, Clerk
Board of County Commissioners

This Resolution was prepared and approved as to form by the Office of Prosecuting Attorney of Clermont County, Ohio

By: Allen J. Edward

Date: 2-5-13