

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON FEBRUARY 20, 2007, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, MARY C. WALKER, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 26-07/PAYMENT OF BILLS...ADOPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **26-07** resolving to sign all Recap Sheets covering all bills presented this date and authorizing payment of same except as noted.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: OFFICE OF ECONOMIC DEVELOPMENT...AGREEMENT WITH THE BOARD OF TRUSTEES OF MIAMI TOWNSHIP FOR A COOPERATIVE MARKET RESEARCH ANALYSIS OF COMMERCIAL PROPERTY IN MIAMI TOWNSHIP...07-0212-004...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Office of Economic Development, with the concurrence of David L. Spinney, County Administrator, to execute an Agreement for a Cooperative Market Research Analysis of Commercial Property by and between the Board of Commissioners of Clermont County, Ohio, and the Board of Trustees of Miami Township, Clermont County, Ohio, 6101 Meijer Drive, Milford, Ohio 45150 to participate financially in the market research analysis in an amount not to exceed \$25,000.00, in and as it relates to the reuse and redevelopment of the specified, underutilized commercial property known as the Miami Plaza site located in Miami Township, pursuant to the terms and conditions set forth therein and in compliance with Section 307.07 (B)(2) of the Ohio Revised Code.

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT... ACCEPTANCE OF THE CONTRACT WITH UNGER CONSTRUCTION LTD. FOR PROJECT NUMBER 205-01 RELATIVE TO THE UNION TOWNSHIP MEESE DRIVE SANITARY SEWER PROJECT AS COMPLETE; APPROVAL OF THE CERTIFICATES OF SUBSTANTIAL AND FINAL COMPLETIONS THEREFORE; AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 2, FINAL, FOR THE PROGRESS PAYMENT AND RELEASE OF RETAINAGE RELATIVE THERETO...06-0221-001...RATIFIED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of David L. Spinney, County Administrator, to accept the Contract by and between the County of Clermont, Ohio, and Unger Construction Ltd., 761 Tomlin Road, West Union, Ohio 45693 for Project Number 205-01 relative to the Union Township Meese Drive Sanitary Sewer Project as Complete as of 10/03/06 and to approve the Certificates of Substantial and Final Completions therefore; and to approve the Estimate for Partial Payment Number 2, Final, which represents a progress payment in the amount of \$20,500.80 and the release of retainage in the principal amount of \$5,376.80 plus accrued interest earned thereon relative thereto; and further, to authorize the County Auditor to issue the referenced progress payment subsequent thereto.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...MIDLAND SUBDIVISION/SECTION 2/ BATAVIA AND UNION TOWNSHIPS...RECORD PLAT NUMBER 629-2491 FOR THE REPLAT OF LOTS WITHIN SAME...07-0216-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2491** for the Replat of Lot 4 in the following Subdivision within Batavia and Union Townships:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lot 4 Midland Subdivision Section 2 Union and Batavia Townships	629-2491	To create a private stormwater detention easement near the north line of Lot 4

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

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Abstain.

IN RE: COUNTY ENGINEER...THE ESTATES AT SHAYLER RIDGE AT WETHERBY FARMS SUBDIVISION/SECTION 3/UNION TOWNSHIP...RECORD PLAT NUMBER 629-2492 FOR THE REPLAT OF LOTS WITHIN SAME...07-0216-002...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2492** for the Replat of Lots 169 and 170 in the following Subdivision within Union Township:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lots 169 and 170 The Estates at Shayler Ridge at Wetherby Farms Subdivision Section 3 Union Township	629-2492	To create new Lots 261 and 262

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...VILLAGES OF BELMONT SUBDIVISION/SECTION 1A/PHASE 1/GOSHEN TOWNSHIP...RECORD PLAT NUMBER 629-2493 AND COMBINED PERFORMANCE-MAINTENANCE BOND, AS WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...07-0216-003...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2493** for the following Subdivision within Goshen Township, and further to execute the Combined Performance-Maintenance Bond, as well as, Performance Bond for Sidewalks as surety for same relative to the construction of the below listed streets:

Subdivision	Performance-Maintenance Bond	Sidewalk Bond	Streets/Length (miles)
Villages of Belmont Subdivision Section 1A/Phase 1 Goshen Township	\$98,000.00/\$21,000.00	\$89,340.00	Thoroughbred Drive (0.15) Belgian Circle (0.02) Charles Snider Road (0.35) Mustang Circle (0.02) Quarter Horse Circle (0.20)

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: BUILDING INSPECTION DEPARTMENT...VILLAGES OF BELMONT SUBDIVISION/SECTION 1A/PHASE 1/GOSHEN TOWNSHIP... PERFORMANCE BOND AS SURETY FOR THE INSTALLATION OF WATER MANAGEMENT AND SEDIMENT CONTROL FOR SAME...07-0129-003...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Heath Wilson, P.E., Engineer, with the concurrence of Raymond Sebastian, Chief Building Official, Building Inspection Department, to execute a Performance Bond as surety for installation of Water Management and Sediment Control to serve the following Subdivision within Goshen Township pursuant to Article VIII, Section 801.B of the Clermont County Subdivision Rules and Regulations:

Subdivision	Township	Performance Bond
Villages of Belmont Subdivision Section 1A/Phase 1	Goshen	\$56,400.00

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...VILLAGES OF BELMONT SUBDIVISION/SECTION 1A/PHASE 1/GOSHEN TOWNSHIP...COMBINED

PERFORMANCE-MAINTENANCE BOND AS SURETY FOR THE INSTALLATION OF A SANITARY SEWER MAIN EXTENSION FOR SAME...07-0129-004...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute a Combined Performance-Maintenance Bond as surety for installation of a Sanitary Sewer Main Extension to serve the following Subdivision within Goshen Township pursuant to Article VIII, Section 801.B of the Clermont County Subdivision Rules and Regulations:

Subdivision	Township	Sewer Performance/Maintenance Bond
Villages of Belmont Subdivision Section 1A/Phase 1	Goshen	\$455,400.00/\$17,500.00

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...VILLAGES OF BELMONT SUBDIVISION/SECTION 1A/PHASE 1/GOSHEN TOWNSHIP... MAINTENANCE BOND AS SURETY FOR THE INSTALLATION OF A WATER MAIN EXTENSION LOCATED IN GOSHEN TOWNSHIP...07-0130-001...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute a Maintenance Bond in the amount outlined below as surety for the installation of a Water Main Extension to serve the following Subdivision within Goshen Township:

Subdivision	Township	Water Bond
Villages of Belmont Subdivision Section 1A/Phase 1	Goshen	\$8,900.00

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...CONTRACT FOR PROFESSIONAL SERVICES WITH CAMP DRESSER & McKEE, INC. FOR THE PROVISION OF ENGINEERING AND CONSULTING SERVICES FOR BIOSOLIDS PROCESSING EVALUATION FOR SAME...07-0213-001...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Paul Braasch, Coordinator, Office of Environmental Quality, and Steve Knipp, WSD Assistant Director, with the concurrence of Tom Yeager, Director of Utilities, Clermont County Sewer District, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Camp Dresser & McKee, Inc., 8005 Governor's Hill Drive, Suite 260,

Cincinnati, Ohio 45249 for the provision of engineering and consulting services for evaluation of biosolids processing, at a cost not to exceed \$24,910.00, with said services to be completed within 120 consecutive calendar days upon issuance of a written Notice to Proceed from the Office of the Clermont County Sewer District, pursuant to the terms and conditions set forth therein, and contingent upon receipt of updated certificates of insurance therefore.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...CHANGE ORDER NUMBER 1 TO THE ELECTRICAL CONTRACT WITH QUEEN CITY ELECTRIC, INC. FOR PROJECT NUMBER 651-0845 RELATIVE TO THE O'BANNON CREEK WASTEWATER TREATMENT PLANT RENOVATIONS PROJECT SITUATED WITHIN GOSHEN TOWNSHIP...06-0216-006...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Chris Rowland, Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute Change Order Number 1 to the Electrical Contract (Contract Number 651-08454) with Queen City Electric, Inc., 4015 Cherry Street, Cincinnati, Ohio 45223, previously ratified by the Board of County Commissioners on 02/28/06, for Project Number 651-0845 relative to the O'Bannon Creek Wastewater Treatment Plant Renovations Project situated within Goshen Township, which represents an increase in the amount of \$12,273.00, for a total adjusted contract price to date of \$209,641.00 for additions, deletions and/or modifications thereto as defined therein.

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RESOLUTION NUMBER 27-07/RESOLUTION DETERMINING TO MAKE IMPROVEMENTS KNOWN AS PROJECT NUMBER 651-0002 RELATIVE TO THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE BENJAMIN DRIVE SANITARY SEWER OVERFLOW ELIMINATION PROJECT SITUATED WITHIN UNION TOWNSHIP...07-0207-002...ADOPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Glen Vonderembse, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to adopt Resolution Number **27-07** determining to make improvements relative to the construction, operation, and maintenance of the Benjamin Drive Sanitary Sewer Overflow Elimination Project as set forth in Exhibit A, attached thereto and made a part thereof, designated as Project Number 651-0002, situated within Union Township, and in conformance with the detailed plans, specifications and estimates of cost and financing as herein ratified and confirmed, all of which shall be paid from one or more of any combination of the Sewer System Replacement and Improvements Fund, Sewer System 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 Sewer System.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 651-0002 RELATIVE TO THE BENJAMIN DRIVE SANITARY SEWER OVERFLOW ELIMINATION PROJECT SITUATED WITHIN UNION TOWNSHIP...07-0207-003...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Glen Vonderembse, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to approve the request to advertise for bids for Project Number 651-0002 relative to the Benjamin Drive Sanitary Sewer Overflow Elimination Project situated within Union Township, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 03/01/07, scheduling a non-mandatory Pre-Bid Meeting on Thursday, 03/15/07 at 10:00 A.M., with bids to be received until **2:00 P.M. Local Time on Thursday, 03/29/07**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...GRANTS OF WATER EASEMENTS WITH RIGHTS OF RE-ENTRY FOR REPAIR AND REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 621-0983 RELATIVE TO THE BERGEN/BELFAST-OWENSVILLE ROAD WATER MAIN PROJECT LOCATED IN STONELICK TOWNSHIP...07-0212-006...ACCEPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Carole S. Schulze, Negotiator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the following Grants of Water Easements with Rights of Re-Entry for Repair and Replacement heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, removing, replacing or reinstalling water utility lines and all incidental appurtenances required for the transportation of water in, on, under, and across the properties of the Grantors for Project Number 621-0983 relative to the Bergen/Belfast-Owensville Road Water Main Project located in Stonelick Township and to authorize the County Auditor to remit payment in the amounts as outlined below and as indicated on the Settlement Sheets attached thereto as compensation for the Permanent Easements and Rights-of-Ways granted thereby and/or Repairs relative thereto:

Grantor	Parcel Number	Compensation
Thomas E. Kelley, Trustee of the Thomas E. Kelley Trust Agreement dated December 7, 2004 and Mary Jane Kelley, Trustee of the Mary Jane Kelley Trust Agreement dated December 7, 2004 2221 Wood Cove Drive Batavia, Ohio 45103	30-29-04A-091	Perm \$56.00

Roy M. and Janelle M. Welker 5790 Weaver Road Batavia, Ohio 45103	30-29-04B-074	Perm	\$32.00
Margie M. and Walter W. Zieger, III 5835 Belfast-Owensville Road Batavia, Ohio 45103	30-29-04A-027	Perm	\$69.00
Catherine A. Docter 2552 Bergen Road Batavia, Ohio 45103	30-29-04B-104	Perm Repairs	\$47.00 \$50.00
Rebecca Mae and Michael John Sabota 5803 Belfast-Owensville Road Batavia, Ohio 45103	30-29-04A-087	Perm	\$42.00
David J. Niemeyer 5759 Belfast-Owensville Road Batavia, Ohio 45103	30-29-04A-104	Perm	\$27.00
Gary R. and Roxanne Brown 5760 Weaver Road Batavia, Ohio 45103	30-29-04B-017	Perm	\$ 0.00
Eric B. Shepherd 5811 Belfast-Owensville Road Batavia, Ohio 45103	30-29-04A-061	Perm	\$70.00
Tamara G. Vaughn Serey and John Serey, AKA: John B. Serey 5767 Belfast-Owensville Road Batavia, Ohio 45103	30-29-04A-035	Perm	\$57.00

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RELEASE OF MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER OR SANITARY SEWER MAIN EXTENSIONS AND ACCEPTANCE OF SAME INTO THE COUNTY WATERWORKS/ SEWER SYSTEMS...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to authorize the release of Maintenance Bonds which provided surety for the installation of water or sanitary sewer main extensions to serve the following locations and to accept said water or sanitary sewer main extensions into the County Waterworks/Sewer Systems pursuant to the Clermont County Sewer District Rules and Regulations:

Subdivision	Township	Water	Sewer
Middleton Oaks Subdivision DC# 06-0113-003	Miami		\$4,300.00
The Woods at Miami Trails Subdivision Section 11B DC#03-1112-004	Miami		\$5,000.00
Marion's Way DC# 04-1112-002 *Secured by Irrevocable Standby Letter of Credit Number 60-201689-7A issued by Union Savings Bank, 8534 East Kemper Road, Cincinnati, Ohio 45249 on behalf of Hoffman-Parrott & Strawser, Ltd., 1160 State Route 28, Milford, Ohio 45150	Pierce	\$1,000.00*	
Braxton Parke Subdivision Section Five DC# 03-1216-001	Batavia and Union	\$1,400.00*	

*Secured by Official Check Number 194835085 issued on 12/02/03 by Provident Bank, Cincinnati, Ohio, on behalf of Braxton Parke, LLC, 11841 Mason-Montgomery Road, Suite 4, Cincinnati, Ohio 45249			
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...APPLICATION SOFTWARE SUPPORT AGREEMENT WITH MAXIMUS FOR THE PROVISION OF SOFTWARE SUPPORT SERVICES RELATIVE TO THE COURTVIEW ADULT PROBATION MODULE APPLICATION SYSTEM...07-0212-001...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patricia Schwartz, Court Administrator, Clermont County Court of Common Pleas, with the concurrence of David L. Spinney, County Administrator, to execute an Application Software Support Agreement by and between the County of Clermont, Ohio, and Maximus, 5399 Lauby Road, Suite 200, North Canton, Ohio 44720 for the provision of software support services relative to the CourtView Adult Probation Module Application System, for a total amount not to exceed \$6,300.00, effective 01/01/07 through 12/31/07, pursuant to the terms and conditions set forth therein.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT TRANSPORTATION CONNECTION...AGREEMENT WITH SOUTHWEST OHIO REGIONAL TRANSIT AUTHORITY (SORTA) FOR TRANSPORTATION SERVICES WITHIN CLERMONT COUNTY, OHIO...07-0220-002...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to execute an Agreement by and between the County of Clermont, Ohio, and the Southwest Ohio Regional Transit Authority (SORTA), 1014 Vine Street, Suite 2000, Cincinnati, Ohio 45202 to finalize the funding for the provision of transit services within Clermont County, Ohio, by SORTA for the period of 10/01/06 through 09/30/07, for the current level of service on METRO Routes 82, 28 and 75, with costs not to exceed \$594,593.00, pursuant to the terms and conditions set forth therein and to authorize SORTA to draw down Clermont County's Federal Transit Administration Funds relative thereto.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...ACCEPTANCE OF THE DOOR AND HARDWARE CONTRACT WITH KLEINE AND SONS, INC. RELATIVE TO THE CLERMONT COUNTY OLD COURTHOUSE SECOND

FLOOR REMODEL PROJECT AS COMPLETE; EXECUTION OF THE CERTIFICATE OF SUBSTANTIAL COMPLETION; AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 8, FINAL, FOR THE RELEASE OF RETAINAGE RELATIVE THERETO...05-1104-003...RATIFIED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of Wade Grabowski, Director, Facilities Management Department, to accept the Door and Hardware Contract by and between the County of Clermont, Ohio, and Kleine and Sons, Inc., 850 Redna Terrace, Cincinnati, Ohio 45215 relative to the Clermont County Old Courthouse Second Floor Remodel Project as Complete as of 07/12/06 and to execute the Certificate of Substantial Completion therefore; and to approve the Estimate for Partial Payment Number 8, Final, which represents the release of retainage in the principal amount of \$1,928.00, plus accrued interest earned thereon relative thereto.

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...LETTER OF SUPPORT TO GENERAL SERVICES ADMINISTRATION FOR CONSOLIDATION OF THE EXISTING NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH (NIOSH) FACILITIES IN CLERMONT COUNTY, OHIO...07-0220-001...RATIFIED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve and execute a Letter of Support to General Services Administration, 401 West Peachtree Street, Suite 2500, Atlanta, Georgia 30308 for consolidation of the existing National Institute for Occupational Safety and Health (NIOSH) facilities in Clermont County, Ohio.

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

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: PROSECUTING ATTORNEY...RESOLUTION NUMBER 28-07/RESOLUTION APPROVING TERMS OF SETTLEMENT AGREEMENT FOR CASE NUMBER 1:05CV546/REBECCA FELDKAMP VS. CLERMONT COUNTY SHERIFF FILED IN THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF OHIO, WESTERN DIVISION AND AUTHORIZING DISMISSAL OF CLAIM RELATIVE THERETO...07-0212-002...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Elizabeth Mason, Assistant Prosecuting Attorney, with the concurrence of Albert J. Rodenberg, Jr., County Sheriff, to adopt Resolution Number 28-07 resolving to approve the settlement of a Claim for Case Number 1:05CV546/Rebecca Feldkamp vs. Clermont County Sheriff filed in the United States District Court, Southern District of Ohio, Western Division and to

authorize the County Sheriff to execute a Release and Settlement Agreement by and between the Clermont County Sheriff (the Defendant) and Rebecca Feldkamp (the Plaintiff) in the amount of \$30,000.00, with \$17,571.00 payable directly to the Plaintiff and \$12,429.00 payable to her legal counsel, the Law Firm of Freking & Betz, LLC, for attorney fees and costs therefore, as final settlement and release of all claims relative thereto, and to authorize the Prosecuting Attorney's Office, on behalf of the Board of County Commissioners, to conclude the Settlement and obtain any necessary documents to insure that the pending litigation is concluded, pursuant to the terms and conditions set forth therein.

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY JUVENILE COURT...REQUEST TO JOIN A PROFESSIONAL ORGANIZATION FOR SAME...07-0116-005...APPROVED

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Stephanie Wyler, Clermont County Juvenile Court, with the concurrence of David L. Spinney, County Administrator, to approve the request to join a professional organization and to authorize payment of the annual dues in the amount outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of routine expenses associated therewith, pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2007 and any and all amendments subsequent thereto:

Elected Official or Department/Employee	Organization	Annual Dues	Term
Clermont County Juvenile Court Judge Stephanie Wyler	National College of Probate Judges	\$95.00	12/01/06 through 11/30/07

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

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Abstain.

IN RE: MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR THE PROVISION OF MAINTENANCE ON OFFICE EQUIPMENT...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to execute Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below, pursuant to the terms and conditions set forth therein:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Treatment Alternatives to Street Crime DC# 07-0208-005	ABS Business Products, Inc. 10855 Medallion Drive Cincinnati, Ohio 45241-4829	Sharp AR350 Copier S/N: 26506385	\$675.00 plus \$0.012 per copy in excess of 52,000 copies	02/05/07 through 02/04/08
Clermont County Court of Common	Waltz Business Systems 730 Centre View Blvd.	Mita DC-5590 Copier S/N: 37003485	\$1,317.49 plus \$0.012 per copy	01/01/07 through

Pleas/Domestic Relations Division DC# 07-0201-002	Crestview Hills, Kentucky 41017		in excess of 50,000 copies	12/31/07
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2007...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2007 (Resolution Number 213-06) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

TRANSFER OF FUNDS:

\$ 3,000.00	From General Fund 100-1018-7139 to 100-2140-7000 (L&E Grants/Transfers/Advances Contingencies to Juvenile Court Reimb/Transfers/Advances)
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SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2007:

\$ 148,000.00	Water & Sewer Combined Services Fund	603-8520-7000	Reimb/Transfers/Adv
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Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2007 and any and all amendments subsequent thereto:

FLEET MAINTENANCE DIVISION

Jennifer J. Morgan: Two (2) days – Cincinnati, Ohio – SkillPath Seminar entitled “The Essentials of Communicating with Diplomacy and Professionalism” - Total expenses not to exceed \$299.00.

FACILITIES MANAGEMENT DEPARTMENT

David Stubblefield: One (1) day – Cincinnati, Ohio – Trane Company Heat Pump Operation and Maintenance Training - Total expenses not to exceed \$250.00.

COUNTY AUDITOR

Linda L. Fraley: Four (4) days – Las Vegas, Nevada – Geographical Information System and Computer Assisted Mass Appraisal Conference - Total expenses not to exceed \$1,651.38.

CLERMONT COUNTY COURT OF COMMON PLEAS /ADULT PROBATION DEPARTMENT

Jeremy Gaskins, Colleen Conlon, Rodney Croom, Kasandra Maynes, Greg Freson, Mary Brock, Nick Gescheider, Anne Zimmerman and Darian Thompson: Two (2) days – Cincinnati, Ohio – Institute for Training and Development Course entitled “Understanding and Conducting Quality Risk/Need Assessments in Correctional and Treatment Programs (LSI) Parts One and Two (Adult Focus)” – Total expenses not to exceed \$2,391.75.

COUNTY SHERIFF

Chris Willis, Dave Barr, Rick Combs and James J. Malloni: One (1) day – Columbus, Ohio – Clemans-Nelson & Associates, Inc. Seminar entitled “Civil Service Reform, House Bill 187” - Total expenses not to exceed \$510.30.

David P. Smith: One (1) day – Mason, Ohio – Child Abduction Response Training - Total expenses not to exceed \$0.00.

CLERMONT COUNTY SEWER DISTRICT

Wes Fritts and Jason Simpson: One (1) day – Kettering, Ohio – American Society of Civil Engineers Construction Inspection Seminar entitled “An Inspectors Guide to Safety, Job Responsibilities, Stormwater Pollution Prevention, and Reporting” - Total expenses not to exceed \$205.00.

BUILDING INSPECTION DEPARTMENT

Heath Wilson and Craig Gilkison: One (1) day – Kettering, Ohio – American Society of Civil Engineers Construction Inspection Seminar entitled “An Inspectors Guide to Safety, Job Responsibilities, Stormwater Pollution Prevention, and Reporting” - Total expenses not to exceed \$150.00.

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

LET THE RECORD SHOW: A MOTION BY MRS. WALKER, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 1:34 P.M. PURSUANT TO SECTION 121.22(G)(3) OF THE OHIO REVISED CODE REGARDING PENDING LEGAL MATTERS, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 2:00 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Regular Session of **02/20/07** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session until the next regularly scheduled session to be held at a later date.

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

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
MARY C. WALKER, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 02/20/07