

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MARCH 1, 2006, WITH THE FOLLOWING MEMBERS PRESENT: MARY C. WALKER, PRESIDENT, ROBERT L. PROUD, 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...CHILDREN'S PROTECTIVE SERVICES TAX LEVY PRESENTATION...06-0111-003

Douglas J. Brothers, Director of Court Services for Clermont County Juvenile Court, addressed the Board regarding the necessity of the Children's Protective Services Tax Levy for the Department of Job and Family Services. He provided a brief overview of the collaboration of services between the Department of Job and Family Services and the Clermont County Juvenile Court. The Children's Protective Services Tax Levy has been in effect since 1986 and has successfully provided a much needed funding stream for the neglected and abused children within Clermont County. The tax levy will be presented to the electorate of Clermont County, Ohio, at the Primary Election on 05/02/06. Mr. Brothers advised that the proceeds from the tax levy pays for services provided for abused children and is not used for administrative or salary purposes. The Board expressed their support of the proposed tax levy.

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING RELATIVE TO THE PROPOSED ADOPTION OF NEW FLOOD DAMAGE REDUCTION PLAIN REGULATIONS FOR CLERMONT COUNTY, OHIO...06-0201-001

LET THE RECORD SHOW: THAT A SECOND PUBLIC HEARING WAS HELD THIS DATE AT 1:33 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960 TO AFFORD PUBLIC COMMENT RELATIVE TO THE PROPOSED ADOPTION OF NEW FLOOD DAMAGE REDUCTION PLAIN REGULATIONS FOR CLERMONT COUNTY, OHIO, PURSUANT TO SECTION 307.37 OF THE OHIO REVISED CODE.

***THIS PUBLIC HEARING WAS RECORDED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. AND 4:30 P.M. ***

RAY SEBASTIAN, CHIEF BUILDING OFFICIAL, BUILDING INSPECTION DEPARTMENT, PROVIDED A CURSORY OVERVIEW OF THE AFORESTATED PROPOSED AMENDMENTS TO THE FLOOD DAMAGE REDUCTION PLAIN REGULATIONS FOR CLERMONT COUNTY, OHIO.

NO ONE APPEARED IN OPPOSITION, NOR WERE ANY COMMENTS RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED AFORESTATED AMENDMENTS.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THIS PUBLIC HEARING WAS ADJOURNED.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 30-06/PAYMENT OF BILLS...ADOPTED

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

the following recommendation:

Recommendation to adopt Resolution Number **30-06** 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:

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

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 31-06/RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH U.S. BANK CORPORATE PAYMENT SYSTEMS FOR PROVIDING PROCUREMENT CARDS SERVICES PURSUANT TO SECTION 301.29 O.R.C....04-1203-015...ADOPTED

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

Recommendation of Linda L. Fraley, County Auditor, and J. Robert True, County Treasurer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **31-06** resolving to authorize Mary C. Walker, President of the Board of County Commissioners, to execute the Cooperative One Card Program Application with Rebate, Addendum to One Card Program Application, and the Volume Rebate Addendum (the Contract) by and between the County of Clermont, Ohio, and U.S. Bank Corporate Payment Systems, ML-KY-121, 8461 US Highway 42, Florence, Kentucky 41042 for the provision of providing services and supplying procurement cards for the Board of County Commissioners of Clermont County, Ohio, pursuant to the terms and conditions set forth therein, their proposal therefore acknowledged on 08/01/05 and accepted on 12/15/05, and in compliance with Section 301.29 of the Ohio Revised Code and further to authorize the implementation of the referenced services and procurement card as a pilot project for a period of six months with the Board of County Commissioners' Office of Technology, Communications and Security all of which is to be in conformance with the Clermont County Procurement Card Policy and Procedures adopted by the Board of County Commissioners on 06/22/05.

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

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

IN RE: COUNTY AUDITOR...SOFTWARE SUBSCRIPTION SERVICES AGREEMENT WITH KVS INFORMATION SYSTEMS, INC. FOR SAME...06-0216-008...EXECUTED

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

Recommendation of Linda L. Fraley, County Auditor, with the concurrence of David L. Spinney, County Administrator, to execute a Software Subscription Services Agreement by and between the County of Clermont, Ohio, and KVS Information Systems, Inc., 821 Maple Road, Williamsville, New York 14221-3299 for software subscription services as outlined therein, for a total cost not to exceed \$21,035.00, effective 01/01/06 through 12/31/06, pursuant to the terms and conditions set forth therein.

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

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

IN RE: DEPARTMENT OF PUBLIC SAFETY SERVICES...REQUEST FOR AN EXTENSION OF TIME FOR THE EXPIRATION OF BIDS FOR THE PURCHASE OF HOMELAND SECURITY EQUIPMENT FOR FISCAL YEAR 2005 STATE HOMELAND SECURITY GRANT PROGRAM...05-1209-003...APPROVED

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

Recommendation of Beth Nevel, Director, Department of Public Safety Services, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to extend the time for expiration of bids for the purchase of Homeland Security Equipment through the U.S. Department of Homeland Security, Office for Domestic Preparedness Fiscal Year 2005 State Homeland Security Grant Program from 03/13/06 to 04/12/06.

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

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

IN RE: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBERS WA-27-04 AND OH-04-04 RELATIVE TO THE NEVILLE PENN SCHOOLHOUSE AND TWELVE MILE ROAD LANDSLIDE STABILIZATION PROJECTS LOCATED IN WASHINGTON AND OHIO TOWNSHIPS RESPECTIVELY...06-0222-001 AND 06-0222-002...APPROVED

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 approve the request to advertise for bids for Project Numbers WA-27-04 and OH-04-04 relative to the Neville Penn Schoolhouse and Twelve Mile Road Landslide Stabilization Projects located in Washington and Ohio Townships respectively, 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 03/09/06, with bids to be received until **2:00 P.M. Local Time on Thursday, 03/23/06**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, 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:

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

IN RE: COUNTY ENGINEER...AWARD OF BID FOR PROJECT NUMBER BX-01-05 FOR THE MATERIAL PURCHASE OF ALUMINUM BOX CULVERTS RELATIVE TO CULVERT REPLACEMENTS ON ELKCLICK ROAD (C44-2.35, BATAVIA TOWNSHIP), BRANCH HILL GUINEA ROAD (C21, MIAMI TOWNSHIP), AND OLIVE BRANCH STONELICK ROAD (C99-2.89, STONELICK TOWNSHIP) AND EXECUTION OF CONTRACT RELATIVE THERETO...05-1107-003...RATIFIED

Moved by Mr. Proud, 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 award the bid for Project Number BX-01-05 for the Material Purchase of Aluminum Box Culverts relative to culvert replacements on Elklick Road (C44-2.35, Batavia Township), Branch Hill Guinea Road (C21, Miami Township), and Olive Branch Stonelick Road (C99-2.89, Stonelick Township), pursuant to the specifications therefore, to Buckeye Culvert & Supply Company, Inc., 3013 Noddin Way, Portsmouth, Ohio 45662 for their sole bid received therefore on 12/08/05 and subsequently extended on 02/01/06, in the amount of \$179,404.05, and to execute the Contract relative thereto, pursuant to the terms and conditions set forth therein and the award of bid therefore.

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

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

IN RE: COUNTY ENGINEER...AWARD OF BID FOR PROJECT NUMBER UN-52-97 RELATIVE TO THE CLOUGH PIKE AND SHAYLER/MCMANN ROAD INTERSECTION IMPROVEMENTS PROJECT LOCATED IN UNION TOWNSHIP AND EXECUTION OF CONTRACT RELATIVE THERETO...05-1017-001...RATIFIED

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 award the bid for Project Number UN-52-97 relative to the Clough Pike and Shayler/McMann Road Intersection Improvements Project located in Union Township, pursuant to the specifications therefore, to R.B. Jergens Contractors, Inc., P.O. Box 309, Vandalia, Ohio 45377, for their lowest and best bid therefore received on 01/12/06, in the amount of \$1,636,000.00, and to execute the Contract relative thereto, pursuant to the terms and conditions set forth and the award of bid therefore, contingent upon the issuance of a purchase order therefore.

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

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

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON TEALTOWN ROAD IN UNION TOWNSHIP...06-0223-003...APPROVED

Moved by Mr. Proud, 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 authorize a temporary detour to through traffic on Tealtown Road near the intersection of Round Bottom Road in Union Township for the period of **Monday, 03/20/06 through Friday, 03/31/06** for a culvert replacement, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

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

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

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

Moved by Mr. Croswell, seconded by Mr. Proud, 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 2006 and any and all amendments subsequent thereto:

DEPARTMENT OF PUBLIC SAFETY SERVICES

Jim Taylor: Two (2) days – Columbus, Ohio – Ohio Emergency Management Agency Hazard Mitigation Course - Total expenses not to exceed \$0.00.

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

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

IN RE: BUILDING INSPECTION DEPARTMENT...RESOLUTION NUMBER 32-06/RESOLUTION AUTHORIZING ADOPTION OF REVISED FLOOD DAMAGE REDUCTION PLAIN REGULATIONS FOR THE COUNTY OF CLERMONT, OHIO...06-0201-001...ADOPTED

Moved by Mr. Proud, 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 adopt Resolution Number **32-06** authorizing the adoption of Revised Flood Damage Reduction Plain Regulations for the County of Clermont, Ohio, in conjunction with participation by the County of Clermont, Ohio, in the National Flood Insurance Program, effective thirty-one days from adoption hereof, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 03/09/06 relative to the adoption of the Revised Flood Damage Reduction Plain Regulations and availability thereof, pursuant to Sections 307.37 and 307.39 of the Ohio Revised Code.

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

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

LET THE RECORD SHOW: A MOTION BY MR. PROUD, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 1:51 P.M. PURSUANT TO SECTIONS 121.22(G)(1) AND (2) OF THE OHIO REVISED CODE REGARDING EMPLOYMENT AND PROPERTY ACQUISITION CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 3:40 P.M. WITH NO ACTION TAKEN.

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.

IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE PURCHASE OF PROPERTY LOCATED IN CLERMONT COUNTY, OHIO, FROM DUANE AND NORMA FERGUSON AND EXECUTION OF DOCUMENTS RELATIVE THERETO...06-0302-001...APPROVED

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

Recommendation of David L. Spinney, County Administrator, to authorize closing on the purchase of property consisting of sixty-eight and fifty-three one hundredths (68.53) acres of land located in Union Township, Clermont County, Ohio, for Parcel Numbers 41-32-15F-002, 41-32-15E-092, 41-31-05A-171, 41-32-15F-001, 41-32-15F-119, from Duane and Norma Ferguson, 4263 Ferguson Drive, Cincinnati, Ohio 45245 for the purchase price of Five Million Four Hundred Eighty-Two Thousand Four Hundred and no/100 Dollars (\$5,482,400.00), in accordance with the terms and conditions of the Agreement for Sale and Purchase of Real Estate previously executed on 10/19/05, and to authorize the County Administrator to execute any and all documents relative thereto.

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

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

IN RE: OFFICE OF ECONOMIC DEVELOPMENT...RESOLUTION NUMBER 33-06/RESOLUTION AUTHORIZING THE TRANSFER OF 30 ACRES OF REAL PROPERTY KNOWN AND DEDICATED AS PERMANENT PARCEL NUMBER 41-32-15F-118. OF THE CLERMONT COUNTY AUDITOR'S RECORDS TO THE CLERMONT COUNTY CIC, INC. AND EXECUTION OF LIMITED WARRANTY DEED FOR SAME...06-0224-001...ADOPTED

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

Recommendation of Andrew Kuchta, Director, Office of Economic Development, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **33-06** resolving to authorize the transfer of 30 acres of real property known and dedicated as Permanent Parcel Number 41-32-15F-118. of the Records of the Clermont County Auditor located on Ferguson Drive situated in Union Township, Clermont County, Ohio, and titled in the name of the Board of Clermont County Commissioners to the Clermont County CIC, Inc., 756 Old State Route 74, Suite C, Cincinnati, Ohio 45245 for the consideration of \$1.00 and other good and valuable considerations, with the County to be reimbursed as required in Section 1724.10 of the Ohio Revised Code upon liquidation by the Clermont County CIC, Inc. as outlined therein, and to authorize Mary C. Walker, President of the Board of County Commissioners, to execute the Limited Warranty Deed therefore as prepared by the Office of the Prosecuting Attorney; and further, to authorize Andrew Kuchta, Director, Office of Economic Development, in consultation with the Office of the Prosecuting Attorney, to execute all other documents necessary to convey said property and complete recording of the transaction relative thereto, pursuant to and in compliance with Chapter 1724 of the Ohio Revised Code.

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

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

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **03/01/06** carried with all members present voting.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Proud, seconded by Mr. Croswell, 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. Proud, Yea; Mr. Croswell, Yes; Mrs. Walker, Yes.

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

MARY C. WALKER, PRESIDENT

ROBERT L. PROUD, VICE PRESIDENT

R. SCOTT CROSWELL III, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

03/01/06
DATE APPROVED