

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON APRIL 18, 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 47-07/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 **47-07** 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...ENTERPRISE ZONE AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF UNION TOWNSHIP, CLERMONT COUNTY, OHIO, THE BOARD OF COMMISSIONERS OF CLERMONT COUNTY, OHIO, KEY RESIN COMPANY, INC., AND CLOUGH WOODS DEVELOPMENT, LLC FOR THE EXEMPTION OF REAL PROPERTY TAXES WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE ENTERPRISE ZONE IN THE COUNTY OF CLERMONT, OHIO...07-0412-004...RATIFIED

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 Scot Lahrmer, Assistant County Administrator, to execute an Enterprise Zone Agreement by and between the Board of Trustees of Union Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, Key Resin Company, Inc., an Ohio Corporation with its main offices located at 4061 Clough Woods Drive, Batavia, Ohio 45103, and Clough Woods Development, LLC, an Ohio Limited Liability Company with its main offices located at 4061 Clough Woods Drive, Batavia, Ohio 45103, for the granting of a fifty percent (50%) tax exemption for five (5) years on real property improvements made as part of the PROJECT, as identified in the referenced Agreement, said exemptions commencing no later than Tax Year 2010 and not extending beyond Tax Year 2014, pursuant to Section 5709.61 through 5709.69 inclusive of the Ohio Revised Code and in compliance with the terms and conditions set forth therein in consideration of the investment to be made by Key Resin Company, Inc. and Clough Woods Development, LLC for the expansion and retention of economic development, as well as, the preservation and creation of employment opportunities within the designated boundaries of the Rural Jobs and Enterprise Zone in the County of Clermont, Ohio, and to direct the Clerk of the Board to forward the aforementioned Agreement by and between the Board of Trustees of Union Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, Key Resin Company, Inc., and Clough Woods Development, LLC, to the Ohio Department of Development, the Ohio Department of Taxation, and the Clermont County Auditor.

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

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

IN RE: OFFICE OF ECONOMIC DEVELOPMENT...ACCEPTANCE LETTER TO THE OHIO DEPARTMENT OF DEVELOPMENT FOR FUNDING THROUGH THE INDUSTRIAL SITE IMPROVEMENT FUND GRANT AND THE ROADWORK DEVELOPMENT (629) ACCOUNT GRANT FOR THE DEVELOPMENT OF THE BATAVIA INDUSTRIAL PARK IN BATAVIA TOWNSHIP, CLERMONT COUNTY, OHIO...06-1109-002...RATIFIED

Moved by Mrs. Walker, seconded by Mr. Croswell, 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 authorize Robert L. Proud, President of the Board of County Commissioners, to execute and submit an Acceptance Letter to the Ohio Department of Development, 77 South High Street, 29th Floor, Columbus, Ohio 43215 for funding through the Industrial Site Improvement Fund Grant and the Roadwork Development (629) Account Grant in the amounts of \$263,000.00 and \$200,000.00, respectively, for a total amount of \$463,000.00 for the construction of infrastructure necessary for the future development of the Batavia Industrial Park in Batavia Township, Clermont County, Ohio, pursuant to Section 307.64 of the Ohio Revised Code.

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

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

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...GRANT APPLICATION FOR A PROPOSED SECTION 1115 FEDERAL DEMONSTRATION PROJECT THROUGH THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES FOR "PRIORITY AREA 1" TO SUPPORT THE AUTOMATION BETWEEN THE CLERMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES/CHILD SUPPORT ENFORCEMENT DIVISION AND CLERMONT COUNTY JUVENILE COURT FOR SAME...07-0402-002...RATIFIED

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

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Grant Application for a Proposed Section 1115 Federal Demonstration Project (HHS-2007-ACF-OCSE-FD-0006, CFDA Number 93.564) through the Ohio Department of Job and Family Services, 30 East Broad Street, 32nd Floor, Columbus, Ohio 43215-3414 as authorized under Title IV-D and Section 1115 of the Social Security Act for "Priority Area 1" identified as *Increased Efficiencies in Child Support Enforcement through Reengineering Business Practices and Increasing Levels of Automation* for the implementation of a Judicial Child Support Case Management System for collaboration of services between the Clermont County Department of Job and Family Services/Child Support Enforcement Division and Clermont County Juvenile Court, for funding in the amounts as outlined below, with a local match in the amount of 5% to be provided from the Child Support Enforcement Administration Fund, contingent upon the availability of the referenced grant funds, satisfactory progress by the grantee, and a determination that continued funding of the project is in the best interest of the Federal Government, effective for Federal Fiscal Years 2007 through 2009, pursuant to the terms and conditions set forth therein:

Funding Source	Federal Fiscal Year 2007	Federal Fiscal Year 2008	Federal Fiscal Year 2009	Percentage
Section 1115 Demonstration Project Grant	\$97,413.00	\$57,305.00	\$46,757.00	29%
Title IV-D Administration FFP	\$221,699.00	\$130,417.00	\$106,412.00	66%
Local Share	\$16,796.00	\$9,880.00	\$8,062.00	5%
Total Funding	\$335,908.00	\$197,602.00	\$161,231.00	100%

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 JOB AND FAMILY SERVICES...MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE DEPARTMENT OF JOB AND FAMILY SERVICES/CHILD SUPPORT ENFORCEMENT DIVISION, CLERMONT COUNTY JUVENILE COURT AND THE OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY RELATIVE TO THE ESTABLISHMENT OF A FULLY AUTOMATED SYSTEM SUPPORTING THE IV-D PROGRAM ADMINISTRATION FOR SAME...07-0412-002...EXECUTED

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

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Memorandum of Understanding by and between the Clermont County Department of Job and Family Services/Child Support Enforcement Division, Clermont County Juvenile Court and the Board of Clermont County Commissioners, on behalf of the Office of Technology, Communications and Security, which identifies the cooperative efforts between said agencies relative to the establishment of a fully automated system supporting the IV-D program administration and the provision of technical assistance, for an amount not to exceed \$68,200.00, effective upon execution by all parties and contingent upon the receipt of the Federal Fiscal Year 2007 – Section 1115 Federal Demonstration Grant from the Ohio Department of Job and Family Services, with said funding becoming available 09/01/07, 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: DEPARTMENT OF JOB AND FAMILY SERVICES...AGREEMENT WITH THE OHIO DEPARTMENT OF PUBLIC SAFETY, BUREAU OF MOTOR VEHICLES, FOR THE PROVISION OF SERVICES FOR SAME...07-0406-002...EXECUTED

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

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute an Agreement by and between the County of Clermont, Ohio, and the Ohio Department of Public Safety, Bureau of Motor Vehicles, P. O. Box 16520, 1970 West Broad Street, Columbus, Ohio 43216-6520 to allow staff of the Department of Job and Family Services to access BMV records relative to child support cases

and potential public assistance fraud cases, at the rate of \$477.20 per month, effective 04/07/07 through 04/06/08, pursuant to the terms and conditions specified 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...AMENDMENT TO THE SOFTWARE AND SERVICES AGREEMENT AND THE PLATINUM MAINTENANCE SERVICES AGREEMENT WITH CARTEGRAPH SYSTEMS, INC. FOR THE EXCHANGE OF SOFTWARE PROGRAMS AND COMBINATION OF MAINTENANCE SERVICES FOR SAME ...06-0110-003 AND 06-1020-002...EXECUTED

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

Recommendation of Randy Davis, Collections System Supervisor, with the concurrence of Stephen L. Knipp, WSD Assistant Director, Clermont County Sewer District, to execute an Amendment to the Software and Services Agreement and the Platinum Maintenance Services Agreement by and between the County of Clermont, Ohio, and Cartegraph Systems, Inc., 3600 Digital Drive, Dubuque, Iowa 52003, previously ratified by the Board of County Commissioners on 11/01/06 and 02/14/07, which represents the purchase of two MAPdirectors and one additional SEWERview software program(s), in lieu of the purchase of the GEODATAconnect, GISdirector, and Data Services software programs at no additional cost therefore; and further, to combine the annual maintenance costs of all Cartegraph software programs, including MAPdirector, SEWERview, and WORKdirector, for the period 01/31/08 through 01/30/09 for a total amount of \$5,400.00, with all other terms and conditions of the original Agreements to remain in full force and effect.

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 CONTRACT WITH LAKE ERIE ELECTRIC, INC. FOR PROJECT NUMBER 621-0680 RELATIVE TO THE BRANCH HILL/LOVELAND AREA ELEVATED TANK PROJECT SITUATED WITHIN MIAMI TOWNSHIP...04-1019-001...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 Change Order Number 1 to the Contract (Contract Number 621-06802) with Lake Erie Electric, Inc., P.O. Box 450859, Westlake, Ohio 44145, previously ratified by the Board of County Commissioners on 10/27/04, for Project Number 621-0680 relative to the Branch Hill/Loveland Area Elevated Tank Project situated within Miami Township, which represents an increase in the amount of \$1,250.00 for a total adjusted contract price to date of \$31,200.00 and an extension of time of 182 calendar days for a revised contract completion date of 03/09/07, 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...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 WATER MAIN PROJECT LOCATED IN STONELICK TOWNSHIP...07-0406-001...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, 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 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:

Grantor	Parcel Number	Compensation
Darrell G. and Carolyn S. Howell 5784 Weaver Road Batavia, Ohio 45103	30-29-04B-083	Perm \$37.00
William Robert Burdsall 2790 Bergen Road Batavia, Ohio 45103 and Susan Kay Jones 2680 Bergen Road Batavia, Ohio 45103 and Brenda Joyce Horton 2686 Bergen Road Batavia, Ohio 45103 Property Location: 2694 Bergen Road	30-29-05E-023	Perm \$1,671.00* *Payable in three separate checks in the amount of \$557.00 each to William Robert Burdsall, Susan Kay Jones, and Brenda Joyce Horton.
William R. Burdsall 2790 Bergen Road Batavia, Ohio 45103	30-29-05E-060	Perm \$367.00
Steven L. and Susan Kay Jones 2680 Bergen Road Batavia, Ohio 45103	30-29-05E-064	Perm \$968.00
Brenda Joyce Horton 2686 Bergen Road Batavia, Ohio 45103	30-29-05E-065 30-29-05E-066	Perm \$1,715.00

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 MAIN EXTENSIONS AND ACCEPTANCE OF SAME INTO THE COUNTY WATERWORKS SYSTEM...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 main extensions to serve the following Subdivisions and to accept said water main extensions into the County Waterworks System pursuant to the Clermont County Sewer District Rules and Regulations:

Subdivision	Township	Water Bond
The Enclave at O'Bannon Creek Subdivision DC# 05-1118-007	Goshen	\$2,700.00
Athens Community Subdivision Section 2 DC# 05-0802-003 *Secured by Official Check Number 2755198 issued on 07/14/05 by Fifth Third Bank, Kentucky, Inc. on behalf of Grammas Development	Miami	\$4,200.00*
Eagles Point at the Oasis Subdivision Section 2/Phase II DC# 04-1124-003	Miami	\$6,600.00

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

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

IN RE: COUNTY ENGINEER...AMENDMENT NUMBER 2 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH KLEINGERS & ASSOCIATES, INC. FOR PROJECT NUMBER UN-15-04 RELATIVE TO THE GLENESTE-WITHAMSVILLE AND SHAYLER ROAD IMPROVEMENTS PROJECT LOCATED IN UNION TOWNSHIP...05-0520-001...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 Amendment Number 2 to the Contract for Professional Services by and between the County of Clermont, Ohio, and Kleingers & Associates, Inc., 6305 Centre Park Drive, West Chester, Ohio 45069, previously ratified by the Board of County Commissioners on 06/01/05 and subsequently amended on 05/24/06, for Project Number UN-15-04 relative to the Gleneste-Withamsville and Shayler Road Improvements Project located in Union Township, which represents an increase in the amount of \$11,768.00 for an adjusted contract price to date of \$109,738.00, and an extension of time of 487 calendar days for a revised contract completion date of 12/01/07, pursuant to the terms and conditions specified therein, with all other terms and conditions of the Original Contract and Amendment to remain in full force and effect.

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...CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH KAFFENBARGER TRUCK EQUIPMENT COMPANY FOR THE PURCHASE OF TWO (2) DUMP TRUCK BODIES WITH HYDRAULICS AND SNOW REMOVAL EQUIPMENT...06-0317-003...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 Change Order Number 1 to the Contract with Kaffenbarger Truck Equipment Company, 3260 East Kemper Road, Cincinnati, Ohio 45241, previously ratified by the Board of County Commissioners on 06/07/06, for the purchase of two (2) Dump Truck Bodies with Hydraulics and Snow Removal Equipment, which represents an increase in the amount of \$89,000.00 for the purchase of two (2) additional Dump Truck Bodies with Hydraulics and Snow Removal Equipment, for a total adjusted contract price to date of \$178,000.00 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: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON ROUND BOTTOM ROAD IN UNION TOWNSHIP...07-0403-002...APPROVED

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 authorize a temporary detour to through traffic on Round Bottom Road in Union Township for the period of **Monday, 04/23/07, through Wednesday, 04/25/07**, 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. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON NEWTONSVILLE HUTCHINSON ROAD IN STONELICK TOWNSHIP...07-0404-001...APPROVED

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 authorize a temporary detour to through traffic on Newtonsville Hutchinson Road in Stonelick Township for the period of **Monday, 04/23/07, through Friday, 06/15/07**, 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:

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

IN RE: COUNTY ENGINEER...REQUEST FOR TEMPORARY DETOURS TO

THROUGH TRAFFIC ON CLOUGH PIKE AT THE INTERSECTIONS OF SHAYLER ROAD AND MCMANN ROAD IN UNION TOWNSHIP...07-0416-001...APPROVED

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 authorize temporary detours to through traffic on Clough Pike in Union Township as outlined below for the period of **Wednesday, 04/25/07, through Friday, 05/25/07**, for intersection improvements, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detours along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code:

Road	Description	Period
Clough Pike	Road closed between the Intersection of Clough Pike/McMann Road and the Intersection of Clough Pike/Shayler Road	04/25/07 through 05/25/07
Clough Pike	Road closed at the Intersection of Clough Pike/McMann Road and at the Intersection of Clough Pike/Shayler Road	On or before 05/14/07 through 05/25/07

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

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

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBERS 629-2505 AND 629-2506 AND COMBINED PERFORMANCE-MAINTENANCE BONDS AND PERFORMANCE BONDS FOR SIDEWALKS AS SURETY FOR SAME...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 Numbers **629-2505 and 629-2506** for the following subdivision; and further, to execute the Combined Performance-Maintenance Bonds and Performance Bonds for Sidewalks as surety for same, relative to the construction of the below listed streets:

Subdivision	Performance-Maintenance Bond	Sidewalk Bond	Street/Length (miles)
Lexington Run Subdivision Twin Spires Phase 5 Batavia Township Record Plat Number 629-2505 DC# 07-0413-007 *Secured by Irrevocable Standby Letters of Credit Number SLCLSTL02928 and SLCLSTL02931 with Amendments Number 1 issued by US Bank National Association, International Department, SL-MO-L2IL, 8 and Locust Streets, St. Louis, Missouri 63101.	\$10,000.00/\$10,000.00*	\$8,440.00*	Citation Court (0.10) Man O'War Way (0.01)
Lexington Run Subdivision Bugler's Sound	\$13,000.00/\$10,000.00*	\$11,600.00*	Turfway Trail (0.08)

Phase 3 Batavia Township Record Plat Number 629-2506 DC# 07-0413-008 *Secured by Irrevocable Standby Letters of Credit Number SLCLSTL02930 and SLCLSTL02929 with Amendments Number 1 issued by US Bank National Association, International Department, SL-MO- L2IL, 8 and Locust Streets, St. Louis, Missouri 63101.			
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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: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION TO EXECUTE A JOINT STIPULATIONS AND SETTLEMENT AGREEMENT RELATIVE TO STATE OF OHIO ENVIRONMENTAL REVIEW APPEALS COMMISSION CASE NUMBER EBR 133227, BOARD OF COMMISSIONERS OF CLERMONT COUNTY, OHIO, VS. CHRIS KORLESKI, DIRECTOR OF THE OHIO EPA, AND CECOS INTERNATIONAL, INC. AS IT RELATES TO THE CECOS FACILITY ON ABER ROAD IN WILLIAMSBURG, OHIO...07-0416-002...RATIFIED

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 authorize Stephen P. Samuels of the law firm of Schottenstein, Zox & Dunn, LPA, Huntington Avenue, 41 South High Street, Suite 2600, Columbus, Ohio 43215, to execute a Joint Stipulations and Settlement Agreement, on behalf of the Board of County Commissioners, relating to the disposition of State of Ohio Environmental Review Appeals Commission Case Number EBR 133227 captioned Board of Commissioners of Clermont County, Ohio, vs. Chris Korleski, Director of the Ohio EPA, and CECOS International, Inc. as it relates to the CECOS Facility located at 5092 Aber Road, Williamsburg, Ohio 45176 and to direct the Board of County Commissioners' counsel to file a Notice of Voluntary Dismissal relative thereto, 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: BOARD OF COUNTY COMMISSIONERS...CONTRACT FOR PROFESSIONAL CONSULTING SERVICES WITH TERRAN CORPORATION FOR PROFESSIONAL HYDROGEOLOGIC AND ENGINEERING SERVICES RELATIVE TO THE INVESTIGATION AND POTENTIAL LITIGATION OF ISSUES RELATING TO THE CECOS FACILITY ON ABER ROAD IN WILLIAMSBURG, OHIO, IN CONCERT WITH THE CONTRACT FOR EMPLOYMENT OF LEGAL COUNSEL WITH SCHOTTENSTEIN, ZOX & DUNN, LPA...07-0417-005...EXECUTED

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 execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Terran Corporation, 4080 Executive Drive, Beavercreek, Ohio 45430-1061 for the provision of professional consulting services as defined in their proposal dated 04/10/07, attached thereto and incorporated therein, for the provision of professional hydrogeologic and engineering services relative to the investigation and potential litigation of issues relating to the past, present and future operations of and conditions at and emanating from the CECOS Facility located at 5092 Aber Road, Williamsburg, Ohio 45176, at a cost not to exceed \$50,000.00, pursuant to the terms and conditions set forth therein, in concert with the Contract for Employment of Legal Counsel with Schottenstein, Zox & Dunn, LPA, 250 West Street, Columbus, Ohio 43125.

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...AUTHORIZATION FOR THE CONTRIBUTION OF \$30,000.00 TO THE CLERMONT COUNTY CIC, INC. TO COVER A PORTION OF THE COST OF THE CORPORATION AS AUTHORIZED IN SECTION 14 OF THE AGREEMENT BY AND BETWEEN CLERMONT COUNTY AND THE CLERMONT COUNTY CIC, INC...04-1112-004...APPROVED

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 authorize the County Auditor to issue a check in the amount of \$30,000.00 to the Clermont County CIC, Inc., 2379 Clermont Center Drive, Batavia, Ohio 45103, as a County contribution toward the cost of the agency as allowed for in Section 14 of the Agreement between Clermont County and Clermont County CIC, Inc., previously ratified by the Board of County Commissioners on 11/23/04.

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

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

LET THE RECORD SHOW: Rich Murray, Director of the Laborers-Employers Cooperation and Education Trust, addressed the Board of County Commissioners in regards to the competitive bidding process for the proposed Union Township Library Project.

LET THE RECORD SHOW: A MOTION BY MRS. WALKER, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 1:48 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 2:30 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 **04/18/07** 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 – 04/18/07