

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON APRIL 26, 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 4:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 61-06/PAYMENT OF BILLS...ADOPTED

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

Recommendation to adopt Resolution Number **61-06** 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. Proud, Yea; Mr. Croswell, Yes; Mrs. Walker, Yes.

IN RE: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBERS PI-29-04 AND PI-28-04 RELATIVE TO THE LOCUST CORNER AND NORDYKE ROAD LANDSLIDE STABILIZATION PROJECTS LOCATED IN PIERCE TOWNSHIP...06-0414-002...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 PI-29-04 and PI-28-04 relative to the Locust Corner and Nordyke Road Landslide Stabilization Projects located in Pierce 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 05/04/06, with bids to be received until **2:00 P.M. Local Time on Thursday, 05/18/06**, 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 the 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 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, AND EXECUTION OF CONTRACT RELATIVE THERETO...06-0222-001 AND 06-0222-002...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 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, to Langenheim and Thomson Company, 4817 Glenshade Avenue, Cincinnati, Ohio 45227 for their lowest and best bid received therefore on 03/23/06, in the amount of \$219,121.91, 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...CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH JOHN R. JURGENSEN COMPANY FOR PROJECT NUMBER MI-33-95 RELATIVE TO THE BRANCH HILL GUINEA PIKE AND WARDS CORNER ROAD INTERSECTION IMPROVEMENTS PROJECT LOCATED IN MIAMI TOWNSHIP...05-0902-010...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 Change Order Number 1 to the Contract with John R. Jurgensen Company, 11641 Mosteller Road, Cincinnati, Ohio 45241, previously ratified by the Board of County Commissioners on 12/07/05, for Project Number MI-33-95 relative to the Branch Hill Guinea Pike and Wards Corner Road Intersection Improvements Project located in Miami Township, which represents an increase in the amount of \$12,883.27, for a total adjusted contract price to date of \$1,207,179.92 for additions, deletions and/or modifications thereto as defined therein, 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...CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH SUNESIS CONSTRUCTION COMPANY FOR PROJECT NUMBER PI-16-05 RELATIVE TO THE BRADBURY ROAD LANDSLIDE STABILIZATION PROJECT LOCATED IN PIERCE TOWNSHIP...05-1114-002...EXECUTED

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 execute Change Order Number 1 to the Contract with Sunesis Construction Company, 2610 Crescentville Road, West Chester, Ohio 45069, previously ratified by the Board of County Commissioners on 01/19/06, for Project Number PI-16-05 relative to the Bradbury Road Landslide Stabilization Project located in Pierce Township, which represents an increase in the amount of \$3,139.50, for a total adjusted contract price to date of \$174,450.34 for additions, deletions and/or modifications thereto as defined therein.

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...CHANGE ORDER NUMBER 3, FINAL, TO THE CONTRACT WITH BARRETT PAVING MATERIALS FOR PROJECT NUMBER UN-06-04 RELATIVE TO THE GLENESTE-WITHAMSVILLE AICHOLTZ ROAD INTERSECTION IMPROVEMENTS PROJECT LOCATED IN UNION TOWNSHIP...05-0517-003...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 Change Order Number 3, Final, to the Contract with Barrett Paving Materials, 600 Shepherd Avenue, Cincinnati, Ohio 45215, previously ratified by the Board of County Commissioners on 08/17/05 and subsequently amended on 11/21/05 and 12/19/05, for Project Number UN-06-04 relative to the Gleneste-Withamsville Aicholtz Road Intersection Improvements Project located in Union Township, which represents an increase in the amount of \$69,771.55 for a total adjusted contract price to date of \$739,540.21 for additions, deletions and/or modifications thereto as defined therein, 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...SHAYLER WOODS SUBDIVISION/SECTION 2/BLOCK B/UNION TOWNSHIP...RESOLUTION NUMBER 62-06/RESOLUTION AUTHORIZING THE CONVERSION OF A COMBINED PERFORMANCE-MAINTENANCE BOND FOR SAME...03-0912-010...ADOPTED

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 adopt Resolution Number **62-06** to convert the Combined Performance-Maintenance Bond in the amounts listed below, for the construction of a street in the stated length within the following subdivision located in Union Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance-Maintenance	Street/Length (miles)
Shayler Woods Subdivision Section 2/Block B Union Township Resolution Number 62-06	\$12,000.00/\$8,000.00	Woodsly Drive (0.215)

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...HAWTHORNE MEADOWS SUBDIVISION/SECTION 3/MIAMI TOWNSHIP...RELEASE OF A COMBINED PERFORMANCE-MAINTENANCE BOND AND ACCEPTANCE OF STREETS INTO THE MIAMI TOWNSHIP PUBLIC ROAD SYSTEM...02-1125-005...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 authorize the release of a Combined Performance-Maintenance Bond, previously converted to the Maintenance Bond Phase, for the following subdivision/location within Miami Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Miami Township Public Road System:

Subdivision	Maintenance	Streets/Lengths (miles)
Hawthorne Meadows Subdivision Section 3 Miami Township *Secured by Irrevocable Standby Letter of Credit #OSB.002021 issued by The Huntington National Bank, International Operations - EA4C57, 7 Easton Oval, Columbus, Ohio 43219	\$15,000.00	Delfair Lane (0.277) Lela Lane (0.098)

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...HAWTHORNE MEADOWS SUBDIVISION/SECTION 3 AND ASHTON WOODS SUBDIVISION/SECTION TWO/MIAMI TOWNSHIP...RELEASE OF PERFORMANCE BONDS AS SURETY FOR SIDEWALKS FOR SAME...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 release the Three Year Performance Bonds for Sidewalks in the amounts as follows for the following subdivisions within Miami Township:

Subdivision	Performance Bond
Hawthorne Meadows Subdivision Section 3 Miami Township DC# 02-1125-005 *Secured by Irrevocable Standby Letter of Credit Number OSB.002019 issued by The Huntington National Bank, International Operations - EA4C57, 7 Easton Oval, Columbus, Ohio 43219	\$41,540.00
Ashton Woods Subdivision Section Two Miami Township DC# 03-0227-004	\$36,680.00

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...RESOLUTION NUMBER 63-06/RESOLUTION REQUESTING TO RETAIN THE SPEED LIMIT ON BUSINESS 28 LOCATED IN MIAMI TOWNSHIP...06-0419-003...ADOPTED

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 adopt Resolution Number **63-06** resolving to request that the State of Ohio/Director of Transportation retain the speed limit on Business 28 located in Miami Township, as outlined below:

Road	Current Speed Limit	Beginning/Ending	Length/Mileage
Business 28 Miami Township Resolution Number 63-06	35 MPH	West end intersection of By- Pass 28 and ending at the East end intersection of By-Pass 28	1.23 miles or 6,494.40 feet

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 CLOUGH PIKE IN UNION TOWNSHIP...06-0425-006...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 Clough Pike in Union Township for the period of **Monday, 05/01/06, through Friday, 07/28/06**, for a road improvement project, known as Project Number UN-52-97 relative to the Clough Pike and Shayler/Mcman Road Intersection Improvements, 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: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON NEVILLE PENN SCHOOLHOUSE ROAD IN WASHINGTON TOWNSHIP...06-0424-003...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 authorize a temporary detour to through traffic on Neville Penn Schoolhouse Road in Washington Township for the period of **Monday, 05/01/06, through Friday, 05/26/06**, for landslide repairs, 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; Mr. Proud, Yea; Mrs. Walker, Yes.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mrs. Walker, to approve the minutes of Regular Session of **04/26/06** carried with all members present voting.

IN RE: ADJOURNMENT...APPROVED

Moved by Mrs. Walker, 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:

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

**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

DATE APPROVED – 04/26/06