

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JUNE 1, 2004, 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 AT APPROXIMATELY 1:00 PM BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO THE FLAG.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...
"RUN, WALK AND ROLL DAY IN CLERMONT COUNTY...04-0524-03...ADOPTED**

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

Recommendation of the Villages and Townships of Batavia and Williamsburg, Clermont County Park District, U.S. Army Corp of Engineers, OKI, Clermont Chamber of Commerce and the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation in accordance with National Trails Day designating Saturday, June 5, 2004, to be "Run, Walk and Roll Day in Clermont County".

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

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

LET THE RECORD SHOW: REX PARSONS, BATAVIA TOWNSHIP ADMINISTRATOR, PROVIDED AN OVERVIEW OF THE ACTIVITIES SCHEDULED FOR RUN, WALK AND ROLL DAY AT THE PARK.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING
RELATIVE TO THE PROPOSED LOCATION AND ESTABLISHMENT
OF BEECHWOOD ROAD AND ROUND BOTTOM ROAD
IMPROVEMENTS LOCATED WITHIN UNION TOWNSHIP AND THE
CITY OF MILFORD...04-0507-007...**

LET THE RECORD SHOW: THAT COMMISSIONERS MARY C. WALKER ROBERT L. PROUD, R. SCOTT CROSWELL, DAVID L. SPINNEY, COUNTY ADMINISTRATOR, AND JUDITH KOCICA, CLERK OF THE BOARD, ALONG WITH CRAIG STEPHENSON, DEPUTY ENGINEER, OFFICE OF THE CLERMONT COUNTY ENGINEER, VIEWED THE LOCATION TODAY AT 11:30 A.M. RELATIVE TO THE PROPOSED ESTABLISHMENT OF BEECHWOOD ROAD AND ROUND BOTTOM ROAD IMPROVEMENTS LOCATED WITHIN UNION TOWNSHIP AND THE CITY OF MILFORD.

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS HELD THIS DATE AT 1:00 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD COMMENT RELATIVE TO THE PROPOSED LOCATION AND ESTABLISHMENT OF BEECHWOOD ROAD AND ROUND BOTTOM ROAD IMPROVEMENTS LOCATED WITHIN UNION TOWNSHIP AND THE CITY OF MILFORD.

*****THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.*****

CRAIG STEPHENSON, DEPUTY ENGINEER, CLERMONT COUNTY ENGINEER, PROVIDED AN OVERVIEW OF THE PROPOSED PROJECT.

KEN GEIS, UNION TOWNSHIP ADMINISTRATOR, SPOKE IN SUPPORT OF THE PROJECT.

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

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 80-04/RESOLUTION ESTABLISHING A PORTION OF BEECHWOOD ROAD, AT THE EXISTING INTERSECTION OF ROUND BOTTOM ROAD, INTO THE CITY OF MILFORD, CLERMONT COUNTY, OHIO, AND FOR THE IMPROVEMENT OF EXISTING RIGHT-OF-WAYS AT BEECHWOOD ROAD AND ROUND BOTTOM ROAD IN UNION TOWNSHIP, CLERMONT COUNTY, OHIO...04-0507-007...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 **80-04** to establish a portion of Beechwood Road, at the existing intersection of Round Bottom Road, into the City of Milford, Clermont County, Ohio, and establishing improvements of existing Right-of Ways at Beechwood Road and Roundbottom Road in Union Township, Clermont County, Ohio, as described below pursuant to and in compliance with Chapter 5553 of the Ohio Revised Code:

The improvement of a new public right-of-way commencing at Round Bottom Road at the existing intersection of Beechwood Road and extending northwardly approximately 70 lineal feet to the City of Milford Corporation line and continuing an additional 530 lineal feet and intersecting with Chamber Drive, located in the City of Milford, for a total length of approximately 600 lineal feet. Improvements shall include any required clearing, grading, draining, curbing, paving, railroad crossing and storm drainage improvements.

The improvement of existing public right-of-ways at Beechwood Road and Round Bottom Road: Beechwood Road improvements will start approximately 800 lineal feet South of Round Bottom Road and continue to the intersection of Round Bottom Road and Round Bottom Road improvements will start approximately 450 lineal feet west of the intersection of Beechwood Road and continue eastward approximately 600 lineal feet east of the Beechwood Road.

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...AGREEMENT FOR COOPERATIVE EXTENSION OF BEECHWOOD ROAD INTO THE CITY OF MILFORD BY AND AMONG THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, THE BOARD OF TRUSTEES OF UNION TOWNSHIP, AND THE CITY OF MILFORD, PURSUANT TO CHAPTER 5553 OF THE OHIO REVISED CODE AND IN COMPLIANCE WITH RESOLUTION 80-04 RELATIVE TO THE ESTABLISHMENT OF A PORTION OF BEECHWOOD ROAD INTO THE CITY OF MILFORD, CLERMONT COUNTY, OHIO...04-0601-001...EXECUTED

Moved by Mr. Crowell, 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 an Agreement for Cooperative Extension of Beechwood Road into the City of Milford by and among the Board of County Commissioners of Clermont County, Ohio, the Board of Trustees of Union Township, Clermont County, Ohio, 4312 Glen Este-Withamsville Road, Cincinnati, Ohio 45245, and the City of Milford, 745 Center Street, Suite 200, Milford, Ohio 45150, for the provision of cooperative funding and management between said jurisdictions relative to the extension of Beechwood Road into the City of Milford, Clermont County, Ohio, pursuant to the terms and conditions set forth therein and Chapter 5553 of the Ohio Revised Code and in compliance with Resolution **80-04**, adopted by the Board on 06/01/04, relative to the establishment of a portion of Beechwood Road into the City of Milford in Union Township, Clermont County, Ohio.

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

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

IN RE: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER UN-08-04 RELATIVE TO THE BEECHWOOD ROAD EXTENSION PROJECT, ALSO KNOWN AS THE BEECHWOOD ROAD CONNECTION TO CHAMBER DRIVE PROJECT, LOCATED IN UNION TOWNSHIP...04-0528-004...APPROVED

Moved by Mr. Proud, seconded by Mr. Crowell, 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 Number UN-08-04 relative to the Beechwood Road Extension Project, also known as the Beechwood Road Connection to Chamber Drive Project, located in Union Township, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place Legal Notice in a newspaper of general circulation for two weeks commencing on **06/10/04**, with bids to be received until 2:00 PM Local Time on Thursday, **06/24/04**, 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:

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

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 75-04/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 **75-04** 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...EXECUTION OF A GRANT AGREEMENT WITH THE GREATER CINCINNATI CHAMBER OF COMMERCE ON BEHALF OF THE CINCINNATI USA PARTNERSHIP...04-0323-003...EXECUTED

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

Recommendation of Curt Paddock, Director, Office of Economic Development, with the concurrence of David L. Spinney, County Administrator, to execute a Grant Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and the Greater Cincinnati Chamber of Commerce on behalf of the Cincinnati USA Partnership, relative to economic development, business retention and attraction, in the amount of \$50,000.00, effective for the period of 01/01/04 through 12/31/04, pursuant to the terms and conditions set forth therein.

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

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

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...AGREEMENT WITH MARATHON ASHLAND PETROLEUM FOR THE PURCHASE OF FUEL COUPON BOOKS FOR CUSTOMERS OF SAME...04-0521-009...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, 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 Cindy DeWitt, Assistant County Administrator, to execute the Agreement by and between the County of Clermont, Ohio and Marathon Ashland Petroleum, 539 S. Main Street, Room 2900, Findlay, Ohio 45840, for the purchase of fuel coupon books for use by customers of the Department of Job and Family Services, who are in need of assistance with transportation to/from employment and/or training, in the amount of \$5,000.00 for 200 \$25.00 coupon books (5 coupons valued at \$5.00 each), pursuant to the terms and conditions specified 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 JOB AND FAMILY SERVICES... AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, ON BEHALF OF CLERMONT TRANSPORTATION CONNECTION, TO INCREASE THE PER TRIP CHARGES FOR SAME...03-1121-008...EXECUTED

Moved by Mr. Proud, 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 Cindy DeWitt, Assistant County Administrator, to execute the Amendment to the Memorandum of Understanding by and between the Department of Job and Family Services and the Board of County Commissioners of Clermont County, Ohio, on behalf of Clermont Transportation Connection, previously ratified by the Board on 12/04/03, to increase the per trip cost from \$21.63 to \$24.98, effective June 1, 2004, pursuant to the Fair and Equitable Fully Allocated Cost Plan previously approved by the Board of County Commissioners on 05/18/04, with all other terms and conditions of the original Memorandum of Understanding in full force and effect.

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

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

IN RE: OFFICE OF MANAGEMENT & BUDGET...ACCEPTANCE OF THE CONTRACT WITH JOHN R. JURGENSEN COMPANY FOR PROJECT NUMBER BA-14-00 RELATIVE TO THE OLIVE BRANCH-STONELICK/SR 32 INTERCHANGE PROJECT LOCATED IN BATAVIA TOWNSHIP AS COMPLETE AND TO APPROVE THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 10, FINAL, FOR THE RELEASE OF RETAINAGE RELATIVE THERETO...02-0322-002...ACCEPTED

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

Recommendation of Sukie Scheetz, Controller, Office of Management & Budget, with the concurrence of Patrick J. Manger, County Engineer, to accept the Contract by and between the County of Clermont, Ohio, and John R. Jurgensen Company, 11641 Mosteller Road, Cincinnati, Ohio 45241, for Project Number BA-14-00, relative to the Olive Branch-Stonelick/SR 32 Interchange Project located in Batavia Township, as complete as of 10/17/03 and to approve the Estimate for Partial Payment Number 10, Final, which represents the release of retainage in principal amount of \$36,989.84 plus accrued interest earned thereon and relative thereto.

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

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

IN RE: OFFICE OF MANAGEMENT AND BUDGET...ESTABLISHMENT OF COST ALLOCATION RATES FOR THE COMMUNICATIONS CENTER FOR 2003...04-0525-002...APPROVED

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

Recommendation of the Office of Management & Budget, with the concurrence of David L. Spinney, County Administrator, to establish the Communication Center 2003 cost allocation rates necessary to recover the incremental cost over and above that required to support the County Sheriff=s operation, which represents 27% of the actual cost of the operation of the Communication Center, from the users of the systems, billed in June, 2004, and payable by May 1, 2005, at the following rates:

2003 Cost Allocation

User type	2003 Rate
Public Safety Governmental User	\$7.54/Dispatch
Other Dispatched Users	\$5.96/Dispatch
Other 800Mhz Air time Users	\$0.79/minute of air time

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...CHANGE ORDER NUMBER 4 TO THE CONTRACT WITH ENVIRONMENTAL PIPELINERS COMPANY, INC. FOR PROJECT NUMBER 651-0680 RELATIVE TO THE GROUP 3 SEWER COLLECTION SYSTEM REHABILITATION PROJECT FOR STATE ROUTE 132 LOCATED IN STONELICK TOWNSHIP...02-0419-004...EXECUTED

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

Recommendation of Mark Jaehnen, Engineering Coordinator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute Change Order Number 4 to the Contract with Environmental Pipeliners Company, Inc., 6200 Eiteman Road, Dublin, Ohio 43016, for Project Number 651-0680, previously ratified by the Board on 07/18/02, relative to the Group 3 Collection System Rehabilitation Project for State Route 132 located in Stonelick Township, which represents an increase in the amount of \$3,707.00, for a total adjusted contract price to date of \$323,343.50 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; Mr. Proud, Yea; Mrs. Walker, Yes.

IN RE: CLERMONT COUNTY SEWER DISTRICT...COUNTY WATERWORKS SYSTEM...RESOLUTION NUMBER 76-04/RESOLUTION DETERMINING TO MAKE IMPROVEMENTS KNOWN AS PROJECT NUMBER 621-0930 RELATIVE TO THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE DEERFIELD ROAD WATER TRANSMISSION MAIN PROJECT SITUATED IN MIAMI, GOSHEN, AND STONELICK TOWNSHIPS...04-0519-002...ADOPTED

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

Recommendation of Moustafa Moteleb, P.E., with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to adopt Resolution Number **76-04** determining to make improvements relative to the construction, operation, and maintenance of the Deerfield Road Water Transmission Main Project as set forth in Exhibit A, attached thereto and made a part thereof, designated as Project Number 621-0930, situated in Miami, Goshen, and Stonelick Townships, 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 Waterworks Replacement and Improvements Account, Waterworks Capital Improvement Account, 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 water rates and charges levied for the operation of the Clermont County Waterworks System.

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...COUNTY SEWER SYSTEM....REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 621-0930 RELATIVE TO THE DEERFIELD ROAD WATER TRANSMISSION MAIN PROJECT SITUATED WITHIN MIAMI, GOSHEN, AND STONELICK TOWNSHIPS...04-0520-001...APPROVED

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

Recommendation of Moustafa Moteleb, P.E., 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 621-0930 relative to the Deerfield Road Water Transmission Main Project situated within Miami, Goshen, and Stonelick Townships, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place Legal Notice in a newspaper of general circulation for one week commencing on **06/10/04**, scheduling a non-mandatory Pre-Bid Meeting on Thursday, **06/17/04**, with bids to be received until 2:00 P.M. Local Time on Thursday, **07/01/04**, 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:

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH BAYER BECKER LLC, NOW KNOWN AS BAYER BECKER DESIGN LLC, FOR PROJECT NUMBER 621-0969 RELATIVE TO BALDWIN ROAD/BALDWIN WOODS TRAIL WATERLINE PETITION PROJECT LOCATED WITHIN UNION TOWNSHIP...03-1022-001...EXECUTED

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

Recommendation of Donna Bertline, Contract Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute an Amendment to the Professional Services Agreement by and between the County of Clermont, Ohio, and Bayer

Becker LLC, now known as Bayer Becker Design LLC, 700 Nilles Road, Fairfield, Ohio 45014, for Project Number 621-0969 relative to the Baldwin Road/Baldwin Woods Trail Waterline Petition Project located within Union Township, previously ratified by the Board on 10/28/03, which represents an increase in the amount of \$2,900.00 for a total revised contract amount to date of \$16,800.00 and an extension of time in the length of 60 calendar days, with all other terms and conditions of the original Agreement in full force and effect.

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

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

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

Moved by Mr. Crosswell, seconded by Mr. Proud, 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 and/or sanitary sewer main extensions to serve the following locations and to accept said water and/or sanitary sewer main extensions into the County Water/Sewer Systems pursuant to the Clermont County Sewer District Rules and Regulations:

Subdivision	Township/Village	Water	Sewer
Whispering Trees Section II DC #02-1007-006	Batavia		\$6,300.00
Woodland Streams Section 1 Block A DC #03-0212-001	Goshen		\$7,700.00
Park Place Subdivision* Section II DC #02-0326-001 *Secured by Irrevocable Standby Letter of Credit Number SB13363 issued by Fifth Third Bank, International Department, 38 Fountain Square Plaza, Cincinnati, Ohio 45263	Union	\$3,300.00	
Heritage Woods* Section II DC #01-1109-010 *Secured by Irrevocable Standby Letter of Credit Number 571 issued by the North Side Bank and Trust Company, 4125 Hamilton Avenue, PO Box 23128, Cincinnati, Ohio 45223- 0128	Goshen	\$3,500.00	

Rose Lane Farm* DC #02-1025-007 *Secured by a Company Check in the name of John Adams, Rose Lane Farm, Check #000536 in the amount of \$3400.00	Miami	\$3,400.00	
Crosspointe PUD Section 2 Block A DC #03-0227-002	Batavia	\$1,700.00	
Braxton Parke Section 4 DC #03-0131-006 *Secured by Irrevocable Standby Letter of Credit No. 18-000114 respectively, from Peoples Community Bank, 6100 West Chester Road, West Chester, Ohio 45071-1130	Batavia	\$2,100.00	
The Polo Fields Part 12 Block B DC #03-0331-014	Union	\$1,400.00	

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...RESOLUTION NUMBER 77-04/RESOLUTION ACCEPTING THE FIVE (5) YEAR CAPITAL IMPROVEMENT REPORT FOR ROADS AND BRIDGES (2004-2008) AND SUBSEQUENT SUPPLEMENTS SUBMITTED BY THE CLERMONT COUNTY ENGINEER AND ESTABLISHING ALLOCATION OF RESOURCES AND FURTHER ACKNOWLEDGING RECEIPT OF 2004 ROAD AND BRIDGE INVENTORY PURSUANT TO OHIO REVISED CODE 5543.02...04-0218-004...ACCEPTED

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 **77-04** resolving to accept the Five (5) Year Capital Improvement Report for Roads and Bridges for 2004-2008 prepared by the Clermont County Engineer for Clermont County, Ohio, dated 02/18/04, and to utilize the afore stated report as a resource in the determination of the allocation of County resources for public road and bridge improvements and replacements over the ensuing five year period, with the understanding that the afore stated report will be reviewed annually and subject to appropriations, by both the County Engineer and the Board of County Commissioners to determine whether or not the priority for such repairs and improvements should be reallocated based on the effect of weather patterns, natural disasters, updated traffic flow and pattern studies, and other relevant factors giving rise to the redetermination and reallocation of resources for such repairs and improvements, and further to determine that the priorities and improvements set forth therein and the timing therefore are reasonable and an effective allocation of the County's

resources, and that the County Engineer is authorized to proceed to provide the preliminary and final design for the improvements in accordance with the schedule provided for presentation to the Board of County Commissioners for any further disposition by the Board of County Commissioners, pursuant to procedures of the County and in compliance with the Ohio Revised Code, and further to acknowledge receipt of two supplements to said report from the Clermont County Engineer dated April 7, 2004 and May 4, 2004, respectively, which report and supplements taken in combined context are hereby accepted as the 2004 Road and Bridge Inventory as contemplated in Ohio Revised Code 5543.02.

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 MI-22-99 RELATIVE TO THE BUCKWHEAT ROAD IMPROVEMENTS PROJECT, PHASE 1, LOCATED IN MIAMI TOWNSHIP AND EXECUTION OF CONTRACT RELATIVE THERETO...03-0926-002...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 MI-22-99 relative to the Buckwheat Road Improvements Project, Phase 1, located in Miami Township, pursuant to the plans and specifications therefore, to R. B. Jergens Contractors, Inc., 11418 N. Dixie Drive, Vandalia, Ohio 45377, for the lowest and best bid therefore received on 04/22/04, in the amount of \$168,629.50 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. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Yes.

IN RE: COUNTY ENGINEER...AWARD OF BID FOR PROJECT NO. UN-09-02 RELATIVE TO THE BINNING ROAD BRIDGE REPLACEMENT PROJECT LOCATED IN UNION TOWNSHIP AND EXECUTION OF CONTRACT RELATIVE THERETO...04-0402-007...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 UN-09-02 relative to the Binning Road Bridge Replacement Project located in Union Township, pursuant to the plans and specifications therefore, to Fred A. Nemann Co., 6480 Bender Road, Suite A, Cincinnati, Ohio 45233, for the lowest and best bid therefore received on 05/06/04, in the amount of \$342,621.00 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 NO. RS-01-04
RELATIVE TO THE 2004 ROAD RESURFACING PROGRAM LOCATED
IN VARIOUS TOWNSHIPS AND EXECUTION OF CONTRACT
RELATIVE THERETO...04-0319-005...RATIFIED**

Moved by Mr. Crowell, 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 RS-01-04 relative to the 2004 Road Resurfacing Program located in various townships, pursuant to the specifications therefore, to John R. Jurgensen, 11641 Mosteller Road, Cincinnati, Ohio 45241, for the lowest and best bid therefore received on 04/29/04, in the mathematically corrected amount of \$1,044,699.35 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. Crowell, Yes; Mr. Proud, Yea; Mrs. Walker, Yes.

**IN RE: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR THE
MATERIAL PURCHASE OF ALUMINUM BOX CULVERTS FOR
PROJECT NUMBER BX-02-04 RELATIVE TO THE BRUSHY FORK
ROAD BRIDGE REPLACEMENTS PROJECT LOCATED IN
STONELICK TOWNSHIP...04-0519-001...APPROVED**

Moved by Mr. Proud, seconded by Mr. Crowell, 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 the Material Purchase of Aluminum Box Culverts for Project Number BX-02-04 relative to the Brushy Fork Bridge Replacements Project located in Stonelick Township, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place Legal Notice in a newspaper of general circulation for one week commencing on **06/10/04**, with bids to be received until 2:00 P.M. Local Time on Thursday, **06/24/04**, 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. Proud, Yea; Mr. Crowell, Yes; Mrs. Walker, Yes.

**IN RE: COUNTY ENGINEER...AMENDMENT NUMBER 2 TO CONTRACT FOR
PROFESSIONAL SERVICES WITH SWA DESIGN GROUP, INC.
RELATIVE TO AICHOLTZ ROAD AND GLENESTE-WITHAMSVILLE
ROAD AND EASTGATE SQUARE DRIVE INTERSECTION
IMPROVEMENT PROJECT LOCATED WITHIN UNION TOWNSHIP...
02-1203-003...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Crowell, 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 SWA Design Group, Inc. formerly known as Savage & Walker & Associates, Inc., 756 Old State Route 74, Suite C, Cincinnati, Ohio 45245, previously ratified by the Board on 12/11/02 and subsequently amended on 07/29/03, relative to the Aicholtz Road and Gleneste Withamsville Road and Eastgate Square Drive Intersection Improvement Project located within Union Township, which represents an increase in the amount of \$26,530.00, for a total revised contract amount to date of \$159,030.00, and to extend the date for contract completion from 12/31/03 to 07/01/04 upon issuance of a written Notice to Proceed from the County Engineer, with all other terms and conditions of the original Agreement and subsequent Amendment in full force and effort.

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

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

IN RE: COUNTY ENGINEER...AMENDMENT NUMBER 2 TO CONTRACT FOR PROFESSIONAL SERVICES WITH KZF DESIGN, INC. FOR PROJECT RELATIVE TO SR 125 GLENESTE WITHAMSVILLE ROAD INTERSECTION IMPROVEMENT PROJECT LOCATED WITHIN UNION TOWNSHIP...02-1113-002...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 Amendment Number 2 to the Contract for Professional Services by and between the County of Clermont, Ohio and KZF Design, Inc., 655 Eden Park Drive, Cincinnati, Ohio 45202-6000, previously ratified by the Board on 11/26/02 and subsequently amended on 02/04/04, relative to the SR 125 Gleneste-Withamsville Road Intersection Improvement Project located within Union Township, which represents an increase in the amount of \$9,941.00, for a total revised contract amount to date of \$106,495.88, and to extend the date for contract completion from July 2004 to September 2004 upon issuance of receiving a written Notice to Proceed from the County Engineer, with all other terms and conditions of the original Agreement and subsequent Amendment in full force and effect.

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...PARK PLACE/SECTIONS 1 & 2/UNION TOWNSHIP...RESOLUTION NUMBERS 78-04 AND 79-04/CONVERSION OF COMBINED PERFORMANCE-MAINTENANCE BONDS FOR SAME...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 Numbers **78-04** and **79-04** to convert the Combined Performance-Maintenance Bonds in the amounts listed below, for the construction of streets in the stated lengths within the following subdivision in Union Township, from the

performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Perf./Maint.	Street/Length (miles)
Park Place Section 1 Union Township Resolution #78-04 DC#01-1116-001	\$8,000/ \$8,000	Park Place (0.046)
Park Place Section 2 Union Township Resolution #79-04 Dc #02-0325-001	\$17,000/ \$8,000	Park Place Ext. (0.202) Kimmey Court (0.056)

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 LAUREL MOSCOW ROAD LOCATED IN WASHINGTON TOWNSHIP FROM 06/28/04 THROUGH 09/03/04...04-0527-003...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 Laurel Moscow Road located in Washington Township for the period of Monday 06/28/04, through Friday, 09/03/04, for bridge 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: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON SHARPS CUTOFF ROAD LOCATED IN JACKSON TOWNSHIP FROM 06/14/04 THROUGH 07/09/04...04-0527-002...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 Engineer, to authorize a temporary detour to through traffic on Sharps Cutoff Road located in Jackson Township for the period of Monday 06/14/04, through Friday, 07/09/04, for 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; Mr. Proud, Yea; Mrs. Walker, Yes.

IN RE: REQUESTS FROM VARIOUS DEPARTMENTS TO JOIN PROFESSIONAL ORGANIZATIONS...APPROVED

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

Requests from various departments to join professional organizations and to authorize payment of the annual dues in the amounts 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 2004 and any and all amendments subsequent thereto:

Department/Employee	Organization	Annual Dues
County Auditor Charles Tilbury DC #04-0116-010	Ohio Society of Certified Accountants	\$255.00 01/01/04 -12/31/04
County Engineer Robert Alfieri, Jr. DC #04-0525-003	Southwest Ohio Purchasers 4 Government	\$50.00 04/01/04 -03/31/05

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

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

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

Moved by Mr. Croswell, seconded by Mr. Proud, 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:

Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Board of County Commissioners DC #04-0524-001	ABS Products 10855 Medallion Drive Cincinnati, Ohio 45241	Toshiba E Studio-65 Copier S/N: GC213489	\$132.00 per month plus \$0.011 per copy over 11,000 copies	07/01/04 through 06/30/05
Clermont County Juvenile Court DC #04-0519-004	Dolbey and Company 7164 Beechmont Avenue Cincinnati, Ohio	FTR Reporter S/N: 000-GR-130E-11820 S/N: 000-GR-130E-21820 S/N: 000-GR-130E-31820 FTR Foot Pedal	\$2118.00	07/19/04 Through 07/18/05

	45230	FTR Lognotes S/N: PSP0199GL130E FTR CHCard S/N: 93547, 93591, 93595 FTR MX4 Mixer S/N: 0202033,0202036, 0202039 FTR Clock-N FTR Upgrade Kit S/N: 010518-263, 010518- 264, 010518-265 Telephone Support (Mon-Fri/ 8 AM to 5 PM)		
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Upon roll call on the foregoing motion, the vote was as follows:

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

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2004...APPROVED

Moved by Mr. Proud, seconded by Mr. Crowell, 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 2004 (Resolution Number 226-03) and/or interfund transactions as outlined in the following table(s) and authorize Linda Fraley, County Auditor, to properly record same:

TRANSFER OF FUNDS:

\$ 3,000.00	From General Fund 100-1011-5300 to 100-1011-5700 (Human Resources Purchased Services to Materials & Supplies)
\$ 8,000.00	From General Fund 100-2111-5112 to 100-2111-5300 (Jury Commission Regular Salaries to Purchased Services)
\$ 7,721.00	From Common Pleas Mental Health Grant Fund 224-4115-5200 to 224-4115-5300 (Adult Probation Intensive Treatment Fringe Benefits to Purchased Services)
\$ 2,321.00	From Common Pleas Mental Health Grant Fund 224-4115-5112 to 224-4115-5300 (Adult Probation Intensive Treatment Regular Salaries to Purchased Services)
\$ 3,050.00	From Common Pleas Mental Health Grant Fund 224-4115-5112 to 224-4115-5700 (Adult Probation Intensive Treatment Regular Salaries to Materials & Supplies)
\$ 5,000.00	From Administration Building Construction Fund 417-1019-6600 to 417-1019-6100 (Capital Outlay to Maintenance & Repair)
\$ 3,000.00	From Heritage Building Fund 426-1019-6600 to 426-1019-6100 (Capital Outlay to Maintenance & Repair)
\$ 40,000.00	From Sewer Revenue Fund 602-8540-6100 to 602-8540-5300 (Sewer Treatment Maintenance & Repair to Purchased Services)

CASH TRANSFER OF FUNDS:

\$ 836,000.00	From County Capital Improvement Fund 416-1019-7240-0301 to Communications Bond
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	Fund 301-0301-4841
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REIMBURSEMENT OF FUNDS:

\$ 105,000.00	From Public Assistance Fund 204-6240-7220 to Children Services Fund 208-0208-4821
\$ 118,813.67	From Child Support Enforcement Administration Fund 228-6180-7220 to Public Assistance Fund 204-0204-4821

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2004:

\$ 12,500.00	Special Emergency Planning Fund	933-9990-5300	Purchased Services
\$ 5,000.00	Special Emergency Planning Fund	933-9990-5700	Materials & Supplies

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 2004 and any and all amendments subsequent thereto:

COUNTY PROSECUTING ATTORNEY

Holly Cruy and Stephanie Heckler: One (1) day – Loveland, Ohio – “Suicide Prevention for the Next Generation: A Clinical Training” – Total expenses not to exceed \$100.00

MUNICIPAL COURT

Judge James A. Shriver: Three (3) days – Mason, Ohio – Association of Municipal/County Judges of Ohio, Inc. Summer Conference – Total expenses not to exceed \$225.00.

OFFICE OF TECHNOLOGY, COMMUNICATIONS & SECURITY

Joshua Hamaker: Five (5) days – Blue Ash, Ohio – Administer SQL 2000 Database – Total expenses not to exceed \$2211.25.

Kelly Perry: Five (5) days – Blue Ash, Ohio – Administer SQL 2000 Database – Total expenses not to exceed \$2218.75.

DEPARTMENT OF HUMAN RESOURCES

Monika Vanscoy: One (1) day – Cincinnati, Ohio – Ohio Workers’ Comp Update 2004 – Total expenses not to exceed \$389.63.

Martin Ely: One (1) day – Cincinnati, Ohio – Ohio Workers’ Comp Update 2004 – Total expenses not to exceed \$389.63.

Carole Davidson: One (1) day – Blue Ash, Ohio – Word 2000, Level 1 – Total expenses not to exceed \$255.00.

Rebecca S. Davidson: One (1) day – Blue Ash, Ohio – Word 2000, Level 1 – Total expenses not to exceed \$255.00.

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: Mr. Roger Smith, property owner at Clough Pike and Terrace Drive, spoke to the Board regarding an easement required by the Water Department. Mr. Smith said a water line is now crisscrossing his property and this was all done without his permission. The Board asked for his address and phone number so they could get back to him once they have more information.

LET THE RECORD SHOW: THAT A MOTION BY MR. CROSWELL, SECONDED BY MR. PROUD, TO APPROVE THE MINUTES OF REGULAR SESSION OF **06/01/04** CARRIED WITH ALL MEMBERS PRESENT VOTING AFFIRMATIVELY THEREUPON.

IN RE: ADJOURNMENT...

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

06/01/04
DATE APPROVED