

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JUNE 08, 2005, 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 THE FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 98-05/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 **98-05** 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: HUMAN RESOURCES DEPARTMENT...EXECUTION OF A TUITION ASSISTANCE APPLICATION FROM A CLERMONT COUNTY EMPLOYEE...05-0510-005...EXECUTED

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

Recommendation of Robert Sander, Administrator, Human Resources Department, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to execute a Tuition Assistance Application submitted by the following employee for participation in the Clermont County Tuition Assistance Program, pursuant to Section 4.12 of the Clermont County Personnel Policy and Procedures Manual:

Department/Employee	Degree	Class Name
Juvenile Detention Amanda Gerding DC# 05-0510-005	Bachelors	Survey of Criminology Police Effectiveness Psychology of Criminal Behavior Psychology of Interpersonal Relations Health Psychology

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 TECHNOLOGY, COMMUNICATIONS AND SECURITY/RECORDS MANAGEMENT DIVISION...AUTOMATIC SOFTWARE UPGRADE AGREEMENT WITH GMB SUPPORT, INC. FOR THE PROVISION OF UPDATES PROVIDED ANNUALLY RELATIVE TO THE MAINTENANCE OF THE RECQUERY-TC/ISYS SYSTEM FOR SAME...05-0525-002...EXECUTED

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

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and

Security, with the concurrence of David L. Spinney, County Administrator, to execute an Automatic Software Upgrade Agreement by and between the County of Clermont, Ohio, and GMB Support, Inc., 2565 Camino Del Rio South, Suite 101, San Diego, California, 92108 for the provision of updates provided annually relative to the maintenance of the RecQuery-TC/ISYS System utilized by the Clermont County Records Management Division, at a cost not to exceed \$1,205.00, effective upon execution through 05/25/06, pursuant to the terms and conditions specified therein.

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

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

IN RE: OFFICE OF ECONOMIC DEVELOPMENT...RESOLUTION NUMBER 99-05/RESOLUTION AUTHORIZING THE TRANSFER OF 0.827 ACRES OUT OF PERMANENT PARCEL NUMBER 41-31-05D-140 OF THE CLERMONT COUNTY AUDITOR'S RECORDS TO THE CLERMONT COUNTY CIC, INC. AND EXECUTION OF LIMITED WARRANTY DEED FOR SAME...05-0527-004...ADOPTED

Moved by Mr. Crowell, seconded by Mrs. Walker, 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 **99-05** authorizing the transfer of 0.827 acres out of Permanent Parcel Number 41-31-05D-140 of the Records of the Clermont County Auditor, 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 to authorize Robert L. Proud, President, Board of County Commissioners, to execute the Limited Warranty Deed 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.

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

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

IN RE: DEPARTMENT OF PUBLIC SAFETY SERVICES...EMERGENCY MANAGEMENT AGENCY...RATIFICATION OF THE GRANT AGREEMENT WITH THE OHIO EMERGENCY MANAGEMENT AGENCY FOR THE FISCAL YEAR 2005 EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM...05-0401-009...RATIFIED

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

Recommendation of Elizabeth Nevel, Director, Department of Public Safety Services, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to resolve to ratify the execution by Elizabeth Nevel, Director, Department of Public Safety Services, of the Grant Agreement (S05-HEM5-13-0127) with the Ohio Emergency Management Agency, 2855 West Dublin-Granville Road, Columbus, Ohio 43235-2206 for the Fiscal Year 2005 Emergency Management Performance Grant Program from the U.S. Department of Homeland Security, Office for Domestic Preparedness in the amount of \$51,845.00 with a required local match of 50% from the Emergency Management Fund, for the operation of the Clermont County Emergency Management Agency, effective 10/01/04 through 03/31/06, 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: FACILITIES MANAGEMENT DEPARTMENT...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 051601 RELATIVE TO AN OFFICE FACILITY FOR THE CLERK OF COURTS/DOMESTIC RELATIONS DIVISION LOCATED WITHIN BATAVIA TOWNSHIP...05-0531-002...APPROVED

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

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to approve the request to advertise for bids for Project Number 051601 relative to an Office Facility for the Clerk of Courts/Domestic Relations Division located within Batavia 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 06/16/05, scheduling a non-mandatory Pre-Bid Meeting on Thursday, 06/23/05, at 10:00 A.M., with bids to be received until **2:00 P.M. Local Time on Thursday, 06/30/05**, in the Office of the Board of County Commissioners, 101 E. 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; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...ACCEPTANCE OF THE CONTRACT WITH TREND CONSTRUCTION FOR PROJECT NUMBER 651-0670 RELATIVE TO THE MARCIE LANE SEWER ASSESSMENT PROJECT LOCATED WITHIN MIAMI TOWNSHIP AS COMPLETE, AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 6, FINAL, FOR THE RELEASE OF RETAINAGE RELATIVE THERETO...04-0409-007...APPROVED

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

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the Contract by and between the County of Clermont, Ohio, and Trend Construction, P.O. Box 62096, Cincinnati, Ohio 45262, for Project Number 651-0670 relative to the Marcie Lane Sewer Assessment Project located within Miami Township as complete as of 01/22/05, and to approve the Estimate for Partial Payment Number 6, Final, which represents the release of retainage in the principal amount of \$13,523.20, plus accrued interest earned thereon relative thereto.

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...CHANGE ORDER NUMBER 1

**TO THE CONTRACT WITH ESI, INC. FOR PROJECT NUMBER 651-0690
RELATIVE TO THE SEWER SUPERVISORY CONTROL AND DATA
ACQUISITION (SCADA) PROJECT...03-1010-005...EXECUTED**

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

Recommendation of Moustafa Moteleb, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute Change Order Number 1 to the Contract with ESI, Inc., 4696 Devitt Drive, Cincinnati, Ohio 45246, previously ratified by the Board on 02/18/04, for Project Number 651-0690 relative to the Sewer Supervisory Control and Data Acquisition (SCADA) Project to be utilized Countywide, which represents a decrease in the amount of \$9,712.00, for a total adjusted contract price to date of \$1,272,988.00, and an extension of time of 79 calendar days for a revised contract completion date of 10/04/05, for additions, deletions and/or modifications thereto as defined therein.

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

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

**IN RE: CLERMONT COUNTY SEWER DISTRICT...CHANGE ORDER NUMBER 1
TO THE CONTRACT (CONTRACT NUMBER 621-0970-4) WITH LAKE
ERIE ELECTRIC, INC. FOR PROJECT NUMBER 621-0970 RELATIVE TO
THE GUINEA AREA ELEVATED WATER STORAGE TANK PROJECT
SITUATED WITHIN MIAMI TOWNSHIP...03-0915-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, 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 1 to the Contract (Contract Number 621-0970-4) with Lake Erie Electric, Inc., P.O. Box 450859, Westlake, Ohio 44145, previously ratified by the Board on 09/23/03, for Project Number 621-0970 relative to the Guinea Area Elevated Water Storage Tank Project situated within Miami Township, which represents an increase of \$881.24, for a total adjusted contract price to date of \$30,631.24 and an extension of time of 86 calendar days for a revised contract completion date of 05/27/05 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...REAL ESTATE PURCHASE CONTRACT WITH
CLARA E. SALLEE FOR ROADWAY PURPOSES IN CONCERT WITH
THE BEECHWOOD SOUTH PROJECT LOCATED IN UNION
TOWNSHIP...05-0602-004...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 a Real Estate Purchase Contract by and between the Board of County Commissioners, Clermont County, Ohio, and Clara E. Sallee, 4654 Cornstalk Lane, Cincinnati, Ohio 45244 to purchase Parcel Number 41-41-40-004 containing 0.53 acres of real estate located at 4654 Cornstalk Lane located in Union Township, Clermont County, Ohio, in the amount

of \$200,000.00, with \$20,000.00 payable in earnest money upon execution of the Real Estate Purchase Contract and the remaining \$180,000.00 payable at closing which shall be scheduled on or before 12/31/05, pursuant to the terms and conditions set forth therein and in concert with the Beechwood South Project located in Union Township.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...PROPOSED ANNUAL TAX BUDGET PRESENTATION...05-0519-002

LET THE RECORD SHOW: Sukie Scheetz, Office of Management and Budget, presented the Board with an overview of the proposed Annual Tax Budget for the County of Clermont, Ohio, for Fiscal Year 2006. She outlined the tax budget process for this year. There is \$18.3 million in estimated unencumbered General Fund with the total revenue projection for 2006 of \$ 51.5 million. The total available General Fund resources are estimated at \$69.8 million. \$51.0 million is budgeted for operating expenses with non-operating expenses of \$3.0 million for a total expense budget of \$54.0M. Ms. Scheetz provided a breakdown of operating appropriations and identified several issues that might affect the proposed budget. The Annual Tax Budget Public Hearing will be held on June 15, 2005 at 1:00 P.M.

IN RE: COUNTY ENGINEER...REQUEST TO EXTEND THE TIME FOR EXPIRATION OF BIDS FOR PROJECT NUMBER JA-11-03 RELATIVE TO THE BURDSALL ROAD BRIDGE REPLACEMENT PROJECT LOCATED WITHIN JACKSON TOWNSHIP...05-0314-007...APPROVED

Moved by Mr. Crowell, 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 extend the time for expiration of bids for Project Number JA-11-03 relative to the Burdsall Road Bridge Replacement Project located within Jackson Township, from 06/14/05 to 07/14/05.

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

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

IN RE: COUNTY ENGINEER...PERMANENT, TEMPORARY AND/OR UTILITY EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER UN-52-97 RELATIVE TO THE CLOUGH PIKE, SHAYLER ROAD AND MCMANN ROAD IMPROVEMENT PROJECT LOCATED WITHIN UNION TOWNSHIP...05-0526-001...ACCEPTED

Moved by Mrs. Walker, 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 accept the following Permanent, Temporary and/or Utility Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project Number UN-52-97 relative to the Clough Pike, Shayler Road and McMann Road Improvement Project located within Union Township, and to authorize the execution of the Plat(s) of

Easement(s) as designated, in and as it relates thereto, and further 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, Temporary and/or Utility Easements and Rights-of-Ways granted thereby and repairs relative thereto:

Grantor	Parcel Number	Compensation
Russell L. and Donna R. Campbell 1065 Clough Pike Cincinnati, Ohio 45245 Replat Number 629-2317	41-48-06-006B	Temp \$ 10.00 Permanent Utility \$ 250.00
Timothy M. Walker 1067 Clough Pike Cincinnati, Ohio 45245 Replat Number 629-2318	41-48-06-006A	Temp \$ 80.00 Permanent Utility \$ 975.00 Repairs \$2,950.00
Alex A. Lambros 1069 Clough Pike Cincinnati, Ohio 45245 Replat Number 629-2319	41-48-06-005	Temp \$ 150.00 Permanent Utility \$ 425.00 Repairs \$1,100.00 Admin Review \$ 325.00
Thomas Scales 1073 Clough Pike Cincinnati, Ohio 45245 Replat Number 629-2320	41-48-06-003	Perm \$ 903.00 Temp \$ 10.00

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...PERMANENT EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER GO-22-04 RELATIVE TO THE MOLER ROAD BRIDGE REPLACEMENT (T261-0.59) PROJECT LOCATED WITHIN GOSHEN TOWNSHIP...05-0526-004...ACCEPTED

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 accept the following Permanent Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project Number GO-22-04 relative to the Moler Road Bridge (T261-0.59) Replacement Project located within Goshen Township, and further 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
Virginia M. Feiss Trustee of the Feiss Trust Dated January 23, 2001 6435 Manila Road Goshen, Ohio 45122	11-22-10E-029	Perm \$ 1405.00
William E. McCreadie, Trustee of the William E. McCreadie Trust Dated August 28, 2001 (one half), and Nancy L. McCreadie, Trustee of the Nancy L. McCreadie Trust Dated August 28, 2001, (one half) 2440 Moler Road Goshen, Ohio 45122	11-22-11B-039 11-22-11B-151	Perm \$ 875.00
Annette T. Crosley 2481 Moler Road Goshen, Ohio 45122	11-22-11B-153	Perm \$ 375.00

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

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

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBER 629-2321 FOR THE DEDICATION OF PART OF WOLFPEN-PLEASANT HILL ROAD LOCATED WITHIN MIAMI TOWNSHIP...05-0526-002...EXECUTED

Moved by Mrs. Walker, 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 Record Plat Number **629-2321** for the Dedication of Part of Wolfpen Pleasant Hill Road (0.1171 acres) located within Miami Township, and further to authorize the County Auditor to remit payment in the amounts as outlined below and as indicated on the settlement sheet attached thereto as compensation for the dedicated Right-of-Way granted thereby, with no Performance-Maintenance Bond for public improvements required therefore:

Owner	Parcel	Compensation	
ML Barnard Properties, Inc. 4357 Ferguson Drive, Suite 220 Cincinnati, Ohio 45245	18-24-02A-0352	Land	\$8,200.00
		Damages	\$6,800.00

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

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

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBERS 629-2322 AND 629-2323 AND COMBINED PERFORMANCE-MAINTENANCE BONDS, AS WELL AS, PERFORMANCE BONDS FOR SIDEWALKS AS SURETY FOR SAME...EXECUTED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Numbers **629-2322 and 629-2323** for the following subdivisions/locations within Batavia and Miami Townships, and further to execute the Combined Performance-Maintenance Bonds, as well as, Performance Bonds for Sidewalks as surety for same relative to the construction of the below listed streets:

Subdivision/Location	Performance-Maintenance	Sidewalk	Street/Length (miles)
Braxton Parke Section Seven Batavia Township Record Plat Number 629-2322 DC# 05-0603-009	\$23,000.00/\$8,000.00	\$20,720.00	Laurel Oak Drive (0.06) Golden Meadow Court (0.10)
The White Farm Section 3 Block A Miami Township Record Plat Number 629-2323 DC# 05-0603-010	\$19,000.00/\$8,000.00	\$16,800.00	Hayward Circle (0.16)

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

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

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBERS 629-2324 THROUGH 629-2326 FOR THE REPLAT OF LOTS FOR THE FOLLOWING SUBDIVISIONS/LOCATIONS WITHIN BATAVIA, MIAMI AND UNION TOWNSHIPS...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 **629-2324 through 629-2326** for the Replat of Lots in the following subdivisions/locations within Batavia, Miami and Union Townships:

Subdivision/Location	Record Plat Number	Reason for Replat
Replat of Lot 1 Montclair Subdivision Batavia Township DC# 05-0603-003	629-2324	To create new Lots 1A and 1B.
Replat of Lots 97, 98, 108, 109, and 162 Torrey Pines Subdivision Sections 3 and 4 Miami Township DC# 05-0603-004	629-2325	To create new Lots 173, 174, 175, and 176.
Replat of Lots 2 and 3 of the Replat of Union Centre at Eastgate Subdivision Union Township DC# 05-0603-011	629-2326	To turn old Lots 2 and 3 into new Lots 14 and 15.

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 A TEMPORARY DETOUR TO THROUGH TRAFFIC ON FRONT WHEEL DRIVE IN BATAVIA TOWNSHIP...05-0603-012...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 Front Wheel Drive in Batavia Township for the period of **8:00 A.M. to 10:00 A.M. on Saturday, 06/11/05** for the purpose of conducting a fund raising 5K Run/Walk, 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 MOUNT OLIVE-POINT ISABEL ROAD IN TATE TOWNSHIP...05-0603-013...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 Mount Olive-Point Isabel Road in Tate Township for the period of **Monday, 06/13/05, through Friday, 07/29/05**, for a 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:

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

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON DEERFIELD ROAD IN MIAMI TOWNSHIP...05-0603-005...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 Deerfield Road in Miami Township for the period of **Monday, 06/27/05, through Friday, 07/01/05**, 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: BOARD OF COUNTY COMMISSIONERS...JOINT APPLICATION WITH THE PROSECUTING ATTORNEY FOR EMPLOYMENT OF LEGAL COUNSEL FOR MATTERS RELATIVE TO THE DEFENSE OF LITIGATION OF PERSONNEL ISSUES AGAINST COUNTY EMPLOYEES...05-0531-003...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 Joint Application with the Prosecuting Attorney for employment of Legal Counsel with Brian E. Hurley of the law firm of Crabbe, Brown and James, 30 Garfield Place, Suite 740, Cincinnati, Ohio 45202-4359, as Special Counsel to represent County Employees in their capacity and to advise them on legal matters relative to the defense of litigation of personnel issues against them, Clermont County and the Board of Clermont County Commissioners, for total compensation not to exceed \$25,000.00 for Calendar Year 2005, pursuant to Section 305.14 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: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 100-

05/RESOLUTION REJECTING PETITION FOR REFUND OF ASSESSMENTS RELATIVE TO THE WHITMORE WOODS/SHAYLER CROSSING FIRST ADDITION SUBDIVISION PUBLIC WATERCOURSE SITUATED WITHIN UNION TOWNSHIP...95-0730-016...ADOPTED

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

Recommendation of Thomas L. Blust, Chief Assistant Prosecuting Attorney/Civil Litigation, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number 100-05 resolving to reject the Petition for Refund of Assessments submitted by Richard A. Paolo and Christine J. Patterson, Aronoff, Rosen & Hunt, 415 Walnut Street, Suite 2200, Cincinnati, Ohio 45202, Attorneys for Petitioner, The Drees Company, in and as it relates to the Whitmore Woods/Shayler Crossing First Addition Subdivision Public Watercourse established by Resolution Number 226-94 ratified by the Board of County Commissioners on December 16, 1994, pursuant to Section 6131.63 of the Ohio Revised Code, in as much as the remedy sought thereby is beyond the jurisdiction of the Board of County Commissioners and that the remedy with respect to the apportionment of the original assessments among subdivided lots lies with the Office of the Clermont County Auditor and is not within the purview of the jurisdiction of the Board of County Commissioners as legislative authority for the County and further resolving to have forwarded a certified copy of this resolution together with all exhibits thereto to the Auditor of Clermont County for disposition thereof as appropriate.

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

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

IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...SUBSIDY GRANT AGREEMENT FOR THE COMMUNITY-BASED CORRECTIONS PROGRAMS WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION FOR THE COMMUNITY-BASED CORRECTIONS ACT 407 NON-RESIDENTIAL FELONY GRANT RELATIVE TO THE PRISON DIVERSION PROGRAM ENTITLED INTENSIVE SUPERVISION PROBATION FOR FISCAL YEAR 2006...05-0308-008...EXECUTED

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

Recommendation of Bruce Gibson, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute a Subsidy Grant Agreement for the Community-Based Corrections Programs by and between the County of Clermont, Ohio, and the State of Ohio, Department of Rehabilitation and Correction, 1050 Freeway Drive N., Columbus, Ohio 43229 for the Community-Based Corrections Act 407 Non-Residential Felony Grant relative to the Prison Diversion Program entitled Intensive Supervision Probation, operated by Clermont County Court of Common Pleas, Adult Probation Department in the amount of \$188,701.00, with no local match required therefore, and subject to modification pending the final approval and adoption of the State of Ohio Fiscal Year 2006 budget, effective 07/01/05 through 06/30/06, pursuant to the terms and conditions set forth therein.

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

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

IN RE: CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT...SUBSIDY GRANT AGREEMENT FOR THE

COMMUNITY-BASED CORRECTIONS PROGRAMS WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION FOR THE COMMUNITY-BASED CORRECTIONS ACT 408 NON-RESIDENTIAL MISDEMEANANT GRANT RELATIVE TO THE JAIL DIVERSION PROGRAMS ENTITLED INTENSIVE SUPERVISION PROBATION AND COMMUNITY WORK SERVICE FOR FISCAL YEAR 2006...05-0310-002...EXECUTED

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

Recommendation of Joe Ellison, Chief Probation Officer, Clermont County Municipal Court/ Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute a Subsidy Grant Agreement for the Community-Based Corrections Programs by and between the County of Clermont, Ohio, and the State of Ohio, Department of Rehabilitation and Correction, 1050 Freeway Drive N., Columbus, Ohio 43229 for the Community-Based Corrections Act 408 Non-Residential Misdemeanant Grant relative to the Jail Diversion Programs entitled Intensive Supervision Probation and Community Work Service, operated by Clermont County Municipal Court, Adult Probation Department, in the amounts of \$47,494.00 and \$103,021.00, respectively, with no local match required therefore, and subject to modification pending the final approval and adoption of the State of Ohio Fiscal Year 2006 budget, effective 07/01/05 through 06/30/06, pursuant to the terms and conditions set forth therein.

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

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

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...REQUEST TO JOIN A PROFESSIONAL ORGANIZATION...04-1221-002...APPROVED

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

Request to join a professional organization and to authorize payment of the annual dues in the amount outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of routine expenses associated therewith, pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2005 and any and all amendments subsequent thereto:

Elected Official or Department/Employee	Organization	Annual Dues	Term
Department of Job and Family Services Tim McCartney and/or Staff	National Child Support Enforcement Association	\$300.00	07/01/05 through 06/30/06

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

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

IN RE: CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT...MAINTENANCE AGREEMENT FOR THE PROVISION OF MAINTENANCE ON OFFICE EQUIPMENT...05-0523-001...EXECUTED

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

Request to execute a Maintenance Agreement with the following vendor for the provision of maintenance on the following equipment at the rate and the term outlined below, pursuant to the terms and conditions set forth therein:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Clermont County Municipal Court Adult Probation Department	Pro-Copy Technologies 4720 Glendale-Milford Road Cincinnati, Ohio 45242	Konica 7145 Digital Copier S/N: 40LE03156	\$575.00	03/23/05 through 03/23/06 or 50,000 copies, whichever occurs first

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...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2005...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, 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 2005 (Resolution Number 217-04) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2005:

\$ 20,000.00	Sheriff's Office Construction Fund	413-1019-6100	Maintenance & Repair
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CASH TRANSFER OF FUNDS:

\$ 110,000.00	From Water Revenue Fund 601-8550-7310 to Water & Sewer Combined Services Fund 603-0603-4871
\$ 110,000.00	From Sewer Revenue Fund 602-8530-7310 to Water & Sewer Combined Services Fund 603-0603-4871

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

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

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

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

Recommendation of David L. Spinney, County Administrator, to approve 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 2005 and any and all amendments subsequent thereto:

COUNTY SHERIFF

William Scharber: Two (2) days – Xenia, Ohio – Supervisory Course entitled “Performance and Accountability” - Total expenses not to exceed \$240.00.

PROSECUTING ATTORNEY

Elizabeth Mason and Mary Lynne Birck: Two (2) days – Oxford, Ohio – 31st Annual Federal Law Seminar presented by the United States Attorney for the Southern District of Ohio - Total expenses not to exceed \$151.50.

DEPARTMENT OF JOB AND FAMILY SERVICES

Janice Beiderbeck: One (1) day – Lima, Ohio – Administrative Hearing Officer Training, Part One – Total expenses not to exceed \$181.38. *Travel was previously approved by the Board on 05/24/05 and is being amended to change the date and location of training due to the cancellation of the prior training.*

Theresa Ellison and Rosemary Crooks: Six (6) days – Cincinnati, Ohio - National Child Support Enforcement Association Conference – Total expenses not to exceed \$805.64

BUILDING INSPECTION DEPARTMENT

Heath Wilson and Sandra Ashba: One (1) day – Lebanon, Ohio – Warren Soil and Water Conservation District Southwest Ohio Field Day entitled “Sediment and Erosion Control” - Total expenses not to exceed \$60.00.

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

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

IN RE: PERSONNEL ACTION FORMS...APPROVED

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

Recommendation of the Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to approve the following personnel actions:

CLERMONT TRANSPORTATION CONNECTION

Carl Wood: PA #14177 - Vehicle Operator - Separation/Removed - Effective 05/12/2005.

BUILDING INSPECTION DEPARTMENT

Lisa G. Anderson: PA #14173 - Administrative Supervisor 1 - Change/Revision - Effective 01/03/2005.

HUMAN RESOURCES DEPARTMENT

Darlene Swartz: PA #14185 - Administrative Support Specialist - Change/End Temporary Work Level - Effective 06/06/2005.

BOARD OF COUNTY COMMISSIONERS

Christine C. Hutchins: PA #14193 - Administrative Support Technician - Change/End of Probation - Effective 05/18/2005.

Karen Alsip: PA #14192 - Administrative Support Technician - Change/End of Probation - Effective 05/18/2005.

FLEET MAINTENANCE DEPARTMENT

Chris Spence: PA #14195 – Fleet Intern – Appointment/Part-Time Seasonal – Effective 06/13/2005.

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: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Work Session of **05/11/05, 05/18/05 AND 05/24/05** carried with all members present voting.

LET THE RECORD SHOW: THAT A MOTION BY MRS.WALKER, SECONDED BY MR. CROSWELL, TO RECESS REGULAR SESSION AT 2:15 P.M. TO BE RECONVENED AT 2:30 P.M. THIS DATE, CARRIED WITH ALL MEMBERS PRESENT VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 2:50 P.M.")

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING RELATIVE TO THE PROPOSED VACATION OF A PORTION OF LEIBICH ROAD SITUATED IN WASHINGTON TOWNSHIP...03-0908-002...

LET THE RECORD SHOW: THAT COMMISSIONERS ROBERT L. PROUD AND MARY C. WALKER, DAVID L. SPINNEY, COUNTY ADMINISTRATOR, CRAIG RISNER, DEPUTY SURVEYOR, OFFICE OF THE CLERMONT COUNTY ENGINEER, VIRGIL POLLARD, WASHINGTON TOWNSHIP TRUSTEE, JOYCE DORITY AND BRENDA WEBER, RESIDENTS OF LEIBICH ROAD, VIEWED A PORTION OF LEIBICH ROAD LOCATED IN WASHINGTON TOWNSHIP PROPOSED TO BE VACATED ON 06/08/05 AT 11:00 A.M.

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS HELD THIS DATE AT 2:30 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE PROPOSED VACATION OF A PORTION OF LEIBICH ROAD SITUATED IN WASHINGTON TOWNSHIP.

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

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER, PROVIDED AN OVERVIEW OF THE PROPOSED VACATION. HE ADVISED THE TOTAL LAND TO BE VACATED IS 239.48 FEET AND WILL LEAVE NO LAND LOCKED PARCELS.

THOMAS AND KATHRYN MOORE, RESIDENTS OF 1659 LEIBICH ROAD, ADDRESSED THE BOARD IN SUPPORT OF THE PROPOSED VACATION.

THE COMMISSIONERS EXPRESSED CONCERNS IN BLOCKING THE FIRE HYDRANT ON MR. MOORE'S PROPERTY. IT WAS PROPOSED TO RELOCATE THE EXISTING FIRE HYDRANT AT AN ESTIMATED COST OF \$2,500.00. MR. MOORE ADVISED HIS PREFERENCE WOULD BE TO RELOCATE THE FIRE HYDRANT, BUT HE CURRENTLY DOES NOT HAVE THE FUNDS AT THIS TIME.

CONSENSUS OF THE BOARD OF COUNTY COMMISSIONERS THAT THE **PUBLIC**

HEARING BE CONTINUED ON JUNE 22, 2005, AT 3:00 P.M. AT THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, CLERMONT COUNTY, OHIO, 101 EAST MAIN STREET, 3RD FLOOR, BATAVIA, OHIO 45103 FOR THE DISPOSITION OF THE REQUEST.

LET THE RECORD SHOW: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Regular Session of **06/08/05** carried with all members present voting.

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

06/08/05

DATE APPROVED