

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON AUGUST 22, 2006, WITH THE FOLLOWING MEMBERS PRESENT: MARY C. WALKER, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 152-06/PAYMENT OF BILLS...ADOPTED**

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

Recommendation to adopt Resolution Number **152-06** 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. Crowell, Yes; Mrs. Walker, Yes.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH MARYHAVEN, INC. FOR THE PROVISION OF RESIDENTIAL TREATMENT SERVICES FOR SAME...06-0810-003...EXECUTED**

Moved by Mr. Crowell, 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 David L. Spinney, County Administrator, to approve a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Maryhaven, Inc., 1791 Alum Creek Drive, Columbus, Ohio 43207 for the provision of residential treatment services for children in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates as defined therein, effective 09/01/06 through 08/31/07, pursuant to the terms and conditions specified therein.

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

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

**IN RE: CLERMONT COUNTY SEWER DISTRICT/COUNTY WATERWORKS SYSTEM...AWARD OF BID FOR MAINTENANCE AND REPAIR OF WATER LINES AND APPURTENANCES AND EXECUTION OF CONTRACT RELATIVE THERETO...06-0407-002...RATIFIED**

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

Recommendation of Mark K. Day, Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to award the bid relative to the Maintenance and Repair of Water Lines and Appurtenances, pursuant to the specifications therefore, to J. Daniel & Company, Inc., 1975 Phoenix Drive, Loveland, Ohio 45140 for their lowest and best bid received therefore on 06/29/06, at the item prices as outlined therein, for a total amount not to exceed \$620,317.00, and to execute the Contract relative thereto, effective 08/22/06 through 08/21/07 with an option to renew for an additional one (1) year period, pursuant to the terms and

conditions set forth therein and the award of bid therefore, contingent upon a budget transfer for the Water Revenue Fund and the issuance of a purchase order therefore.

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...AWARD OF BID FOR THE PURCHASE AND DELIVERY OF POLYMER AND EXECUTION OF CONTRACT RELATIVE THERETO...06-0501-002...RATIFIED**

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

Recommendation of Bill R. Slaven, WSD Project Manager, with the concurrence of Stephen L. Knipp, WSD Assistant Director, and Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to award the bid for the purchase and delivery of Polymer for the Clermont County Sewer District, pursuant to the specifications therefore, to Tidewater Products, Inc., P.O. Box 23181, Toledo, Ohio 45623 for their lowest and best bid received therefore on 06/08/06 and subsequently extended through 09/06/06, at the per unit prices as outlined therein for Bid Items 1, 2, and 3, at \$1.82/lb, \$1.17/lb, and \$1.27/lb, respectively, for a total estimated amount of \$101,380.00 and to execute the Contract relative thereto, effective 08/22/06 through 08/21/07 with an option to renew for two (2) additional one (1) year periods, 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: CLERMONT COUNTY SEWER DISTRICT...MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND SANITARY SEWER MAIN EXTENSIONS LOCATED IN BATAVIA OR UNION TOWNSHIPS...EXECUTED**

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

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sanitary Sewer Main Extensions to serve the following subdivisions within Batavia or Union Townships:

<b>Subdivision</b>	<b>Township</b>	<b>Water</b>	<b>Sewer</b>
Pine Run Subdivision DC# 06-0807-003  *Secured by Official Check Numbers 4694575 and 4694576, dated 07/06/06, issued by PNC Bank, National Association, Cincinnati, Ohio, on behalf of Kapital Properties, LLC	Batavia	\$2,000.00*	\$2,000.00*
Lexington Run Subdivision Saddletop Ridge Phase 3 DC# 06-0807-004  *Secured by Official Check Numbers 519015014 and 519015015, dated 06/23/06, issued by Travelers Express Company, Inc., P.O. Box 9476, Minneapolis, Minnesota 55480 on behalf of Traditions Investments – Batavia, Ltd.	Batavia	\$2,000.00*	\$2,600.00*

Shayler Crossing Two Subdivision Section 5 DC# 06-0807-005	Union	\$2,700.00	\$6,750.00
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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 TECHNOLOGY, COMMUNICATIONS AND SECURITY/THE TELECOMMUNICATIONS DIVISION...MAINTENANCE PLAN AND ORDER CONFIRMATION FOR SOFTWARE SUPPORT AND UPDATES RELATIVE TO THE TELEMATE SOFTWARE PROJECT AND HARDWARE MAINTENANCE ON THE OMNITRONIX CALL STORAGE DEVICES FOR SAME...06-0816-001...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Proud, 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 approve and execute a Maintenance Plan and Order Confirmation by and between the Board of County Commissioners and Verso Technologies, Inc., 400 Galleria Parkway, Suite 300, Atlanta, Georgia 30339 for software support and updates relative to the Telemate Software Product and hardware maintenance on the three (3) Omnitronix Call Storage Devices, for a total amount not to exceed \$3,647.00, effective 09/01/06 through 08/31/07, pursuant to the terms and conditions set forth therein.

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

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

**IN RE: FACILITIES MANAGEMENT DEPARTMENT...ACCEPTANCE OF THE PLUMBING AND FIRE PROTECTION CONTRACT WITH DRIEKAST PIPING CORPORATION RELATIVE TO THE CLERMONT COUNTY MUNICIPAL COURT PROJECT AS COMPLETE; EXECUTION OF THE CERTIFICATE OF SUBSTANTIAL COMPLETION; AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 13, FINAL, FOR THE PROGRESS PAYMENT AND RELEASE OF RETAINAGE RELATIVE THERETO...03-0314-009...RATIFIED**

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

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of Wade Grabowski, Director, Facilities Management Department, to accept the Plumbing and Fire Protection Contract with DrieKast Piping Corporation, 11290 Sebring Drive, Cincinnati, Ohio 45240 relative to the Clermont County Municipal Court Project as Complete as of 08/12/04; to execute the Certificate of Substantial Completion therefore; to approve the Estimate for Partial Payment Number 13, Final, which represents a progress payment in the amount of \$8,607.00 and the release of retainage in the principal amount of \$24,440.00, plus accrued interest earned thereon relative thereto; and further, to authorize the Clermont County Auditor to issue the referenced progress payment subsequent thereto.

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

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

**LET THE RECORD SHOW:** Judith Kocica, Clerk of the Board, addressed the Board of County Commissioners in regards to the proposed petition for annexation of 25.252 acres owned by Wayne O. Garrett, Trustee, from Batavia Township to the Village of Amelia, Clermont County, Ohio. A complete review by David Frey, Assistant County Prosecutor, identified that all statutory requirements of Section 709.023 of the Ohio Revised Code relative to an Expedited Type 2 petition have been met. The Board of Trustees of Batavia Township did not adopt or file within twenty-five days after the date the petition was filed an ordinance or resolution consenting or objecting to the proposed annexation. Since the Board of Trustees of Batavia Township did not timely file an objection or consent the Board of County Commissioners must approve the petition based on a limited inquiry of which all conditions have been met.

Rex Parsons, Administrator, Batavia Township Board of Trustees, addressed the Board of County Commissioners in opposition to the proposed annexation and stated the annexation is not contiguous and would create an island in Batavia Township.

Laura A. Abrams, the designated Agent for the Petitioner, Wayne O. Garrett, Trustee, addressed the Board and stated all statutory requirements have been met.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 154-06/RESOLUTION GRANTING ANNEXATION OF 25.252 ACRES OF LAND OWNED BY WAYNE O. GARRETT, TRUSTEE TO THE VILLAGE OF AMELIA IN CLERMONT COUNTY, OHIO...06-0615-002...ADOPTED**

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

Pursuant to Section 709.023 (D) of the Ohio Revised Code, the Board of County Commissioners adopts Resolution Number **154-06** resolving to grant the Petition for Annexation of 25.252 Acres of Land situated within Batavia Township to the Village of Amelia, Clermont County, Ohio, filed in the Office of the Board of County Commissioners on Thursday, June 15, 2006, at 11:00 A.M., by Laura A. Abrams, Attorney at Law, 105 West Fourth Street, Suite 920, Cincinnati, Ohio 45202, the designated Agent for the Petitioner, Wayne O. Garrett, Trustee, whose mailing address is 50 Rose Lane, Amelia, Ohio 45102 and the sole owner of the real estate located on Rose Lane identified as PIN 032022C099 (9.051 Acres), PIN 032022C100 (1.246 Acres), and PIN 032022C156 (14.955 Acres) sought to be annexed.

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

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

**LET THE RECORD SHOW:** Judith Kocica, Clerk of the Board, addressed the Board of County Commissioners in regards to the proposed petition for annexation of 11.5172 acres from Williamsburg Township to the Village of Williamsburg, Clermont County, Ohio. A complete review by David Frey, Assistant County Prosecutor, identified that all statutory requirements of Section 709.023 of the Ohio Revised Code relative to an Expedited Type 2 petition have not been met, in as much as all property owners did not sign the petition for annexation and recommended the Board of County Commissioners deny the proposed annexation.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 155-06/RESOLUTION DENYING ANNEXATION OF 11.5172 ACRES OF LAND OWNED BY DAVID W. FISCUS, ET AL. TO THE VILLAGE OF AMELIA IN CLERMONT COUNTY, OHIO...06-0718-001...ADOPTED**

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

Pursuant to Section 709.023 of the Ohio Revised Code, the Board of County Commissioners adopts Resolution Number **155-06** resolving to deny the Petition for Annexation of 11.5172 Acres of Land situated within Williamsburg Township to the Village of Williamsburg, Clermont County, Ohio, filed in the Office of the Board of County Commissioners on Tuesday, July 18, 2006, at 1:44 P.M., by Lynn Tetley, 107 West Main Street, Williamsburg, Ohio 45176, the designated Agent for the Petitioners, David W. Fiscus and Natalie J. Fiscus for real property identified as PIN 523509H136A (1.6474 Acres), PIN 523509H135A (1.6601 Acres), and PIN 523509B009 (1.5764 Acres), as well as, Outlot 135 identified as PIN 523509H135B and Outlot 136 identified as PIN 523509H136B in the name of the State of Ohio, and a portion of right of way identified as North Eighth Street in Williamsburg Township, having found that the condition set forth in Section 709.023(E)(2) has not been met in as much as all of the owners of the territory proposed for annexation have not signed the petition for annexation therefore

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 COMMUNITY PLANNING AND DEVELOPMENT...  
REQUEST FOR QUALIFICATIONS AND PROPOSALS FOR CONSULTING  
SERVICES TO ADMINISTER AND IMPLEMENT THE FISCAL YEAR 2006  
CLERMONT COUNTY COMMUNITY HOUSING IMPROVEMENT  
PROGRAM (CHIP)...06-0809-002...APPROVED**

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

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of David L. Spinney, County Administrator, to approve the request to advertise for Qualifications and Proposals for Consulting Services for the administration and implementation of the Fiscal Year 2006 Clermont County Community Housing Improvement Program (CHIP) and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 08/31/06, with said qualifications and proposals to be received no later than **4:00 P.M. Local Time on Thursday, 09/14/06** in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio, 45103. 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. Croswell, Yes; Mrs. Walker, Yes.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...  
LETTER OF SUPPORT FOR COUNCIL ON AGING OF SOUTHWESTERN  
OHIO (COA) FOR AN APPLICATION FOR FUNDING FROM THE OHIO  
DEPARTMENT OF DEVELOPMENT THROUGH THE HOUSING  
ASSISTANCE GRANT PROGRAM...06-0817-002...RATIFIED**

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

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of David L. Spinney, County Administrator, to approve and execute a Letter of Support for Council on Aging of Southwestern Ohio (CAO), Holiday Office Park, Suite 1100, 644 Linn Street, Cincinnati, Ohio 45203 for an application for funding from the Ohio Department of Development through the Housing Assistance Grant Program to provide financial support for emergency repair and home modifications to elderly homeowners in Clermont County.

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

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

**IN RE: COUNTY SHERIFF...CONTRACT WITH THE U.S. GRANT VOCATIONAL SCHOOL DISTRICT FOR THE PROVISION OF LAW ENFORCEMENT SERVICES FOR SAME...06-0810-001...EXECUTED**

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

Recommendation of Albert J. Rodenberg, Jr., County Sheriff, with the concurrence of David L. Spinney, County Administrator, to execute a Contract by and between the Board of Clermont County Commissioners, the County Sheriff, and the U.S. Grant Vocational School District, 718 West Plane Street, Bethel, Ohio 45106-9564 for the provision of law enforcement services to include one (1) contract deputy, one (1) patrol vehicle and related equipment, facilities and supplies for law enforcement services for U.S. Grant Vocational School, for a total estimated contract price of \$264,914.52 for a period of three (3) years commencing 08/07/06, pursuant to the terms and conditions set forth therein and in compliance with Section 311.29 of the Ohio Revised Code.

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

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

**IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS...MAINTENANCE SERVICE AGREEMENT WITH COURTSMART DIGITAL SYSTEMS, INC. FOR SOFTWARE AND EQUIPMENT MAINTENANCE AND SUPPORT SERVICES FOR THE COURT'S DIGITAL RECORDING SYSTEM...06-0807-009...EXECUTED**

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

Recommendation of Patricia Schwartz, Court Administrator, Clermont County Court of Common Pleas, with the concurrence of David L. Spinney, County Administrator, to execute a Maintenance Service Agreement by and between the County of Clermont, Ohio, and CourtSmart Digital Systems, Inc., 51 Middlesex Street, North Chelmsford, Massachusetts 01863 for software and equipment maintenance and support services for the Court's digital recording system, at a total cost not to exceed \$4,548.00, effective 08/01/06 through 07/31/07, 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: CLERMONT COUNTY JUVENILE AND PROBATE COURTS... APPLICATION SOFTWARE SUPPORT AGREEMENT WITH MAXIMUS FOR THE PROVISION OF SOFTWARE SUPPORT SERVICES RELATIVE TO THE CLERMONT COUNTY JUVENILE AND PROBATE COURTS COURTVIEW COMPUTER OPERATING SYSTEM...06-0815-002...EXECUTED**

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

Recommendation of Gerald Bryant, Assistant Director, Clermont County Juvenile Court, with the concurrence of David L. Spinney, County Administrator, to execute an Application Software Support Agreement by and between the County of Clermont, Ohio, and Maximus, 5399 Lauby Road, Suite 200, North Canton, Ohio 44720 for the provision of software support services relative to the Clermont County Juvenile and Probate Courts CourtView Computer Operating System, for a total amount not to exceed \$21,120.00, effective 09/01/06 through 08/31/07, 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: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER JA-09-06 RELATIVE TO THE BURDSALL ROADWAY IMPROVEMENTS PROJECT LOCATED IN JACKSON TOWNSHIP...06-0814-003...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 approve the request to advertise for bids for Project Number JA-09-06 relative to the Burdsall Roadway Improvements Project located in Jackson 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 08/31/06, with bids to be received until **2:00 P.M. Local Time on Thursday, 09/14/06**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

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

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

**IN RE: COUNTY ENGINEER...AWARD OF BID FOR PROJECT NUMBER FR-26-04 RELATIVE TO THE FELICITY CEDRON RURAL ROAD BRIDGE REPLACEMENT PROJECT LOCATED IN FRANKLIN TOWNSHIP AND EXECUTION OF CONTRACT RELATIVE THERETO...06-0615-006...RATIFIED**

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to award the bid for Project Number FR-26-04 relative to the Felicity Cedron Rural Road Bridge Replacement Project located in Franklin Township, pursuant to the plans and specifications therefore, to Langenheim & Thomson Company, P.O. Box 27008, 4817 Glenshade Avenue, Cincinnati, Ohio 45227 for their lowest and best bid received therefore on 07/20/06, at the mathematically corrected item prices as outlined therein, for a total amount not to exceed \$158,378.38, 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 LANGENHEIM AND THOMSON COMPANY FOR PROJECT NUMBERS WA-27-04 AND OH-04-04 RELATIVE TO THE NEVILLE PENN-SCHOOLHOUSE AND TWELVE MILE ROAD LANDSLIDE STABILIZATION PROJECTS LOCATED IN WASHINGTON AND OHIO TOWNSHIPS, RESPECTIVELY...06-0222-001 AND 06-0222-002...EXECUTED**

Moved by Mr. Crosswell, 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 Langenheim and Thomson Company, P.O. Box 27008, 4817 Glenshade Avenue, Cincinnati, Ohio 45227, previously ratified by the Board of County Commissioners on 04/26/06, 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, which represents a decrease in the amount of \$4,350.17, for a total adjusted contract price to date of \$214,771.74 for additions, deletions and/or modifications thereto as defined therein.

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

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

**IN RE: COUNTY ENGINEER...PERMANENT, TEMPORARY, AND/OR UTILITY EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR VARIOUS ROADWAY IMPROVEMENT PROJECTS LOCATED IN UNION TOWNSHIP... RATIFIED**

Moved by Mr. Proud, seconded by Mr. Crosswell, 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 and/or utility purposes necessary for various Roadway Improvement Projects located within Union Township; to authorize the execution of any 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 Right-of-Ways granted thereby and Repairs relative thereto:

<b>Project</b>	<b>Grantor</b>	<b>Parcel Number</b>	<b>Compensation</b>	
Ferguson Drive (Ivy Pointe Boulevard) and Eastgate Boulevard Roadway Improvements Project Project Number UN-11-06 Union Township DC# 06-0811-004	Eastgate Building Center, LLC 3308 Jefferson Avenue Cincinnati, Ohio 45220	41-31-05A-177	Perm	\$2,900.00
			Utility	\$ 400.00
			Repairs	\$2,000.00
Ferguson Drive (Ivy Pointe Boulevard) and Eastgate Boulevard Roadway Improvements Project Project Number UN-11-06 Union Township DC# 06-0811-004	Louis W. Goedde, Jr. Barbara A. Goedde 4393 Aicholtz Road Cincinnati, Ohio 45245	41-32-15E-117	Perm	\$2,100.00
			Repairs	\$ 900.00
Ferguson Drive (Ivy Pointe Boulevard) and Eastgate Boulevard Roadway Improvements Project	Edwin A. McCarty 4391 Aicholtz Road Cincinnati, Ohio 45245	41-32-15E-118	Perm	\$2,550.00
			Utility	\$ 255.00
			Repairs	\$1,095.00

Project Number UN-11-06 Union Township DC# 06-0811-004				
Ferguson Drive (Ivy Pointe Boulevard) and Eastgate Boulevard Roadway Improvements Project Project Number UN-11-06 Union Township DC# 06-0811-004	Mark & Sharon Kilpatrick 4400 Aicholtz Road Cincinnati, Ohio 45245 <b>Replat Number 629-2444</b>	41-42-19-002	Perm Repairs	\$3,000.00 \$8,000.00
Clough Pike/Ferguson Drive Intersection Improvement Project Union Township DC# 06-0821-001	Michael W. & Joy R. Corcoran 4233 Silver Streak Drive Cincinnati, Ohio 45245 <b>Replat Number 629-2445</b>	41-32-15B-116	Perm Temp Repairs	\$ 825.00 \$ 45.00 \$1,130.00
Clough Pike/Ferguson Drive Intersection Improvement Project Union Township DC# 06-0821-001	Dale D. & Betty Bonz 702 Clough Pike Cincinnati, Ohio 45245	41-32-15F-097	Perm Temp Repairs	\$1,425.00 \$ 105.00 \$ 470.00
Clough Pike/Ferguson Drive Intersection Improvement Project Union Township DC# 06-0821-001	Elmer L. & Virginia L. Starrett 706 Clough Pike Cincinnati, Ohio 45245	41-32-15F-094	Perm Repairs	\$1,425.00 \$2,100.00
Clough Pike/Ferguson Drive Intersection Improvement Project Union Township DC# 06-0821-001	Deborah A. Montgomery 710 Clough Pike Cincinnati, Ohio 45245	41-32-15F-095	Perm Repairs	\$1,275.00 \$4,680.00
Clough Pike/Ferguson Drive Intersection Improvement Project Union Township DC# 06-0821-001	Jerry L. & Vernetta C. Lewis 697 Clough Pike Cincinnati, Ohio 45245	41-32-15B-058	Perm Temp	\$300.00 \$105.00
Clough Pike/Ferguson Drive Intersection Improvement Project Union Township DC# 06-0821-001	Robert J. & Lorraine L. Shannon 713 Clough Pike Cincinnati, Ohio 45245	41-32-15B-067	Perm Repairs	\$2,625.00 \$ 775.00
Clough Pike/Ferguson Drive Intersection Improvement Project Union Township DC# 06-0821-001	Ronald J. Brown 713 Clough Pike Cincinnati, Ohio 45245	41-32-15B-070	Perm Repairs	\$2,100.00 \$ 900.00

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...RECORD PLAT NUMBERS 629-2446 AND 629-2447 AND COMBINED PERFORMANCE-MAINTENANCE BONDS, AS WELL AS, PERFORMANCE BONDS FOR SIDEWALKS AS SURETY FOR SAME...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 Record Plat Numbers **629-2446 and 629-2447** for the following subdivisions within Union Township or 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	Performance-Maintenance	Sidewalk	Street/Length (miles)
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Shayler Crossing Two Subdivision Section 5 Union Township <b>Record Plat Number 629-2446</b> DC# 06-0814-004	\$34,000.00/\$11,000.00	\$31,220.00	Woodsly Drive (0.21) Shayler Crossing (0.08)
The White Farm Subdivision Section 3/Block C Miami Township <b>Record Plat Number 629-2447</b> DC# 06-0818-003	\$30,000.00/\$10,000.00	\$25,000.00	Timber Trail Place (0.04) Trappers Crossing (0.04) Mallard Pointe Court (0.19)

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...IVY TRAILS SUBDIVISION/SECTION TWO/ (AKA SECTION 2A)/UNION TOWNSHIP...RESOLUTION NUMBER 153-06/RESOLUTION AUTHORIZING THE CONVERSION OF A COMBINED PERFORMANCE-MAINTENANCE BOND FOR SAME...05-0511-002...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 **153-06** to convert the Combined Performance-Maintenance Bond in the amounts listed below, for the construction of streets in the stated lengths 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)
Ivy Trails Subdivision Section Two Aka Section 2A Union Township  *Secured by Irrevocable Standby Letter of Credit Number SCL011007 issued by National City Bank, Global Trade Services #7537, Standby Letter of Credit Department, P.O. Box 5101, Cleveland, Ohio 44101-0101	\$173,000.00/\$11,000.00*	Ravenwood Court (0.21) Maple Ridge Court (0.08) Trailview (0.10)

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...HARVEST RIDGE SUBDIVISION/SECTIONS 1 AND 2/MIAMI TOWNSHIP...RELEASE OF PERFORMANCE BOND AS SURETY FOR SIDEWALKS...96-1122-007 AND 97-1216-022...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 release the One Year Performance Bond for Sidewalks in the amount as follows for the following subdivision within Miami Township:

Subdivision	Performance Bond
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Harvest Ridge Subdivision Sections 1 and 2 Miami Township	\$7,410.00
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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...THE HUNT CLUB SUBDIVISION/SECTION SEVEN/BLOCK B/MIAMI TOWNSHIP...RELEASE OF PERFORMANCE BOND AS SURETY FOR SIDEWALKS...03-1017-002...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 Bond for Sidewalks in the amount as follows for the following subdivision within Miami Township:

Subdivision	Performance Bond
The Hunt Club Subdivision Section Seven/Block B Miami Township	\$12,640.00

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...GATCH SUBDIVISION/MIAMI TOWNSHIP...RECORD PLAT NUMBER 629-2448 FOR THE REPLAT OF LOTS 12A, 12B, AND 12C WITHIN SAME...06-0818-004...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 Record Plat Number **629-2448** for the Replat of Lots in the following subdivision within Miami Township:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lots 12A, 12B, and 12C Gatch Subdivision Miami Township	<b>629-2448</b>	To create new Lots 21 and 22 and to provide an ingress/egress and utility easement to Lot 12A

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 TO EXTEND THE TEMPORARY DETOUR DATE TO THROUGH TRAFFIC ON CHAPEL ROAD IN BATAVIA TOWNSHIP...06-0526-004...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 approve the request to extend the temporary detour date to through traffic

on Chapel Road in Batavia Township for a water and sewer project, previously approved by the Board of County Commissioners on 05/31/06, **from Thursday, 06/08/06 through Tuesday, 08/22/06 to Thursday, 06/08/06 through Monday, 08/28/06**, 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 FELICITY CEDRON RURAL ROAD IN FRANKLIN TOWNSHIP...06-0818-005...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 a temporary detour to through traffic on Felicity Cedron Rural Road in Franklin Township for the period of **Monday, 08/28/06, through Friday, 10/20/06**, 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:

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...06-0822-003...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 Clough Pike in Union Township for the period of **Tuesday, 09/05/06, through Thursday, 10/19/06**, for 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: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION TO EXTEND THE PILOT PROJECT FOR THE PROVISION OF PROCUREMENT CARD SERVICES FOR THE BOARD OF COUNTY COMMISSIONERS' OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...04-1203-015...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 resolve to authorize the extension of the pilot project for the provision of procurement card services for the Board of County Commissioners' Office of Technology, Communications and Security through 03/31/07, previously ratified by the Board of County Commissioners on 03/01/06, pursuant to Section 301.29 of the Ohio Revised Code and in conformance with the Clermont County Procurement Card Policy and Procedures adopted by the Board of County Commissioners on 06/22/05.

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

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

**IN RE: HUMAN RESOURCES DEPARTMENT...EXECUTION OF A TUITION ASSISTANCE APPLICATION FROM A CLERMONT COUNTY EMPLOYEE...06-0328-003...EXECUTED**

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

Recommendation of Robert Sander, Director, Human Resources Department, with the concurrence of David L. Spinney, 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	Class Name
County Sheriff Jessica Frye	Psychology I

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

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

**IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS...REQUEST TO JOIN A PROFESSIONAL ORGANIZATION...06-0728-006...APPROVED**

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

Elected Official or Department/Employee	Organization	Annual Dues	Term
Clermont County Court of Common Pleas Judge Robert Ringland Judge William Walker	Potter Stewart American Inn of Court	\$510.00	09/10/06 through 05/15/07

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

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

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

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

<b>Elected Official or Department</b>	<b>Vendor</b>	<b>Equipment/Model #/ Serial Number(s)</b>	<b>Rate</b>	<b>Term</b>
County Engineer DC# 06-0809-003	Xerox Corporation P.O. Box 802555 Chicago, Illinois 60680-2555	Xerox Work Centre Pro Copier/Printer S/N: MRN024233	\$300.00, plus \$0.0089 per copy charge	08/01/06 through 07/31/07
Clermont County Common Pleas Clerk of Courts DC# 06-0810-004	Assured Micro-Services 945 North Bend Road Cincinnati, Ohio 45224	Minolta Scanner/Printer S/N: 33009919	\$1,566.15 plus \$0.02 per copy in excess of 30,000 copies	09/11/06 through 09/10/07

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

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

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2006...APPROVED**

Moved by Mr. Crosswell, seconded by Mr. Proud, 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 2006 (Resolution Number 270-05) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

**TRANSFER OF FUNDS:**

\$ 30,000.00	From General Fund 100-1305-6600 to 100-1305-5300 (Economic Development Capital Outlay to Purchased Services)		
\$ 100,000.00	From Water Revenue Fund 601-8550-7000 to 601-8552-6100 (Water Administration Reimbursement/Transfers/Advances to Distribution Division Maintenance and Repair)		
\$ 40,000.00	From Water Revenue Fund 601-8552-6600 to 601-8551-6100 (Distribution Division Capital Outlay to Treatment Division Maintenance and Repair)		

**SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2006:**

\$ 16,500.00	Municipal Court Probation Service Fund	275-4253-5200	Fringe Benefits
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**CASH TRANSFER OF FUNDS:**

\$ 500,000.00	From General Fund 100-1308-7230-0418 to Planning & Development Fund 418-0418-4811		
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Upon roll call on the foregoing motion, the vote was as follows:

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

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

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

**CLERMONT COUNTY COURT OF COMMON PLEAS**

**Patricia Schwartz:** One (1) day – Columbus, Ohio – Supreme Court of Ohio Court Administrators’ Roundtable Meeting - Total expenses not to exceed \$115.00.

**Patricia Schwartz:** One (1) day – Columbus, Ohio – Ohio Association of Court Administration Board/Membership Committee Meeting - Total expenses not to exceed \$135.00.

**Patricia Schwartz:** Three (3) days – Columbus, Ohio – Supreme Court of Ohio Court Management Program Course entitled “Managing Human Resources” - Total expenses not to exceed \$630.00.

**CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT**

**Bruce Gibson and Julie Frey:** Two (2) days – Cincinnati, Ohio – Talbert House Conference entitled “Creating Synergy: Aligning all Levels of an Organization to make “What Works” Work” - Total expenses not to exceed \$270.00.

**Ryan Brown:** Five (9) days – London, Ohio – Probation Officer Training Academy - Total expenses not to exceed \$540.00.

**CLERMONT COUNTY MUNICIPAL COURT**

**Judge James A. Shriver:** Three (3) days – Dublin, Ohio – Ohio Judicial Conference Annual Meeting – Total expenses not to exceed \$726.00.

**OFFICE OF MANAGEMENT AND BUDGET**

**Amy Jo DeClaire:** One (1) day – Online Course – National Government Finance Officers Association Internet Course entitled “Preparing a More Effective Budget Document” - Total expenses not to exceed \$80.00.

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

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

**IN RE: PERSONNEL ACTION FORMS...APPROVED**

\* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

**LET THE RECORD SHOW:** That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **08/22/06** carried with all members present voting affirmatively thereon.

**IN RE: ADJOURNMENT...APPROVED**

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

the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session until the next regularly scheduled session to be held at a later date.

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

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

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

**MARY C. WALKER, PRESIDENT  
ROBERT L. PROUD, VICE PRESIDENT  
R. SCOTT CROSWELL III, MEMBER**

**JUDITH KOCICA, CLERK OF THE BOARD**

**DATE APPROVED – 08/22/06**