

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 3, 2006, WITH THE FOLLOWING MEMBERS PRESENT: MARY C. WALKER, PRESIDENT AND ROBERT L. PROUD, VICE PRESIDENT. LET THE RECORD SHOW THAT COMMISSIONER CROSWELL WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: COUNTY ENGINEER...WITTMER ESTATES SUBDIVISION/MIAMI TOWNSHIP...RECORD PLAT NUMBER 629-2464 AND COMBINED PERFORMANCE-MAINTENANCE BOND, AS WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...06-0918-002...EXECUTED

Moved by Mr. Proud, 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 Number **629-2464** for the following subdivision within Miami Township, and further to execute the Combined Performance-Maintenance Bond, as well as, Performance Bond for Sidewalks as surety for same relative to the construction of the below listed streets:

Subdivision	Performance-Maintenance Bond	Sidewalk Bond	Street/Length (miles)
Wittmer Estates Subdivision Miami Township DC# 06-0918-002	\$91,000.00/\$15,000.00	\$80,200.00	Meadow Springs Court (0.05) Wittmer Estates Drive (0.27) Wittmer Meadows Drive (0.33)

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

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

IN RE: COUNTY ENGINEER...THE POLO FIELDS SUBDIVISION/PART 19/UNION TOWNSHIP...RECORD PLAT NUMBER 629-2465 AND COMBINED PERFORMANCE-MAINTENANCE BOND AS SURETY FOR SAME...06-0928-002...EXECUTED

Moved by Mr. Proud, 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 Number **629-2465** for the following subdivision within Union Township, and further to execute the Combined Performance-Maintenance Bond as surety for same relative to the construction of the below listed street:

Subdivision	Performance-Maintenance Bond	Street/Length (miles)
The Polo Fields Subdivision Part 19 Union Township	\$42,000.00/\$10,000.00	Oak Brook Drive (0.31)

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

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

IN RE: COUNTY ENGINEER...CHANGE ORDER NUMBER 3 TO THE

CONTRACT WITH JOHN R. JURGENSEN COMPANY FOR PROJECT NUMBER MI-33-95 RELATIVE TO THE BRANCH HILL GUINEA PIKE AND WARDS CORNER ROAD INTERSECTION IMPROVEMENTS PROJECT LOCATED IN MIAMI TOWNSHIP...05-0902-010...EXECUTED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 3 to the Contract with John R. Jurgensen Company, 11641 Mosteller Road, Cincinnati, Ohio 45241, previously ratified by the Board of County Commissioners on 12/07/05 and subsequently amended on 04/26/06 and 08/02/06, for Project Number MI-33-95 relative to the Branch Hill Guinea Pike and Wards Corner Road Intersection Improvements Project located in Miami Township, which represents an increase in the amount of \$50,255.83, for a total adjusted contract price to date of \$1,268,676.75 for additions, deletions and/or modifications thereto as defined therein.

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

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

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON CLOUGH PIKE IN UNION TOWNSHIP...06-1002-001...APPROVED

Moved by Mr. Proud, 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 Clough Pike in Union Township for the period of **Monday, 10/09/06, through Friday, 11/17/06**, 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; Mrs. Walker, Yes; Mr. Croswell, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...AMENDMENT TO ODOT BILLING AGREEMENT NUMBER BA-661 WITH THE OHIO DEPARTMENT OF TRANSPORTATION RELATIVE TO THE RELOCATION OF SEWER AND WATER PUBLIC UTILITIES IN CONJUNCTION WITH ODOT PROJECT NUMBER CLE-131-2.97, PID NUMBER 17229 FOR ROADWAY IMPROVEMENTS ALONG STATE ROUTE 131 NEAR SUGAR CAMP ROAD LOCATED WITHIN MIAMI TOWNSHIP...03-0620-006...EXECUTED

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

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute an Amendment to ODOT Billing Agreement Number BA-661 by and between the County of Clermont, Ohio, and the Ohio Department of Transportation, 1980 West Broad Street, Columbus, Ohio 43223, relative to the relocation of sewer and water public utilities in conjunction with ODOT Project Number CLE-131-

2.97, PID Number 17229 for roadway improvements along State Route 131 near Sugar Camp Road located within Miami Township, previously ratified by the Board of County Commissioners on 07/01/03, which represents a net increase in the amount of \$50,224.63 in as much as the actual costs significantly exceeded the original estimated construction amount as described in the referenced ODOT Billing Agreement, for a total adjusted amount to date of \$102,614.63, with all other terms and conditions of the original Agreement to remain in full force and effect.

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH MIAMI-WESTERN CONTRACTORS FOR PROJECT NUMBER 621-0890 RELATIVE TO THE KLONDYKE ROAD/BAILEY DRIVE/OVERLOOK DRIVE/U.S. 50 WATER ASSESSMENT PROJECT SITUATED IN MIAMI TOWNSHIP...05-0729-011...EXECUTED

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

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Change Order Number 1 to the Contract with Miami-Western Contractors, 115 North Avenue, Cincinnati, Ohio 45215, previously ratified by the Board of County Commissioners on 10/07/05, for Project Number 621-0890 relative to the Klondyke Road/Bailey Drive/Overlook Drive/U.S. 50 Water Assessment Project situated in Miami Township, which represents a decrease of \$280.80, for a total adjusted contract price to date of \$625,810.20 and an extension of time of 123 calendar days for a revised contract completion date of 07/24/06, for additions, deletions and/or modifications thereto as defined therein.

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND/OR SANITARY SEWER MAIN EXTENSIONS FOR VARIOUS SUBDIVISIONS/LOCATIONS WITHIN THE VILLAGE OF AMELIA, UNION, GOSHEN, MIAMI, OR BATAVIA TOWNSHIPS...EXECUTED

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

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

Subdivision/Location	Village/Township	Water	Sewer
Wittmer Estates Subdivision DC# 06-0922-005	Miami	\$8,700.00	\$21,000.00
Woodside Park Multi-Family Subdivision Phase 1 DC# 06-0922-004	Village of Amelia	\$3,100.00	\$2,200.00
White Gate Farm Subdivision Section 3/Block C DC# 06-0927-002	Miami	\$1,000.00	\$1,000.00

The Polo Fields Subdivision Part 18C DC# 06-0927-003 *Secured by Official Check Numbers 3449 and 3450 issued by First Clermont Bank, 400 Technecenter Drive, Milford, Ohio 45150 on behalf of Beechwood Partners	Union	\$2,000.00*	\$3,000.00*
Woodbury Glen Subdivision Section 1/Phase 1 DC# 06-0927-004	Batavia	\$2,800.00	\$5,300.00
Terrace Ridge Subdivision Section 2/Block B/Phase 2 DC# 06-0927-005	Union		\$3,500.00
Twin Gates Subdivision Section 1 DC# 06-0927-006	Batavia	\$6,700.00	\$24,000.00
Amelia Park Subdivision Section 7 DC# 06-0927-007 *Secured by Irrevocable Standby Letter of Credit Numbers 469 and 470, dated 08/24/06, issued by The Bank of Kentucky, Inc., P. O. Box 17600, Crestview Hills, Kentucky 41017-0577	Village of Amelia	\$3,100.00*	\$8,900.00*
Terrace Ridge Lift Station DC# 06-0927-008	Union		\$7,500.00
O'Bannon Cove Subdivision DC# 06-0927-009	Goshen	\$3,200.00	\$5,800.00

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

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

IN RE: CLERMONT COUNTY TREASURER AND OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...AGREEMENT WITH OFFICIAL PAYMENTS CORPORATION FOR THE PROVISION OF PROFESSIONAL SERVICES AS IT RELATES TO ELECTRONIC CHECK PAYMENT PROCESSING FOR SAME...06-1002-003...EXECUTED

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

Recommendation of J. Robert True, Treasurer and Administrative Agent, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute an Agreement by and between the County of Clermont, Ohio, and Official Payments Corporation, 177 Technology Parkway, Auburn, Alabama 36830 for the provision of Professional Services as it relates to Electronic Check Payment Processing, at no direct cost to the County, effective upon execution for two (2) years and shall automatically renew for successive one (1) year periods unless either party provides written notification to the other party of its decision not to renew no later than ninety (90) days prior to the end of the then current term, pursuant to the terms and conditions set forth therein, all of which is in conjunction with the Letter of Understanding previously ratified by the Board of County Commissioners on 02/11/03 regarding the implementation of services using Financial Transaction Devices.

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

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

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/ RECORDS MANAGEMENT DIVISION...CONTRACT SERVICES

AGREEMENT WITH CLERCO, INC. FOR THE PROVISION OF A WORK SERVICES PROGRAM FOR SAME...06-0925-001...EXECUTED

Moved by Mr. Proud, seconded by Mrs. Walker, 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 a Contract Services Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and Clerco, Inc., 4231 Grissom Road, Batavia, Ohio 45103 for the provision of a Work Services Program, at a cost not to exceed \$10,000.00, effective for the period of 10/15/06 through 10/14/07, pursuant to the terms and conditions set forth therein.

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

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

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

Moved by Mr. Proud, seconded by Mrs. Walker, 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:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Clermont County Sheriff DC# 06-0922-001	Peter Paul Office Equipment, Inc. 711 Carr Street Cincinnati, Ohio 45203	Ricoh FT-3513 Copier S/N: 8850117	\$400.00 plus \$0.02 per copy in excess of 20,000 copies	09/06/06 Through 09/05/07
Clermont County Juvenile Court DC# 06-0926-002	ABS Business Products, Inc. 10855 Medallion Drive Cincinnati, Ohio 45241-4829	Sharp AR-M550 Copier S/N: 55007917	\$0.009 per copy with no minimum	10/05/06 Through 10/04/07
		Toshiba E-45 Copier S/N: CTJ234709	\$0.009 per copy with no minimum	
		Toshiba E-350 Copier S/N: CPH426324	\$0.009 per copy with no minimum	
		Sharp AR-M550 Copier S/N: 65011231	\$0.009 per copy with no minimum	
		Sharp SD2260 Copier S/N: 86212695	\$0.011 per copy with no minimum	

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY

ACTIONS FOR FISCAL YEAR 2006...APPROVED

Moved by Mr. Proud, 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 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:

\$ 2,412.96	From General Fund 100-4010-5300 to 100-1014-6600 (Communications Center Purchased Services to Capital Expenditures – General Fund Capital Outlay)
\$ 10,000.00	From General Fund 100-4010-6300 to 100-1014-6600 (Communications Center Utilities to Capital Expenditures – General Fund Capital Outlay)
\$ 1,000.00	From Park District Fund 226-9700-6600 to 226-9700-6100 (Capital Outlay to Maintenance & Repair)

ADVANCE OF FUNDS:

\$ 250,000.00	From General Fund 100-1308-7312-0670 to Stormwater Fund 670-0670-4961
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Upon roll call on the foregoing motion, the vote was as follows:

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

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

Moved by Mr. Proud, seconded by Mrs. Walker, 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:

BUILDING INSPECTION DEPARTMENT

Raymond Sebastian: Two (2) days – Columbus, Ohio – County Engineer’s Association of Ohio Storm Water Conference and Trade Show - Total expenses not to exceed \$233.00.

COUNTY SHERIFF

Rick Claypool: Six (6) days – Cleveland, Ohio – Loveland’s Task Force One Training entitled “Managing Search Patterns for Dive Team” - Total expenses not to exceed \$0.00.

Steve Leahy and Paul Kamphaus: Three (3) days – Columbus, Ohio – Midwest Regional Crisis Negotiators Conference - Total expenses not to exceed \$750.00.

DEPARTMENT OF JOB AND FAMILY SERVICES

Sharon Anstaett: Three (3) days – Newark, Ohio – 2006 Program Expenditure Tracking User Group - Total expenses not to exceed \$508.94.

PROSECUTING ATTORNEY

James Mather and Carol Rowe: One (1) day – Cincinnati, Ohio – Cincinnati Law Department Seminar entitled “Criminal Trial Issues” - Total expenses not to exceed \$344.50.

James Mather: One (1) day – Cincinnati, Ohio – Likeable Lawyer Seminar entitled “The Persuasive Attorney” - Total expenses not to exceed \$186.25.

CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT

Darian Thompson: One (1) day – Dayton, Ohio – Ohio Department of Alcohol and Drug Addiction Services Methamphetamine Treatment Conference - Total expenses not to exceed \$66.00.

COUNTY AUDITOR

Jennifer Hartley: One (1) day – Miamisburg, Ohio – Ohio Society of Certified Public Accountants Course entitled “Advanced Business Forecasting Applications with Excel” - Total expenses not to exceed \$279.00.

OFFICE OF ECONOMET DEVELOPMENT

Andrew Kuchta: Four (4) days – Orlando, Florida – CoreNet Global Summit – Total expenses not to exceed \$1,921.00.

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

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

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. Proud, seconded by Mrs. Walker, to approve the minutes of Regular Session of **10/03/06** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

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

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO
MARY C. WALKER, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 10/03/06