

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 8, 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...PROCLAMATION... WINTER SAFETY AWARENESS WEEK IN CLERMONT COUNTY...06-0526-014...ADOPTED

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

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating the week of November 12, 2006 through November 18, 2006 as "Winter Safety Awareness Week" in Clermont County, Ohio.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION... ADOPTION AWARENESS MONTH IN CLERMONT COUNTY...06-1107-001...ADOPTED

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

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating the month of November 2006 to be "Adoption Awareness Month" in Clermont County, Ohio.

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 193-06/PAYMENT OF BILLS...ADOPTED

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

Recommendation to adopt Resolution Number **193-06** resolving to sign all Recap Sheets covering all bills presented this date and authorizing payment of same except as noted.

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

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

IN RE: CLERMONT TRANSPORTATION CONNECTION...RESOLUTION NUMBER 194-06/RESOLUTION REQUESTING THE STATE OF OHIO RESTORE AND/OR INCREASE FUNDING TO OHIO'S PUBLIC TRANSPORTATION SYSTEMS...06-1026-001...ADOPTED

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

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **194-06** resolving to request the State of Ohio restore funding to Ohio's Public Transportation Systems and increase the general fund biennial operating budget therefore; and further, to send Letters of Support to Governor Bob Taft, Senator Tom Niehaus, and State Representatives Joseph Uecker and Danny Bulp, and the Ohio Department of Transportation in and as it relates to funding for Ohio's Public Transportation Systems.

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...
GRANT AGREEMENT EXTENSION FOR PROJECT COMPLETION FOR
THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA
PROGRAM FOR THE COUNTY OF CLERMONT, OHIO, FOR FISCAL
YEAR 2005 ...05-0525-001...EXECUTED**

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 authorize Mary C. Walker, President of the Board of County Commissioners, to execute a Grant Agreement Extension with the State of Ohio, Department of Development, P.O. Box 1001, 77 South High Street, Columbus, Ohio 43216-1001 to extend the time for project completion for the Community Development Block Grant (CDBG) Formula Program for the County of Clermont, Ohio, for Fiscal Year 2005 from 12/31/06 to 06/30/07, with all other terms and conditions of the original Grant Agreement to remain in full force and effect.

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

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

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF
SERVICE AGREEMENT WITH BHC BELMONT PINES HOSPITAL, INC.
FOR THE PROVISION OF RESIDENTIAL TREATMENT AND EXTENDED
CARE SERVICES FOR SAME...06-1030-001...EXECUTED**

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

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and BHC Belmont Pines Hospital, Inc., 615 Churchhill-Hubbard Road, Youngstown, Ohio 44505 for the provision of residential treatment and extended care services for children in the custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates of \$303.85 and \$334.75 respectively, effective 11/08/06 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. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Yes.

IN RE: CLERMONT COUNTY JUVENILE COURT...APPLICATION FOR FISCAL YEAR 2006 OFFICE OF CRIMINAL JUSTICE SERVICES GRANT FUNDS THROUGH THE JUVENILE ACCOUNTABILITY BLOCK GRANT (JABG) PROGRAM FOR CONTINUATION OF THE GRANT ENTITLED DETENTION/CORRECTIONS PERSONNEL FOR SAME#06-1031-001...EXECUTED

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

Recommendation of Judge Stephanie Wyler, Clermont County Juvenile Court, to execute and file an Application for Fiscal Year 2006 Office of Criminal Justice Services grant funds through the Juvenile Accountability Block Grant (JABG) Program for continuation of the grant entitled Detention/Corrections Personnel, in the amount of \$10,048.00, with a local match in the amount of \$1,117.00 from Reclaim Ohio Funds, for a total program budget of \$11,165.00, for the period of 01/01/07 through 12/31/07, 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 SHERIFF...AMENDMENT NUMBER 1 TO THE AGREEMENT WITH SOUTHERN HEALTH PARTNERS, INC. FOR THE PROVISION OF INMATE HEALTH SERVICES AT THE CLERMONT COUNTY JAIL FOR SAME...05-0222-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, 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 Amendment Number 1 to extend the Agreement with Southern Health Partners, Inc., 3712 Ringgold Road, #364, Chattanooga, Tennessee 37412, previously ratified by the Board of County Commissioners on 07/26/05, for the provision of Inmate Health Services at the Clermont County Jail, for an additional two (2) year term effective 02/01/07 through 01/31/09 at the cost of \$1,468,896.00, with all other terms and conditions of the original Agreement to remain in full force and effect, and contingent upon the adoption of the Annual Appropriations for Fiscal Year 2007 and the issuance of a purchase order therefore.

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

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

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY... SERVICE AGREEMENT WITH MOTOROLA, INC. FOR THE PROVISION OF MAINTENANCE SERVICES FOR THE COUNTY'S 800 MHZ VOICE AND DATA RADIO USER DEVICES...06-0526-011...EXECUTED

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

Recommendation of Beth Nevel, Department of Public Safety Services, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Service Agreement by and between the County of Clermont, Ohio, and Motorola, Inc., 1307 East

Algonquin Road, Schaumburg, Illinois 60196 for the provision of maintenance services for the County's 800 MHz Voice and Data Radio User Devices, in the amount of \$9,000.00, effective 11/11/06 through 11/10/07, 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: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY... RESOLUTION DETERMINING THAT PERSONAL PROPERTY IS UNNEEDED, OBSOLETE, OR UNFIT FOR COUNTY USE AND AUTHORIZING THE DONATION OR TRANSFER OF THE IDENTIFIED PERSONAL PROPERTY TO THE CLERMONT COUNTY EDUCATIONAL SERVICE CENTER...06-1027-002...APPROVED

Moved by Mr. Proud, 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, that the Board of County Commissioners resolve to determine that the personal property outlined below is obsolete or unfit for which it was originally acquired and is no longer needed for use by the Clermont County Board of Commissioners, Office of Technology, Communications and Security, and that the afore stated personal property be donated to the Clermont County Educational Service Center, 2400 Clermont Center Drive, Suite 202, Batavia, Ohio 45103, pursuant to Section 307.12 (D) of the Ohio Revised Code; and further resolving to authorize the Office of Technology, Communications and Security to delete these items from their inventory and transfer the referenced items thereby becoming the responsibility of the receiving agency:

Equipment	Quantity
Acer Pentium II Processor	1
Compaq Celeron Processor	1
Dell Pentium II Processor	5
Dell Pentium III Processor	16
Hewlett Packard Pentium III Processor	1
Wright Point Pentium Processor	1

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/FLEET MAINTENANCE DIVISION...AWARD OF BID FOR THE PURCHASE OF CONSIGNED REPAIR PARTS TO BE USED FOR MAINTENANCE AND REPAIR OF COUNTY VEHICLES AND EXECUTION OF CONTRACTS RELATIVE THERETO...06-0713-002...RATIFIED

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

Recommendation of William Davis, Program Manager II, Fleet Maintenance Division, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to award the bid for the purchase of consigned repair parts to be used for maintenance and repair of county vehicles by the Fleet Maintenance Division, pursuant to the specifications therefore, to the following bidders for their lowest and best bids received on 08/17/06 and subsequently extended on

10/17/06, at the item prices as outlined therein, and to execute the Contracts relative thereto, effective 11/08/06 through 11/07/07 with an option to extend the Contracts for two (2) additional one (1) year periods, pursuant to the terms and conditions set forth therein and the award of bid therefore, contingent upon the issuance of purchase orders therefore:

Bidder	Bid Item
KOI Auto Parts DBA Hamlet Auto Parts 1711 Ohio Pike Amelia, Ohio 45102	Filters Suspension Electrical
Smyth Automotive, Inc. 4275 Mt. Carmel Tobasco Road Cincinnati, Ohio 45244	Brakes Tune Up General

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...AMENDMENT TO THE CONTRACT WITH PLG UTILITY RESTORATION, LLC FOR THE PROVISION OF YARD RESTORATION CONTRACTED SERVICES FOR VARIOUS WATER AND SEWER PROJECTS LOCATED WITHIN CLERMONT COUNTY...05-0720-004...EXECUTED

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

Recommendation of Carole S. Schulze, Negotiator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute an Amendment to the Contract with PLG Utility Restoration, LLC, P. O. Box 470, Goshen, Ohio 45122, previously ratified by the Board of County Commissioners on 10/26/05, for the provision of yard restoration contracted services for various water and sewer projects located within Clermont County, which represents an extension of the Contract for an additional one (1) year through 11/20/07, pursuant to Article Eleven (11) of said Contract, with all other terms and conditions to remain in full force and effect.

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...GRANT OF WATER EASEMENT WITH RIGHT OF RE-ENTRY FOR REPAIR AND REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 621-0955 RELATIVE TO THE GLENESTE-WITHAMSVILLE ROAD/OLD ST. RT. 74 WATER REPLACEMENT PROJECT LOCATED IN UNION TOWNSHIP...06-1027-003...ACCEPTED

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

Recommendation of Carole S. Schulze, Negotiator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the following Grant of Water Easement with Right of Re-Entry for Repair and Replacement heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, removing, replacing or reinstalling water utility lines and all incidental appurtenances required for the transportation of water in, on, under, and across the property of the Grantor for Project Number

621-0955 relative to the Gleneste-Withamsville Road/Old St. Rt. 74 Water Replacement Project located in Union Township and to authorize the County Auditor to remit payment in the amount as outlined below and as indicated on the Settlement Sheet attached thereto, as compensation for the Permanent Easement and Right-of-Way granted thereby:

Grantor	Parcel Number	Compensation	
Retail Land Limited Partnership c/o Tipton Interests, Inc. 424 Wards Corner Road, Suite 220 Loveland, Ohio 45140 Property Location: 4367 Gleneste-Withamsville Road	41-31-04A-204	Perm	\$496.00

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...RESOLUTION NUMBER 195-06/RESOLUTION DETERMINING TO MAKE IMPROVEMENTS KNOWN AS PROJECT NUMBER 651-0610 RELATIVE TO THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE WARDS CORNER REGIONAL WASTEWATER TREATMENT PLANT LOCATED WITHIN MIAMI TOWNSHIP...06-1030-002...ADOPTED

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 adopt Resolution Number **195-06** determining to make improvements relative to the construction, operation, and maintenance of the Wards Corner Regional Wastewater Treatment Plant as set forth in Exhibit A, attached thereto and made a part thereof, designated as Project Number 651-0610, situated in Miami Township, and in conformance with the detailed plans, specifications and estimates of cost and financing as herein ratified and confirmed, all of which shall be paid from one or more of any combination of the Sewer System Replacement and Improvements Fund, Sewer System Capital Improvement Fund, any portion of any federal or state grant or loan should such become available, and/or by the issuance of notes or bonds pursuant to Section 133.08 of the Ohio Revised Code, and payable from revenues derived from sewer rates and charges levied for the operation of the Clermont County Sewer System.

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

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

IN RE: CLERMONT COUNTY SEWER DISTRICT...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 651-0610 RELATIVE TO THE WARDS CORNER REGIONAL WASTEWATER TREATMENT PLANT LOCATED WITHIN MIAMI TOWNSHIP...06-1030-003...APPROVED

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

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to approve the request to advertise for bids for Project Number 651-0610 relative to the Wards Corner Regional Wastewater Treatment Plant located within Miami 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 for two consecutive weeks commencing on 11/16/06, scheduling a non-mandatory Pre-Bid Meeting on Thursday, 12/07/06 at 10:00 A.M., with bids to be received until **2:00 P.M. Local Time on**

Thursday, 12/21/06, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLICATION OF LEGAL NOTICE TO ADVERTISE FOR BIDS FOR SENIOR SERVICES FOR CALENDAR YEAR 2007...06-1103-001...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 request to advertise for bids for the provision of services or facilities for the Senior Citizens of Clermont County, Ohio, as those persons are defined in the Older Americans Act of 1965, 42 U.S.C., Sections 3001, et. seq., during Calendar Year 2007 and to authorize the Clerk of the Board to place a Legal Notice in the Cincinnati Enquirer on 11/10/06 with bids to be received until **2:00 P.M. Local Time on 11/30/06**, in the Office of the Board of County Commissioners, 101 East Main Street, Suite 329, Batavia, Ohio 45103-2960 where they will be opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 196-06/RESOLUTION DETERMINING THAT CLERMONT COUNTY SHALL WITHDRAW FROM THE LOCAL SHARE PARTICIPATION AGREEMENT WITH THE HAMILTON COUNTY TRANSPORTATION IMPROVEMENT DISTRICT (HCTID) RELATIVE TO THE EASTERN CORRIDOR MULTI-MODAL TRANSPORTATION PROJECT AND AUTHORIZING THE COUNTY ADMINISTRATOR TO NOTIFY THE HCTID OF THE TERMINATION OF PARTICIPATION BY CLERMONT COUNTY AND TO OBTAIN A REFUND OF ADVANCE MONIES THEREFORE...01-0530-001...ADOPTED

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 adopt Resolution Number **196-06** resolving to withdraw from the Local Share Participation Agreement by and between the County of Clermont, Ohio, and the Hamilton County Transportation Improvement District (HCTID), 138 E. Court Street, Room 700, Cincinnati, Ohio 45202 relative to the Eastern Corridor Multi-Modal Transportation Project, previously approved by the Board of County Commissioners on 05/29/01 and subsequently amended on 07/26/05, due to the delay in advancing Part B work anticipated by the Agreement, as a result of ongoing litigation; to authorize David L. Spinney, County Administrator, to notify the HCTID of the circumstances for such withdrawal and the termination of participation by Clermont County in said Agreement; to undertake to recover from the funds on deposit on behalf of Clermont County the unexpended balance of approximately \$387,000.00 plus accrued interest for the balance of Part B work which has not proceeded; and further to carry out future project review and design through the Clermont County Transportation District.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF CINCINNATI APPLICATION FOR FUNDING FOR FISCAL YEAR 2007 RELATIVE TO SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE...06-0914-005...APPROVED

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

Recommendation to approve the Application of the Young Women's Christian Association, 898 Walnut Street, Cincinnati, Ohio 45202, received on 09/14/06 for the release of funds to be collected as fees for the issuance of marriage licenses and for the release of funds to be collected as additional fees for the filing of each new action or proceeding for annulment, divorce, or dissolution of marriage from 01/01/07 through 12/31/07, pursuant to Sections 3113.34 and 2303.201 (D) of the Ohio Revised Code for the operation of the House of Peace, a shelter for victims of domestic violence, for which the funds to be collected from 01/01/07 through 12/31/07 are estimated not to exceed the amount of \$46,881.00 heretofore collected in Calendar Year 2005, pursuant to Section 3113.35(B) 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...DESIGNATION OF APPOINTMENT TO THE FACILITY GOVERNING BOARD OF THE COMMUNITY-BASED CORRECTIONAL FACILITY AND PROGRAM...06-1107-002...RATIFIED

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 appoint R. Daniel Hannon, Clermont County Public Defender, 10 South Third Street, Batavia, Ohio 45103 to serve on the Facility Governing Board of the Community-Based Correctional Facility and Program, for a term of three (3) years beginning 11/08/06 and ending 11/07/09, pursuant to and in compliance Section 2305.51 (E) 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: CLERMONT COUNTY COURT OF COMMON PLEAS...REQUEST TO JOIN A PROFESSIONAL ORGANIZATION...06-0728-006...APPROVED

Moved by Mr. Croswell, 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 Joshua Vineyard	University of Cincinnati College of Law Alumni Association	\$60.00	01/01/06 through 12/31/06

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

Mr. Croswell, 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. Croswell, 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
Board of County Commissioners DC# 06-1017-001	Waltz Business Systems 730 Centre View Blvd. Crestview Hills, Kentucky 41017	Mita LDC-870 Fax Machine S/N: 47010339	\$315.00	12/24/06 through 12/24/07
Clermont Transportation Connection DC# 06-1027-001	Waltz Business Systems 730 Centre View Blvd. Crestview Hills, Kentucky 41017	Mita DC4090 Copier S/N: 37021401	\$519.75 plus \$0.0135 per copy in excess of 40,000 copies	10/01/06 through 10/01/07

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...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2006...APPROVED

Moved by Mr. Croswell, 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:

\$ 3,700.00	From General Fund 100-1011-5112 to 100-1302-5112 (Human Resources Department Regular Salary to Administration Building Mailroom Regular Salary)
\$ 1,350.00	From General Fund 100-1011-5200 to 100-1302-5200 (Human Resources Department Fringe Benefits to Administration Building Mailroom Fringe Benefits)
\$ 4,000.00	From General Fund 100-1301-5112 to 100-1017-5121 (Information Systems Division Regular Salary to Records Retention Overtime)
\$ 15,000.00	From General Fund 100-2110-5200 to 100-2110-5300 (Common Pleas Court Fringe Benefits to Purchased Services)

\$ 1,000.00	From General Fund 100-2111-5200 to 100-2110-5700 (Jury Commission Fringe Benefits to Common Pleas Court Materials & Supplies)
\$ 4,000.00	From General Fund 100-2111-5300 to 100-2110-5700 (Jury Commission Purchased Services to Common Pleas Court Materials & Supplies)
\$ 1,500.00	From General Fund 100-2160-5112 to 100-2160-5118 (Clerk of Common Pleas Courts Regular Salary to Temporary Salaries)
\$ 4,500.00	From General Fund 100-4110-5200 to 100-4110-5112 (Common Pleas Adult Probation Fringe Benefits to Regular Salary)
\$ 18,500.00	From General Fund 100-4198-5200 to 100-4400-5200 (Jail Corrections Fringe Benefits to Clermont County Sheriff's Office Civil Fringe Benefits)
\$ 35,084.00	From General Fund 100-4308-7000 to 100-4300-5700 (Public Safety Non-Recurring Reimb/Transfers/Adv to Public Safety Fleet Maintenance Materials & Supplies)
\$ 9,045.00	From General Fund 100-4308-7000 to 100-4300-6100 (Public Safety Non-Recurring Reimb/Transfers/Adv to Public Safety Fleet Maintenance Maintenance & Repair)
\$ 200,000.00	From Board of Mental Retardation Fund 203-6230-5112 to 203-6230-5300 (Regular Salary to Purchased Services)
\$ 100,000.00	From Board of Mental Retardation Fund 203-6230-5200 to 203-6230-6300 (Fringe Benefits to Utilities)
\$ 21.00	From Advocate Project Fund 219-2040-5700 to 219-2040-7000 (Materials & Supplies to Reimb/Transfers/Adv)
\$ 3,000.00	From Water Revenue Fund 601-8552-6600 to 601-8552-5300 (Distribution Division Capital Outlay to Purchased Services)
\$ 17,247.00	From Water Revenue Fund 601-8552-6600 to 601-8552-6100 (Distribution Division Capital Outlay to Maintenance & Repair)
\$ 2,900.00	From Fleet Maintenance Fund 811-8610-5118 to 811-8610-5700 (Temporary Salaries to Materials & Supplies)
\$ 10,000.00	From Fleet Maintenance Fund 811-8610-5121 to 811-8610-5700 (Overtime to Materials & Supplies)
\$ 15,739.00	From Fleet Maintenance Fund 811-8610-7000 to 811-8610-5112 (Reimb/Transfers/Adv to Regular Salary)
\$ 14,261.00	From Fleet Maintenance Fund 811-8610-7000 to 811-8610-5700 (Reimb/Transfers/Adv to Materials & Supplies)

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2006:

\$ 23,339.00	General Fund – DUI Court	100-2255-5700	Materials & Supplies
\$ 6,900.00	Common Pleas Probation Services	278-4110-5300	Purchased Services

REIMBURSEMENT OF FUNDS:

\$ 87,727.57	From Child Support Enforcement Administration Fund 228-6180-7220 to Public Assistance Fund 204-0204-4821
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CASH TRANSFER OF FUNDS:

\$ 150,000.00	From Board of Mental Retardation Fund 203-6230-7220 to Disabilities Residential Services Revenue Fund 238-0238-4821
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REPAYMENT OF ADVANCE OF FUNDS DATED 01/15/05:

\$ 50,000.00	From Community Development Block Grant Fund 229-7011-7212 to General Fund 100-0100-4962-0229
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Upon roll call on the foregoing motion, the vote was as follows:

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

IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF

EXPENSES RELATIVE TO SAME...APPROVED

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

DEPARTMENT OF JOB AND FAMILY SERVICES

Mark C. Wolf: Three (3) days – Nashville, Tennessee – 3rd Annual Drug Endangered Children Conference - Total expenses not to exceed \$530.00.

DEPARTMENT OF PUBLIC SAFETY SERVICES

Linda Clark, Tonja Stahl and Susan Royalty-Rose: Four (4) days – Noblesville, Indiana – Emergency Medical Dispatch Certification Course - Total expenses not to exceed \$2,291.00.

Barbara J. Davis: One (1) day – Cincinnati, Ohio – University of Cincinnati Joint Critical Infrastructure Conference - Total expenses not to exceed \$50.00.

PROSECUTING ATTORNEY

Mary Lynne Birck and Elizabeth Mason: One (1) day – Cincinnati, Ohio – National Business Institute Seminar entitled “Personal Injury Cases: Calculating and Proving Damages” – Total expenses not to exceed \$622.50.

James Mather: One (1) day – Cincinnati, Ohio – Cincinnati Bar Association Seminar entitled “Law and Film” - Total expenses not to exceed \$177.25.

James Mather: One (1) day – Cincinnati, Ohio – Cincinnati Bar Association Seminar entitled “Famous Political Trials” - Total expenses not to exceed \$122.25.

PUBLIC DEFENDER

Catherine Adams, Robert Benintendi, R. Daniel Hannon, James Hunt, Ronald Mason, R. Aaron Maus and Lauri Viney: Three (3) days – Dublin, Ohio – Ohio Association of Criminal Defense Lawyers 2006 Annual Death Penalty Seminar - Total expenses not to exceed \$3,416.70.

CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT

Bruce Gibson and Shauna Smith: One (1) day – Columbus, Ohio – Ohio Justice Alliance for Community Corrections 2006 Annual Conference - Total expenses not to exceed \$46.00.

Anne Zimmerman: One (1) day – Cincinnati, Ohio – Talbert House Motivational Interviewing Training - Total expenses not to exceed \$33.00.

Ryan Brown, Jennifer Hopkins and Kasandra Maynes: Two (2) days – Columbus, Ohio – Franklin County Common Pleas Court Adult Probation Level of Service Inventory Training - Total expenses not to exceed \$681.00.

CLERMONT COUNTY COURT OF COMMON PLEAS

Joshua Vineyard: One (1) day – Cincinnati, Ohio – University of Cincinnati Law Alumni Association Seminars entitled “Substance Abuse”, “Immigration”, and “Examining Professionalism” - Total expenses not to exceed \$26.00.

OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY

Stephen H. Rabolt: One (1) day – Columbus, Ohio – County Commissioners Association of Ohio/County Engineers Association of Ohio Annual Winter Conference – Total expenses not to exceed \$121.20.

DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT

Tim Hershner and Staff: Three (3) days – Batavia, Ohio – Audio/Web Conference Training Series 2006-2007 - Total expenses not to exceed \$450.00.

CLERMONT COUNTY SEWER DISTRICT

John McManus: Two (2) days – Toledo, Ohio – National Pollution Discharge Elimination System Stormwater Permit and Audit Workshop - Total expenses not to exceed \$95.00.

Wade Hawes: One (1) day – Columbus, Ohio – Ohio Environmental Education Fund Grant Writing Workshop - Total expenses not to exceed \$112.00.

CLERMONT COUNTY COMMON PLEAS CLERK OF COURTS

Alice Fricke, Shirley Williamson and Beth Burroughs: Four (4) days – Columbus, Ohio – 2006 Ohio Clerk of Courts Winter Conference - Total expenses not to exceed \$1,822.00.

COUNTY AUDITOR

Linda L. Fraley: Three (3) days – Columbus, Ohio – County Auditor’s Association 2006 Winter Conference – Total expenses not to exceed \$479.08.

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: That a motion by Mr. Proud, seconded by Mrs. Walker, to approve the minutes of Work Session of **07/19/06** carried with Commissioners Proud and Walker voting affirmatively thereon. Commissioner Croswell abstained.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Work Session of **09/01/06 and 10/10/06** carried with all members present voting affirmatively thereon.

IN RE: BOARD OF COUNTY COMMISSIONERS...REQUEST TO INITIATE PROCEDURES TO VACATE A PORTION OF CHERRY STREET SITUATED WITHIN THE UNINCORPORATED VILLAGE OF TOBASCO IN UNION TOWNSHIP AND PUBLICATION OF LEGAL NOTICE RELATIVE TO THE VIEWING AND FINAL HEARING THEREON...06-1103-002...APPROVED

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

Recommendation to approve a request to initiate procedures to vacate a portion of Cherry Street situated within the unincorporated Village of Tobasco in Union Township, Clermont County, Ohio, as set forth in the Petition for the Vacation of Cherry Street submitted by J. Robert True, Ely & True, Attorneys at Law, 322 Main Street, Batavia, Ohio 45103-3094, for and on behalf of his client, Thomas Auxier, Auxier Properties, LLC, 4065 Mt. Carmel-Tobasco Road, Cincinnati, Ohio 45255, pursuant to Section 5553.04 of the Ohio Revised Code and further resolve to authorize the Clerk of the Board to place Legal Notice in the Clermont Sun for two consecutive weeks commencing Thursday, November 16, 2006, designating the date and time of the Viewing and the date, time, and location of the Final Hearing for the proposed vacation thereon pursuant to Section 5553.05 of the Ohio Revised Code. The Viewing and Final Hearing on the Proposed Vacation of a Portion of Cherry Street situated within the unincorporated Village of Tobasco in Union Township to be held on **Tuesday, December 5, 2006**, with the Viewing at **11:00 A.M.** Local Time and the Final Hearing at **1:30 P.M.** Local Time in the Office of the Board of County Commissioners, Clermont County, Ohio, 101 East Main Street, Batavia, Ohio 45103-2960.

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

Mr. Croswell, Yes;

Mr. Proud, Yea;

Mrs. Walker, Yes.

LET THE RECORD SHOW: A MOTION BY MR. PROUD, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 2:00 P.M. PURSUANT TO SECTIONS 121.22(G)(1) AND (G) (3) OF THE OHIO REVISED CODE REGARDING EMPLOYMENT AND PENDING LITIGATION, RESPECTIVELY, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 3:46 P.M. WITH NO ACTION TAKEN.

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 **11/08/06** 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 – 11/08/06