Moved by Mr. Uible, seconded by Mr. Proud,

Recommendation that the Board of County Commissioners adopt Resolution Number 117-13 resolving to approve payment to vendors **in the total amount of $1,093,640.01** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **July 17, 2013,** Vendor Invoice List Report(s), Items paid by Fund and Check Date Range report and/or Procurement Card Transaction Report presented by the County Auditor 07/15/2013 and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

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

Edwin H. Humphrey, aye

David H. Uible, yes

Robert L. Proud, yes

Date Adopted: July 17, 2013

Edwin H. Humphrey

Edwin H. Humphrey

David H. Uible

Robert L. Proud

Robert L. Proud

THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,
met in regular session on the 17th day of July 2013, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

2013 JUL 18 AM 10: 16
RECEIVED

Mr. Uible Moved for the adoption of the following Resolution:

RESOLUTION NO. 118-13

RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO CLERMONT COUNTY AUDITOR FOR PLACEMENT ON REAL PROPERTY TAX LIST AND DUPLICATE

WHEREAS, the statutes of the State of Ohio provides and set forth the manner and method of collection of delinquent accounts for charges assessed for utility services; and

WHEREAS, Ohio Revised Code Sections 6117.02 and 6103.02 provides that when any rents or charges for utility services are not paid when due and the unpaid rents or charges have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection, the Board of County Commissioners may certify the amount together with any penalties to the County Auditor who shall place them upon the real property tax list and duplicate against the property served by such connection; and

WHEREAS, the Rules and Regulations of the Clermont County Water Resources, Clermont County, Ohio, as amended, provide that the gross balance amount for utility services owing after the certification date and which has arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection shall be certified to the County Auditor for placement on the real property tax list and duplicate against the property served by the connection and that the certified amount shall constitute a lien on the property from the date placed on the tax list and duplicate; and

WHEREAS, there are unpaid rents or charges owing for utility services for individuals past the certification date.

NOW, THEREFORE, BE IT RESOLVED, that the following list of individuals owing delinquent utility charges in the amount stated be certified to the Clermont County Auditor for placement on the real property tax list and duplicate against the identified properties served by the connection as identified in the attached Exhibit "A" and the Board certifies that these charges or rents have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon the date of payment in full of any of the delinquent utility charges hereby certified to the real property tax list and duplicate, such paid charge will be removed as a lien against the property which it was hereby levied.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meeting open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of Ohio Revised Code.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be certified to the Clermont County Auditor for placement on the next tax bill.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be provided to the Clermont County Treasurer to enable him to notify the Auditor at such time as any of the certified charges are paid.

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Mr. Proud seconded the Resolution and upon roll call, the vote resulted as follows:

Mr. Humphrey, Aye Mr. Uible, Yes Mr. Proud , Yea

Date: July 17, 2013

ATTEST:

Judith Kocica

Judith Kocica, Clerk
Board of County Commissioners

RECEIPT

The undersigned, County Auditor of Clermont County, Ohio hereby acknowledges receipt of Resolution No. 118-13 Certifying Delinquent Utility Chrgs certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed July 17, 2013 by the Board of County Commissioners of said County.

Date: July 18, 2013

Linda L. Fraley

Linda L. Fraley
County Auditor
by: Chief Deputy Auditor

Prepared and Approved By:
The Office of the Prosecuting Attorney
Clermont County, Ohio
D. VINCENT FARIS

BY: _____ DATE: 7-2-13
Assistant Prosecutor

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 17th day of July, 2013, at its regular place of meeting, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

2013 JUL 18 PM 2:24
RECEIVED

Mr. Uible introduced the following Resolution and moved its passage:

RESOLUTION NO. 119-13

RESOLUTION AMENDING RESOLUTION NUMBER 49-13 ACCEPTING A PETITION FOR SANITARY SEWER SERVICE; ACCEPTING REQUESTS TO PARTICIPATE IN BENEFIT AND ASSESSMENT BY THE PROPERTY OWNERS AND WAIVING THE PUBLIC HEARING RELATIVE THERETO; AUTHORIZING, APPROVING AND RATIFYING DETAILED PLANS, SPECIFICATIONS, ESTIMATES OF COST AND FINANCING, AND TENTATIVE ASSESSMENT ROLL THEREFORE; DECLARING THE NECESSITY THEREOF; AND DETERMINING TO MAKE IMPROVEMENTS AND TO PROCEED WITH PROJECT NUMBER 6402-60108 RELATIVE TO THE MCPICKEN DRIVE SEWER PETITION PROJECT LOCATED IN MIAMI TOWNSHIP

WHEREAS, this Board of County Commissioners of Clermont County, Ohio, has heretofore established the Clermont County Water Resources Department by consolidation of previously existing districts; and

WHEREAS, based upon receipt of a petition for sanitary sewer service by property owners along McPicken Drive in Miami Township, this Board of County Commissioners adopted Resolution Number 34-12 on March 8, 2012, approving revised General Plans of the County Wastewater System, within the Clermont County Water Resources Department, to include said sewer main extension improvement identified as Project Number 6402-60108 relative to the McPicken Drive Sewer Petition Project; and

WHEREAS, upon receipt of Requests to Participate in the Benefit and Assessment and Waivers of the Public Hearing by the property owners, the Board of County Commissioners subsequently adopted Resolution Number 49-13 on April 24, 2013, accepting the petition for sanitary sewer service, accepting Requests to Participate in Benefit and Assessment and Waiving Public Hearing forms by the property owners relative thereto; authorizing, approving, and ratifying detailed plans, specifications, estimates of cost and financing, and tentative assessment roll therefore; declaring the necessity thereof; and determining to make improvements and to proceed with said Project; and

WHEREAS, bids were received by the Board of County Commissioners on June 6, 2013, for the McPicken Drive Sewer Petition Project with only one bid being received for said Project, of which said bid exceeded the engineer's estimate of construction by more than ten percent and

subsequently is being recommended that the Board of County Commissioners reject the sole bid received, pursuant to and in compliance with Section 153.12 of the Ohio Revised Code; and

WHEREAS, the Clermont County Water Resources Department has reevaluated the scope of the Project and made minor changes/revisions relative thereto and made a detailed examination in order to delineate the work necessary for the improvements as described in Exhibit "A", attached hereto and made a part hereof, and has prepared revised plans and specifications, along with increased estimates of cost and financing, and revised tentative assessments as outlined in Exhibit "B", attached hereto and made a part hereof, relative to the revised Project scope; and

WHEREAS, the revised per benefited parcel tentative assessment will not exceed the original tentative assessment cost of $23,375.60 (the Basic Benefit Assessment) per benefitted parcel as originally approved by the property owners in the "Request to Participate in Benefit and Assessment and Waiving Public Hearing" forms, as identified in Exhibits "C-1 thru C-5" attached hereto and made a part hereof; and

WHEREAS, it is now necessary to amend Sections 2 through 7 of Resolution Number 49-13 authorizing, approving and ratifying detailed plans, specifications, estimates of cost and financing, and tentative assessment roll; declaring the necessity thereof; and determining to make improvements and to proceed with said Project as a valid improvement and expense attributable to the County Wastewater System within the Clermont County Water Resources Department, Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with its members concurring as follows:

SECTION 1. By this Resolution which amends Sections 2 through 7 of Resolution Number 49-13 and hereby authorizes, approves and ratifies the revised detailed plans, specifications, estimates of cost and financing, and tentative assessment roll for the McPicken Drive Sewer Petition Project as described in Exhibits "A" and "B" and the same are hereby approved, ratified and confirmed.

SECTION 2. That this Board of County Commissioners hereby declares it necessary to construct the Project as revised and consisting of the installation of 727 linear feet of 8" sewer main and five manholes, starting at an existing sewer main on Meijer Drive and extending west to the cul-de-sac at the end of McPicken Drive, as described in Exhibit "A" for the preservation and promotion of the public health and welfare to serve the petitioning property owners.

SECTION 3. That that Board of County Commissioners hereby determines to make these improvements and determines to proceed with the Project as revised, in accordance with the revised detailed plans and specifications, revised estimates of cost and financing, and revised tentative assessment roll as herein ratified and confirmed, and to provide for the receipt of bids for construction of the Project pursuant to public advertisement therefore in the manner prescribed by law.

SECTION 4. That the work or improvements as revised and described herein shall proceed in accordance with the priority of need and as may be accomplished in conjunction with

continued operation of the Clermont County Wastewater System within the Clermont County Water Resources Department.

SECTION 5. Said construction of certain improvements set forth in Exhibit "A" are more particularly described and set out in the revised plans and specifications, revised estimates of cost and financing, and revised tentative assessment roll which are on file in the Office of the Sanitary Engineer, 4400 Haskell Lane, Batavia, Ohio 45103, where they may be examined.

SECTION 6. That the entire cost of the revised Project, including construction costs, engineering fees, legal and administrative fees, and all necessary and incidental expenses in connection therewith, currently estimated at $152,778.00, shall be paid from special assessment of the benefited properties, as identified in Exhibits "A" and "B", and/or the proceeds of special assessment notes or bonds in anticipation of the collection thereof, in the estimated amount of $23,375.60 per parcel as a Basic Benefit Assessment based on a "per benefited parcel" method of assessment, along with $3,340.00 for the Sewer System Capacity Charge for the current fee of a single family residential connection to the County Wastewater System, to be assessed at the option of the property owners for each of the five improved property parcels, and a contribution by the Wastewater System Capital Improvement Fund in the estimated amount of $19,200.00, which represents estimated engineering, legal, administrative and miscellaneous costs relative to the Project.

SECTION 7. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8. That a copy of this Resolution be certified to (a) the County Auditor of Clermont County, Ohio, within fifteen (15) days after the passage hereof, as provided in Section 319.61 of the Ohio Revised Code, and (b) the County Sanitary Engineer for information, and (c) Squire Sanders (US) LLP, Bond Counsel..

Mr. Proud seconded the motion and the vote thereon resulted as follows:

Mr. Humphrey, Aye; Mr. Proud, Yea; Mr. Uible, Yes.

PASSED: July 17, 2013

Clerk,
Board of County Commissioners,
Clermont County, Ohio

APPROVED BY
SQUIRE SANDERS (US) LLP

By: Todd Cooper

Dated: 07-03-2013

CERTIFICATE

The undersigned, Clerk of the Board of County Commissioners of Clermont County, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution No. 119 -13 Amending Resolution Number 49-13 adopted by the Board of County Commissioners of Clermont County, Ohio on July 17, 2013, and that a copy thereof was certified to the County Auditor, the Clermont County Water Resources Department, and to Squire Sander (US) LLP.

Judith Kocica

Judith Kocica, Clerk
Board of County Commissioners,
Clermont County, Ohio

RECEIPT

The County Auditor, of Clermont County, Ohio, hereby acknowledges receipt of the foregoing Resolution Number 119 -13 Amending Resolution Number 49-13 certified in accordance with Section 319.61 of the Ohio Revised Code, passed July 17, 2013, by the Board of County Commissioners of said County.

Date: July 18, 2013

Linda L. Fraley

County Auditor
by: Chuck F. [illegible]
Chief Deputy Auditor

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 17th day of July, 2013, at its regular place of meeting, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

Mr. Proud introduced the following resolution and moved its passage:

RESOLUTION NO. 120-13

DETERMINING TO MAKE IMPROVEMENTS FOR PROJECT NUMBER 6402-62002 KNOWN AS THE COLLECTION SYSTEM REHABILITATION PROJECT AND AS DESCRIBED IN THE ATTACHED EXHIBIT "A" FOR THE COUNTY WASTEWATER SYSTEM WITHIN THE CLERMONT COUNTY WATER RESOURCES DEPARTMENT, CLERMONT COUNTY, OHIO

WHEREAS, this Board of County Commissioners of Clermont County, Ohio, has heretofore established the Clermont County Water Resources Department by consolidation of previously existing subsewer districts in the County and provided for a combined County Wastewater System which is presently being operated and maintained therein; and

WHEREAS, this Board of County Commissioners has been advised by the Clermont County Water Resources Department that the improvements described in Exhibit "A" are necessary for the preservation and promotion of the public health and welfare; and

WHEREAS, the Clermont County Water Resources Department has made a detailed examination in order to delineate the work necessary for the improvements described in Exhibit "A" and has prepared plans, specifications and bid documents relative to the improvements along with a cost estimate; and

WHEREAS, improvements described in Exhibit "A" are valid improvements and expenses attributable to the County Wastewater System in the Clermont County Water Resources Department, Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio:

SECTION 1. By this Resolution which ratifies and declares necessity for the detailed plans, specifications and estimates of cost and financing for the Project as described in the attached Exhibit "A" which exhibit is hereby made a part hereof, in said County, is hereby approved, ratified and confirmed.

SECTION 2. That this Board of County Commissioners hereby declares it necessary for the preservation and promotion of the public health and welfare to construct Project as described in the attached Exhibit "A" which exhibit is hereby made a part hereof.

SECTION 3. That it is hereby determining to proceed with the Project, in accordance with the detailed plans, specifications, and estimates of cost and financing, as herein ratified and confirmed, and to provide for the receipt of bids for the project pursuant to public advertisement therefore in the manner prescribed by law.

SECTION 4. That the work or improvements as described herein shall proceed in accordance with the priority of need and as may be accomplished in conjunction with continued operation of the Clermont County Wastewater System.

SECTION 5. Said construction of certain improvements set forth in Exhibit "A" are more particularly described and set out in the plans, specifications, and estimates of cost and financing, which are on file in the office of the Clermont County Water Resources Department, 4400 Haskell Lane, Batavia, Ohio 45103, where they may be examined.

SECTION 6. That the entire cost of the Project, including engineering fees, legal fees, and all necessary and incidental expenses in connection therewith shall be paid from one or more of any combination of the Wastewater Replacement and Improvements Fund, Wastewater 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 Wastewater System.

SECTION 7. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8. That a copy of this resolution be certified to (a) the County Auditor of Clermont County, Ohio within fifteen (15) days after passage hereof, as provided in Section 319.61 of the Ohio Revised Code, and (b) the County Sanitary Engineer for information.

Mr. Uible seconded the motion and the vote thereon resulted as follows:

Mr. Humphrey, Aye; Mr. Uible, Yes; Mr. Proud, Yea.

PASSED: July 17, 2013

Judith Rocca
Clerk,
Board of County Commissioners,
Clermont County, Ohio

APPROVED AS TO FORM ONLY:
D. VINCENT FARIS, PROSECUTOR
CLERMONT COUNTY, OHIO

By: Allan L. Edwards
Allan L. Edwards, Assistant Prosecutor

Dated: 7-2-13

CERTIFICATE

The undersigned, Clerk of the Board of County Commissioners of Clermont County, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution No. 120-13 passed by the Board of County Commissioners of Clermont County, Ohio on July 17, 2013 and that a copy thereof was certified to the County Auditor and the Clermont County Water Resources Department.

Clerk,
Board of County Commissioners,
Clermont County, Ohio