

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MAY 22, 2013, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, DAVID H. UIBLE, VICE PRESIDENT, AND ROBERT L. PROUD, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD AND THE BOARD OF COUNTY COMMISSIONERS WAS HONORED TO HAVE SGT DONNIE LAWRENCE AND SFC CHRIS ELLIS OF THE UNITED STATES ARMY TO LEAD ALL PRESENT IN THE RECITATION OF THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW THAT THE MAY 22, 2013 REGULAR SESSION WAS VIDEOTAPED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME. IN ADDITION, THE REGULAR SESSION IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT <http://www.clermontcountyohio.gov/videos-bcc.aspx>.

LET THE RECORD SHOW: The Board of County Commissioners presented SGT Donnie Lawrence and SFC Chris Ellis of the United States Army with Certificates of Appreciation honoring them for their courageous commitment to our country, SGT Lawrence while supporting Operation Enduring Freedom and SFC Ellis while supporting numerous operations during his 22 years of service. The Board commended their bravery and dedication to the cause of freedom. Both SGT Lawrence and SFC Ellis provided a brief overview of their background and experience in the United States Army.

SGT Lawrence and SFC Ellis were also presented with Congressional Proclamations from Annie Wilkenson, on behalf of Congressman Brad Wenstrup, honoring them for their service to our country. In addition, medallion challenge coins were presented to the servicemen from Howard Daugherty, Director of the Clermont County Veterans' Service Commission, a certificate of recognition and Clermont County Sheriff's challenge coin was presented to SFC Ellis from Sheriff Albert J. Rodenberg of the Clermont County Sheriff's Office.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 64-13/PAYMENT OF BILLS... ...ADOPTED

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

Recommendation that the Board of County Commissioners adopt **Resolution Number 64-13** resolving to approve payment to vendors **in the total amount of \$655,217.03** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **May 22, 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 on **05/20/2013 and 05/21/2013**, 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:

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

IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT...PUBLICATION OF NOTICE OF PUBLIC HEARING RELATIVE TO THE PROPOSED COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION AND THE CRITICAL INFRASTRUCTURE SET-ASIDE GRANT APPLICATION FOR THE COUNTY OF CLERMONT, OHIO, FOR COMMUNITY DEVELOPMENT PROGRAM FY 2013...13-0514-003...APPROVED

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

Recommendation of Andrew T. Kuchta, Director, Department of Community and Economic Development, with the concurrence of Stephen H. Rabolt, County Administrator, to approve the request to schedule a public hearing relative to the proposed Community Development Block Grant Application and the Critical Infrastructure Set-Aside Grant Application to the Ohio Development Services Agency for the County of Clermont, Ohio, for Fiscal Year 2013 and to authorize the Clerk of the Board to place a Notice of Public Hearing in a newspaper of general circulation on Thursday, May 30, 2013 designating **Wednesday, June 19, 2013 at 10:00 A.M. Local Time** in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960 as the date, time and location for the afore stated public hearing to afford public comment relative thereto. This notice will also be posted on Clermont County's website at the following URL link: www.clermontcountyohio.gov.

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

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

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/THE TELECOMMUNICATIONS DIVISION...EXECUTION OF A TIME WARNER CABLE BUSINESS CLASS CUSTOMER SERVICE ORDER FOR THE PROVISION OF UPGRADED SERVICES RELATIVE TO THE SERVICE AGREEMENT WITH TIME WARNER CABLE FOR DEDICATED INTERNET ACCESS CONNECTION FOR COUNTYWIDE USE...08-0729-002...EXECUTED

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

Recommendation of Brian L. Dunkle, OTCS Director, Office of Technology, Communications and Security/The Telecommunications Division, with the concurrence of Stephen H. Rabolt, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute a Time Warner Cable Business Class Customer Service Order with Time Warner Cable, 11252 Cornell Park Drive, Cincinnati, Ohio 45242 for the provision of upgraded services relative to the Service Agreement with Time Warner Cable, 11252 Cornell Park Drive, Cincinnati, Ohio 45242 for dedicated internet access connection for countywide use, previously ratified by the Board of County Commissioners on 08/06/08, which includes upgrading the existing 20Mbps dedicated internet access to 30Mbps dedicated internet access as outlined in the Service Level Agreement, attached thereto and made a part thereof, effective on the installation date thereof for a period of thirty-six (36) months, at a monthly amount of \$1,385.10, for a total contract amount not to exceed \$49,863.60, with all other terms and conditions of the original Service Agreement to remain in full force, **and contingent upon the issuance and receipt of a revised Certificate of Liability Insurance therefore.**

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

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

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RELEASE OF A MAINTENANCE BOND AS SURETY FOR THE
INSTALLATION OF A SANITARY SEWER MAIN EXTENSION AND
ACCEPTANCE OF SAME INTO THE COUNTY SEWER SYSTEM...05-
1012-002...APPROVED**

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

Recommendation of Heath Wilson, P.E., Engineer, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to authorize the release of the following Maintenance Bond which provided surety for the installation of a sanitary sewer main extension and to accept said sanitary sewer main extension into the County Sewer System pursuant to the Clermont County Water Resources Department Rules and Regulations:

Location/Project	Township	Sewer Main Extension Maintenance Bond
North Afton Sanitary Sewer Project Phase I Project Number 651-0642	Batavia	\$66,045.00

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

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

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
GRANT OF SEWER EASEMENT WITH RIGHT OF RE-ENTRY FOR
REPAIR AND REPLACEMENT HERETOFORE GRANTED AND
CONVEYED TO THE BOARD OF COUNTY COMMISSIONERS,
CLERMONT COUNTY, OHIO, FOR PARCEL NUMBER 28-28-13F-012.
RELATIVE TO THE PROPOSED NINE MILE CREEK PRESERVE
LOCATED IN PIERCE TOWNSHIP...13-0513-002...ACCEPTED**

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

Recommendation of Chris Rowland, P.E., Assistant Sanitary Engineer, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to accept the following Grant of Sewer Easement with Right of Re-Entry for Repair and Replacement heretofore granted and conveyed to the Board of County Commissioners, Clermont County, Ohio, for utility purposes of constructing, operating, maintaining, repairing, replacing, removing or reinstalling sewer utility lines, pumping equipment and manholes, and all incidental fixtures required for the transportation of sewage in, on, under, and across the property of the Grantor, as well as, provide ingress and egress access to the easement areas for Parcel Number 28-28-13F-012. relative to the proposed Nine Mile Creek Preserve located in Pierce Township, and to authorize the County Auditor to remit payment payable to J. Robert True, Clermont County Treasurer, in the amount of \$68.00, for the recording fees required therefore:

Grantor	Parcel Number	Compensation
Norma J. Ferguson 3645 Merwin Ten Mile Road Cincinnati, Ohio 45245	28-28-13F-012.	Perm - Donated

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

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

IN RE: COUNTY ENGINEER...OHIO PUBLIC WORKS COMMISSION (OPWC) PROJECT AGREEMENTS WITH THE STATE OF OHIO FOR OPWC PROJECT CONTROL NUMBERS CJX13 FOR THE FEMA LANDSLIDE REPAIRS – PHASE II AND CJX14 FOR THE EASTGATE SOUTH DRIVE AND CLEPPER LANE ROUNDABOUT, RESPECTIVELY, IN CONCERT WITH THE AID TO LOCAL GOVERNMENT PROGRAM...12-1129-005... EXECUTED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners to execute Ohio Public Works Commission (OPWC) Project Agreements by and between the County of Clermont, Ohio, and the State of Ohio, acting by and through the Director of the Ohio Public Works Commission, 65 East State Street, Suite 312, Columbus, Ohio 43215-4213 for OPWC Project Control Number CJX13 entitled FEMA Landslide Repairs – Phase II in the amount of \$145,737.00 and OPWC Project Control Number CJX14 entitled Eastgate South Drive and Clepper Lane Roundabout in the amount of \$790,000.00, as outlined below, in concert with the Aid to Local Government Program for 2013/Program Year 27, pursuant to and in compliance with the terms and conditions specified therein:

Project	OPWC Project Control Number	Total Project Amount
FEMA Landslide Repairs – Phase II	CJX13	\$ 145,737.00 (OPWC Grant) \$ 1,020,158.00 (FEMA) \$ 1,165,895.00
Eastgate South Drive and Clepper Lane Roundabout	CJX14	\$ 790,000.00 (OPWC Grant) \$ 210,000.00 (MVG Fund) \$ 1,000,000.00

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

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

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 65-13/REQUEST TO REDUCE THE SPEED LIMIT ON TAYLOR PIKE LOCATED IN WAYNE TOWNSHIP...13-0508-002...ADOPTED

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

Recommendation of Patrick J. Manger, with the concurrence of Stephen H. Rabolt, County Administrator, to adopt **Resolution Number 65-13** resolving to request the State of Ohio/Director of Transportation to reduce the speed limit on Taylor Pike located in Wayne Township as outlined below:

Road	Current Speed Limit	Beginning/Ending	Length/Mileage
Taylor Pike Resolution Number 65-13 DC #13-0508-002	Un-posted 55 MPH	From State Route 133 to State Route 133	5.37 miles or 28,353.6 feet

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

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

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 66-13/REQUEST TO REDUCE THE SPEED LIMIT ON BUCKWHEAT ROAD LOCATED IN MIAMI TOWNSHIP...13-0508-00...ADOPTED

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

Recommendation of Patrick J. Manger, with the concurrence of Stephen H. Rabolt, County Administrator, to adopt **Resolution Number 66-13** resolving to request the State of Ohio/Director of Transportation to reduce the speed limit on Buckwheat Road located in Miami Township as outlined below:

Road	Current Speed Limit	Beginning/Ending	Length/Mileage
Buckwheat Road Resolution Number 66-13 DC #13-0508-001	45 MPH	From State Route 131 to State Route 28	1.85 miles or 9,768 feet

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2013...APPROVED

Moved by Mr. Uible, 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 Stephen H. Rabolt, County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2013 (Resolution Number 190-12), including legal level of control, and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

CASH TRANSFER OF FUNDS FOR FISCAL YEAR 2013

FROM: FUND - OBJECT - ACCOUNT	TO: FUND - OBJECT - ACCOUNT	AMOUNT
GENERAL FUND	SOIL & WATER DISTRICT	74,356.50
TRANSFERS OUT TO SPEC REV	OPERATING TRF IN FROM GEN FUND	
1000 - 01 - 01 - 032400 - 700200 -	7500 - 21 - 25 - 911000 - 480100 -	

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

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

IN RE: APPROVAL OF INFORMAL REGULAR SESSION MINUTES OF 04/29/13 and 05/06/13...APPROVED

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

Recommendation to approve the minutes of Informal Regular Session of 04/29/13 and 05/06/13.

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

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

IN RE: APPROVAL OF INFORMAL REGULAR SESSION MINUTES OF 05/01/13 ...APPROVED

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

Recommendation to approve the minutes of Informal Regular Session of 05/01/13.

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

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

IN RE: MINUTES OF REGULAR SESSION...APPROVED

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

Recommendation to approve the minutes of Regular Session of 05/22/13.

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

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

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Uible, seconded by Mr. Proud, 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 at 10:50 A.M. 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. Uible, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

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

EDWIN H. HUMPHREY, PRESIDENT

DAVID H. UIBLE, VICE PRESIDENT

ROBERT L. PROUD, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

05/22/13
DATE APPROVED