

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 5, 2014, IN THE CONFERENCE ROOM OF THE CLERMONT COUNTY ENGINEER, 2381 CLERMONT CENTER DRIVE, BATAVIA, OHIO 45103, WITH THE FOLLOWING MEMBERS PRESENT: DAVID H. UIBLE, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND EDWIN H. HUMPHREY, MEMBER. 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.

LET THE RECORD SHOW THAT THE NOVEMBER 5, 2014 REGULAR SESSION WAS VIDEO RECORDED 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>.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...
DESIGNATION OF "ADOPTION AWARENESS MONTH IN
CLERMONT COUNTY"...14-0115-001...**

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating the month of November, 2014 as "Adoption Awareness Month in Clermont County".

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER
155-14/PAYMENT OF BILLS...ADOPTED**

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

Recommendation that the Board of County Commissioners adopt **Resolution Number 155-14** resolving to approve payment to vendors **in the total amount of \$879,052.01** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **November 5, 2014**, BCC Directed Pre-Paid Invoices Report(s), 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 **11/03/2014**, 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. Humphrey, Aye; Mr. Proud, Yea; Mr. Uible, Yes.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF
SERVICE AGREEMENT WITH LIGHTHOUSE YOUTH SERVICES,
INC. FOR THE PROVISION OF PAINT CREEK YOUTH CENTER
RESIDENTIAL TREATMENT SERVICES FOR SAME...14-1024-
003...EXECUTED**

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

Recommendation of Judy Eschmann, Director, Department of Job and Family Services, with the concurrence of Stephen H. Rabolt, County Administrator, to execute a Purchase of Service

Agreement by and between the County of Clermont, Ohio, and Lighthouse Youth Services, Inc., 401 East McMillan Street, Cincinnati, Ohio 45206 for the provision of Paint Creek Youth Center Residential Treatment Services for a specific child referred by the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates as identified therein, effective 04/09/14 through 04/08/15, pursuant to and in compliance with the terms and conditions specified therein.

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

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

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH LIGHTHOUSE YOUTH SERVICES, INC. FOR THE PROVISION OF BOY'S GROUP HOME/RESIDENTIAL TREATMENT, COMMUNITY MANAGEMENT PROGRAM (STRUCTURED THERAPEUTIC SERVICES) AND YOUTH CRISIS CENTER SERVICES FOR SAME...14-1024-005...EXECUTED

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

Recommendation of Judy Eschmann, Director, Department of Job and Family Services, with the concurrence of Stephen H. Rabolt, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Lighthouse Youth Services, Inc., 401 East McMillan Street, Cincinnati, Ohio 45206, for the provision of Boy's Group Home/Residential Treatment, Community Management Program (Structured Therapeutic Services) and Youth Crisis Center Services for children referred by the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates as identified therein, effective 07/01/14 through 06/30/15, pursuant to and in compliance with the terms and conditions specified therein.

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

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

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH THE VILLAGE NETWORK FOR THE PROVISION OF RESIDENTIAL TREATMENT SERVICES FOR SAME...14-1024-004...EXECUTED

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

Recommendation of Judy Eschmann, Director, Department of Job and Family Services, with the concurrence of Stephen H. Rabolt, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and The Village Network, 2000 Noble Drive, Wooster, Ohio 44691, for the provision of residential treatment services for children referred by the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates as identified therein, effective 07/01/14 through 06/30/15, pursuant to and in compliance with the terms and conditions specified therein.

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

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

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH BELMONT PINES HOSPITAL FOR

THE PROVISION OF RESIDENTIAL TREATMENT AND EXTENDED CARE SERVICES FOR SAME...14-1030-003...EXECUTED

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

Recommendation of Judy Eschmann, Director, Department of Job and Family Services, with the concurrence of Stephen H. Rabolt, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Belmont Pines Hospital, 615 Churchill-Hubbard Road, Youngstown, Ohio 44505, for the provision of residential treatment and extended care services for children referred by the Department of Job and Family Services and/or Clermont County Juvenile Court, at the per diem rates of \$350.00 and \$385.00, respectively, effective 09/01/14 through 08/31/15, pursuant to and in compliance with the terms and conditions specified therein.

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

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

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...AGREEMENT FOR RECRUITING SERVICES WITH TRINA FARRELL FOR THE PROVISION OF MARKETING AND RECRUITMENT OF FOSTER FAMILIES FOR CHILDREN IN THE CARE AND/OR CUSTODY OF THE DEPARTMENT OF JOB AND FAMILY SERVICES...14-1030-002...EXECUTED

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

Recommendation of Judy Eschmann, Director, Department of Job and Family Services, with the concurrence of Stephen H. Rabolt, County Administrator, to execute an Agreement for Recruiting Services by and between the County of Clermont, Ohio, and Trina Farrell, 5751 Belfast Owensville Road, Batavia, Ohio 45103 for the provision of marketing and recruitment of foster families for children in the care and/or custody of the Department of Job and Family Services, at the rate of \$1,000.00 for each licensed foster home from those individuals who make application, not initial contact, with the Clermont County Department of Job and Family Services during the term of this agreement, as well as, and up to \$10,000.00 for marketing efforts as specified therein, effective for the period of 12/01/14 through 11/30/15, pursuant to and in compliance with the terms and conditions set forth therein.

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

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

IN RE: OFFICE OF MANAGEMENT AND BUDGET/ THE TELECOMMUNICATIONS DIVISION...EXECUTION OF REQUEST TO ENGAGE BILLABLE RESOURCE AND BILL OF MATERIALS PROPOSAL NUMBER 550065748 WITH CINCINNATI BELL TECHNOLOGY SOLUTIONS FOR AN AVAYA CALL CENTER CONFIGURATION, SETUP AND TRAINING, AS WELL AS, EXECUTION OF A MASTER SOFTWARE LICENSE AGREEMENT AND PRODUCT SCHEDULE ADDENDUM WITH NETLERT, A DIVISION OF CANDESCENT SOFTWARE LLC RELATIVE THERETO FOR UTILIZATION BY THE CLERMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES...14-1013-002...EXECUTED

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

approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget/The Telecommunications Division, with the concurrence of Stephen H. Rabolt, County Administrator, to authorize David H. Uible, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute (1) the Request to Engage Billable Resource and Bill of Materials Proposal Number 550065748 with Cincinnati Bell Technology Solutions, 4600 Montgomery Road, Cincinnati, Ohio 45212 for an Avaya Call Center Configuration, Setup and Training and (2) the Master Software License Agreement and Product Schedule Addendum with NetLert, a division of Candescant SoftBase LLC, 20 Fall Pippin Lane, Suite 202, Asheville, North Carolina 28803 for the purchase of N-Focus Software relative thereto, as well as, the Clermont County Rider for Software Maintenance Agreement in concert therewith, for a total cost of \$16,750.00, as outlined in Cincinnati Bell Technology Solutions Quote #5500.00, for utilization by the Clermont County Department of Job and Family Services, pursuant to and in compliance with the terms and conditions set forth therein.

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

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

**IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT
...ELECTRONIC SUBSCRIPTION RENEWALS FOR SOFTWARE
UPDATES FOR SAME...14-1023-004...APPROVED**

Moved by Mr. Proud, seconded by Mr. Humphrey, 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 electronic subscription renewals for the provision of software updates at the not to exceed estimated rate(s) and the term(s) outlined below and as set forth in the electronic subscription renewals, all of which are on file in the Department of Community and Economic Development, and to authorize the County Auditor to remit payment therefore:

Vendor	Software	Not to Exceed Estimated Rate	Term
Environmental Systems Research Institute (ESRI) File 54630 Los Angeles, California 90074-4630	ArcGIS Desktop Basic, Standard and Advanced, Spatial Analyst, 3D Analyst, Network Analyst, ArcGIS Publisher, ArcEDN, ArcGIS Server Basic Enterprise, ArcGIS Server Standard Enterprise, Business Analyst Online	\$33,380.96	12/04/14 through 12/03/15

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

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

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
DESIGNATION OF AUTHORIZED REPRESENTATIVES TO FURNISH
HUNTINGTON NATIONAL BANK INSTRUCTIONS RELATED TO ANY
MATTER CONCERNING THE 2013 TRUST INDENTURES AND
EXECUTION OF AUTHORIZED REPRESENTATIVES CERTIFICATE
OF INCUMBENCY RELATIVE THERETO...14-1024-002...APPROVED**

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

Recommendation of Stephen H. Rabolt, County Administrator, to designate Suzanne Scheetz, Controller, Clermont County Water Resources Department and Jessica Hornsby, Fiscal Support Coordinator, Office of Management and Budget/Clermont County Water Resources Department, as the authorized representatives of the Board of County Commissioners to furnish Huntington National Bank with directions related to any matter concerning the trust accounts, funds or properties established under the 2013 Trust Indentures (Master Trust Agreement and First Supplemental Trust Agreement, both dated June 1, 2013) in accordance with the limitations and authorizations established therein and to execute the Authorized Representatives Certificate of Incumbency relative thereto.

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

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

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH HOWELL CONTRACTORS, INC. FOR PROJECT NUMBER 6401-60104 RELATIVE TO THE SR 132 WATER MAIN REPLACEMENT PROJECT LOCATED WITHIN STONELICK TOWNSHIP...13-1211-004...EXECUTED

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

Recommendation of Kevin Kappers, E.I., Project Manager, with the concurrence of Chris Rowland, P.E., Assistant Sanitary Engineer, Clermont County Water Resources Department, to authorize David H. Uible, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute Change Order Number 1 to the Contract with Howell Contractors, Inc., 980 Helen Ruth Drive, Fort Wright, Kentucky 41017, previously ratified by the Board of County Commissioners on 02/26/14, for Project Number 6401-60104 relative to the SR 132 Water Main Replacement Project located within Stonelick Township, which represents a decrease in the amount of \$44,499.96, for a total adjusted contract price to date of \$861,350.04, as well as, a deduction of time of 2 calendar days for the completion thereof, for a revised contract completion date of 08/28/14, 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; Mr. Humphrey, Aye; Mr. Uible, Yes.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND SEWER MAIN EXTENSIONS FOR SAME...14-1023-002...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, 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 execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sewer Main Extensions to serve the following subdivision:

Subdivision	Township	Water Main Extension Bond	Sewer Main Extension Bond
Willows Bend Subdivision Section 2B	Miami	\$2,200.00	\$2,900.00

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

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

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
AWARD OF BID AND EXECUTION OF CONTRACT FOR
LABORATORY ANALYTICAL SERVICES FOR SAME...14-0623-
002...EXECUTED**

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

Recommendation of Paul Braasch, Director, Office of Environmental Quality, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to award the bid for Laboratory Analytical Services for the Clermont County Water Resources Department, pursuant to the specifications, to Belmont Park Environmental Laboratories, Inc. (Belmont Labs), 25 Holiday Drive, Englewood, Ohio 45322 for the lowest and best bid received on 09/25/2014, at the item prices as outlined therein, for a total annualized estimated amount not to exceed \$55,418.00, effective 11/05/2014 through 11/04/2017, with the option to renew for an additional one (1) year period, and to execute the Contract relative thereto, pursuant to and in compliance with 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. Humphrey, Aye; Mr. Uible, Yes.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
AWARD OF BID AND EXECUTION OF CONTRACT FOR THE
FURNISHING AND DELIVERY OF POLYMER FOR SAME...
14-0903-003...EXECUTED**

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

Recommendation of J. Dwight Culbertson, Assistant Director of Operations, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to award the bid for the Furnishing and Delivery of Polymer for the Clermont County Water Resources Department, pursuant to the specifications, to Polydyne Inc., 1 Chemical Plant Road, Riceboro, Georgia 31323 for the sole bid received on 10/9/2014, for a total annualized estimated cost of \$104,640.00, effective 01/01/2015 through 12/31/2017, with the option to renew for an additional one (1) year period, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid relative thereto *and contingent upon the adoption of the Annual Appropriations for Calendar Year 2015 and the issuance and receipt of the required purchase order therefore.*

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

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

**IN RE: COUNTY ENGINEER...GROSCHEN SUBDIVISION/UNION
TOWNSHIP...RECORD PLAT NUMBER 629-2890 FOR THE REPLAT OF
LOT NUMBER 22 WITHIN SAME...14-1023-005...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, 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 execute **Record Plat Number 629-2890** for the Replat of a Lot in the following Subdivision located within Union Township:

Subdivision	Record Plat Number	Reason for Replat
Groschen Subdivision Union Township	629-2890	To Create New Lot Numbers 22A and 22B

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

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

IN RE: COUNTY ENGINEER...CROSSPOINTE PUD SUBDIVISION/SECTION TWO/BLOCK D/BATAVIA TOWNSHIP...RECORD PLAT NUMBER 629-2891 AND COMBINED PERFORMANCE AND MAINTENANCE BOND, AS WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...14-0924-003...EXECUTED

Moved by Mr. Humphrey, 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 Stephen H. Rabolt, County Administrator, to execute **Record Plat Number 629-2891** for the following subdivision located within Batavia Township, and further to execute the Combined Performance and Maintenance Bond, as well as, the Performance Bond for Sidewalks as Surety for same relative to the construction of the below listed street:

Subdivision	Performance and Maintenance Bond	Performance Bond for Sidewalks	Street/Length (miles)
Crosspointe PUD Subdivision Section 2/Block D Batavia Township	\$22,000.00/\$10,000.00	\$12,520.00	Crossridge Drive (0.105)

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

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

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON BURDSALL ROAD LOCATED IN JACKSON TOWNSHIP...14-1104-002...APPROVED

Moved by Mr. Proud, seconded by Mr. Humphrey, 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 a temporary detour to through traffic on Burdsall Road, approximately 50' South of 4998 Burdsall Road, located in Jackson Township, beginning **Wednesday, 11/12/14 through Friday, 11/14/14**, for a culvert repair (Culvert Number CC25-3) 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. Humphrey, Aye; Mr. Uible, Yes.

IN RE: BOARD OF COUNTY COMMISSIONERS...ADOPTION OF REVISED TABLES OF ORGANIZATION FOR THE BOARD OF COUNTY COMMISSIONERS AND THE OFFICE OF MANAGEMENT AND BUDGET...14-1029-001...ADOPTED

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

Recommendation of Thomas J. Eigel, Assistant County Administrator, with the concurrence of Stephen H. Rabolt, County Administrator, to adopt revised Tables of Organization for the Board of County Commissioners and the Office of Management and Budget and to revise the reporting structure of the aforementioned departments under the jurisdiction of the Board of County Commissioners as outlined therein and as listed below, effective upon adoption thereof, and further to authorize the update of the appropriate internet links and appendices accordingly:

Board of County Commissioners

Changes in Organizations/Personnel reporting directly to the County Administrator:

BCC Program Administrator (Formerly OMB Program Administrator)
including The Telecommunications Division

Office of Management and Budget

Changes in Organizations/Personnel reporting directly to the Director of OMB

Systems Coordinator Supervisor including the Records Management Division

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...AMENDMENT TO SECTION 4.06 OF THE CLERMONT COUNTY PERSONNEL POLICY AND PROCEDURE MANUAL ENTITLED "INSURANCE"...07-0730-002...APPROVED

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

Recommendation of Yvonne Smith, Benefits Coordinator, with the concurrence of Thomas J. Eigel, Assistant County Administrator, to amend Section 4.06 of the Clermont County Personnel Policy and Procedure Manual entitled "Insurance", to include additional and amended language to reflect the changes to the eligibility period as mandated by the Patient Protection and Affordable Care Act (PPACA) and to further update the language of the policy to reflect current benefit offerings as outlined therein. effective 30 days upon approval thereof by the Board of Clermont County Commissioners; to transmit the revised Section 4.06 of the Clermont County Personnel Policy and Procedure Manual to all County department heads and supervisors, including other elected officials that utilize these procedures, for implementation thereof; and further, to authorize the update of the appropriate internet links and appendices accordingly, effective 12/05/2014.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 156-14/RESOLUTION AUTHORIZING THE EXECUTION OF MEMORANDA OF UNDERSTANDING BETWEEN THE CLERMONT COUNTY BOARD OF COMMISSIONERS AND FOUR CLERMONT COUNTY SPECIAL TAXING DISTRICTS KNOWN AS THE CLERMONT COUNTY GENERAL HEALTH DISTRICT, CLERMONT COUNTY SOIL AND WATER CONSERVATION DISTRICT, CLERMONT COUNTY MENTAL HEALTH AND RECOVERY BOARD AND THE CLERMONT COUNTY PARK DISTRICT RELATIVE TO THE DESIGNATION OF THE CLERMONT COUNTY RECORDS COMMISSION AS THE RECORDS COMMISSION FOR THE AFOREMENTIONED SPECIAL TAXING DISTRICTS PURSUANT TO SECTION 149.412 (B) OF THE OHIO REVISED CODE...14-1014-001...ADOPTED

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

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of Stephen H. Rabolt, County Administrator, to adopt **Resolution Number 156-14** resolving to authorize the execution of Memoranda of Understanding between the Clermont County Board of Commissioners and the Clermont County Special Taxing Districts known as the **(1) Clermont County General Health District**, 2275 Bauer Road , Suite 300, Batavia, Ohio 45103, **(2) Clermont County Soil and Water Conservation District**, 1000 Locust Street, Owensville, Ohio 45160, **(3) Clermont County Mental Health and Recovery Board**, 2337 Clermont Center Drive, Batavia, Ohio 45103 and the **(4) Clermont County Park District**, 2228 US Highway 50, Batavia, Ohio 45103 designating the Clermont County Records Commission as the records commission for the aforementioned Special Taxing Districts, pursuant to and in compliance with Section 149.412 (B) of the Ohio Revised Code and which shall remain in full force and effect unless terminated by either party thereto, upon thirty days written notice thereof.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 157-14/RESOLUTION AUTHORIZING EXECUTION OF THE BUSINESS ASSOCIATE AGREEMENT WITH SOUTHERN HEALTH PARTNERS, INC. RELATIVE TO CERTAIN PROTECTED HEALTH INFORMATION (PHI) OF INDIVIDUALS INCARCERATED IN THE CLERMONT COUNTY JAIL...14-1002-011...ADOPTED

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

Recommendation of Clermont County Sheriff Albert J. Rodenberg, Jr., with the concurrence of Stephen H. Rabolt, County Administrator, to adopt **Resolution Number 157-14** resolving to authorize David H. Uible, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute the Business Associate Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and Southern Health Partners, Inc., 2030 Hamilton Place Boulevard, Suite 140, Chattanooga, Tennessee 37421 to comply with the applicable requirements of the Privacy and Security Rules under the Health Insurance Portability and Accountability Act of 1996, Public Law 104-91 (HIPPA) and the American Recovery and Reinvestment Act of 2009 ("ARRA") in and as it relates to certain Protected Health Information ("PHI") of individuals incarcerated in the Clermont County Jail, effective 10/17/2014, and in conjunction with the Agreement with Southern Health Partners, Inc. for the provision of Inmate Health Services at the Clermont County Jail, previously ratified by the Board of County Commissioners on 07/26/05 and

subsequently extended on 11/08/06, 01/14/09 and 01/31/11, pursuant to and in compliance with the terms and conditions set forth therein.

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

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

IN RE: REQUESTS FROM VARIOUS DEPARTMENTS TO JOIN PROFESSIONAL ORGANIZATIONS AND AUTHORIZATION FOR REIMBURSEMENT OF ROUTINE TRAVEL EXPENSES RELATIVE THERETO...APPROVED

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

Requests from various departments to join professional organizations and to authorize payment of the annual dues in the amounts outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of **routine travel expenses** associated therewith (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or transportation by common carrier*) pursuant to the policies and procedures of the Board of County Commissioners and in compliance with the Annual Appropriations for Fiscal Year 2014 and any and all amendments subsequent thereto:

Elected Official or Department/Employee	Organization	Annual Dues	Term
Clermont County Court of Common Pleas Harold Paddock DC# 14-1022-002	American Bar Association	\$310.00	09/01/14 through 08/31/15

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2014...APPROVED

Moved by Mr. Proud, seconded by Mr. Humphrey, 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 resolve to approve and authorize financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation (**Resolution Number 178-13**) for Fiscal Year 2014, including legal level of control, and/or interfund transactions pursuant to Sections 5705.13 through 5705.14 of the Ohio Revised Code as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2014

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
GENERAL FUND	Juvenile Court	\$ 35,000.00
	OTHER EXPENSES	
	1000 - 02 - 14 - 271000 - 530000 -	
PILOT PROBATION	Pilot Probation Grant	\$ 16,000.00
	OTHER EXPENSES	
	2112 - 04 - 11 - 243000 - 530000 -	

ENHANCED WIRELESS 911 **Enhanced Wireless 9 1 1** **\$ 5,550.00**
FRINGE BENEFITS
 2542 - 04 - 01 - 113000 - 520000 -

BUDGET TRANSFER OF FUNDS FOR FISCAL YEAR 2014

FUND	FROM: ORGANIZATION - OBJECT - ACCOUNT	TO: ORGANIZATION - OBJECT - ACCOUNT	AMOUNT
FLEET MAINTENANCE	Fleet Maintenance REGULAR SALARY 8002 - 00 - 01 - 176000 - 511200 -	Fleet Maintenance OVERTIME 8002 - 00 - 01 - 176000 - 512100 -	\$ 5,000.00

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

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

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

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

Recommendation of Stephen H. Rabolt, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board of County Commissioners and in compliance with the Annual Appropriations for Fiscal Year 2014 and any and all amendments subsequent thereto:

**CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS
DIVISION**

Chris Davis: One (1) day – Cincinnati, Ohio – Hamilton County Domestic Court – To Observe Early Neutral Evaluation – Total expenses for other (\$8.00) estimated not to exceed \$8.00.

CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT

Brandi Biser and Kristin Kuchko: Three (3) days – London, Ohio – The Supreme Court of Ohio Judicial College Courses entitled: “Basic Defensive Tactics” and “Advanced Defensive Tactics” – Total expenses for lodging (\$203.38), and meals (\$33.73) estimated not to exceed \$237.11.

COUNTY SHERIFF

Duyane Ernst: One (1) day – Milford, Ohio – The Milford Police Department Class entitled: “Arrest and Control Techniques” – Total expenses for registration (\$50.00) estimated not to exceed \$50.00.

CLERMONT COUNTY WATER RESOURCES DEPARTMENT

Jeff Goetz: One (1) day – Dayton, Ohio – Walters Environmental Consulting, Inc. Training entitled: “Clarification and Filtration” – Total expenses for meals (\$10.00), mileage (\$77.28), registration (\$215.00), and other (\$15.00) estimated not to exceed \$317.28.

David Wainscott, Daniel Bailey, Eric Myers, William Beyer, and Gregory Costello: One (1) day – Mason, Ohio – Southwest Section Ohio Water Environment Association Thirteenth Annual Plant Operations Seminar & Sectional Meeting – Total expenses for registration (\$375.00) estimated not to exceed \$375.00.

DEPARTMENT OF JOB AND FAMILY SERVICES

Sanna Gast: One (1) day – Cincinnati, Ohio – Spirit Seminars & Consulting Workshop entitled: “WHY THEY DON’T And How to Guarantee That They Will” – Total expenses for registration (\$189.00) estimated not to exceed \$189.00.

Nichole McClure: Two (2) days – Columbus, Ohio – The Supreme Court of Ohio 2014

Specialized Dockets 11th Annual Conference and Training Seminar – Total expenses for lodging (\$150.00), meals (\$100.00), and mileage (\$115.92) estimated not to exceed \$365.92.

BUILDING INSPECTION DEPARTMENT

Heath Wilson: Two (2) days – Columbus, Ohio – 43rd Annual Water Management Association of Ohio Conference entitled: “Valuing Water: Exploring the Interactions Between People, Markets, and Water” – Total expenses for lodging (\$200.00), and registration (\$230.00) estimated not to exceed \$430.00.

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

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

IN RE: PERSONNEL ACTIONS *

* 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: THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 10:49 A.M. TO BE RECONVENED FOR THE SCHEDULED PUBLIC HEARING.

LET THE RECORD SHOW: THE BOARD OF COUNTY COMMISSIONERS RECONVENED REGULAR SESSION AT 11:01 A.M. FOR THE SCHEDULED PUBLIC HEARING.

IN RE: CONTINUATION OF FIRST PUBLIC HEARING ON THE REVISED PETITION OF ROBERT AND DONNA WETICK AND DIANE WELCH (NEE HATTON), THE OWNERS OF REAL PROPERTY SITUATED WITHIN ORCHARD VALLEY SUBDIVISION IN MIAMI TOWNSHIP, RELATIVE TO THE CONSTRUCTION OF DITCH IMPROVEMENTS PURSUANT TO SECTION 6131.04 OF THE OHIO REVISED CODE...13-1203-001

LET THE RECORD SHOW: THAT THE CONTINUATION OF THE FIRST PUBLIC HEARING WAS HELD THIS DATE SHORTLY AFTER 11:00 A.M. LOCAL TIME IN THE CONFERENCE ROOM OF THE CLERMONT COUNTY ENGINEER, 2381 CLERMONT CENTER DRIVE, BATAVIA, OHIO 45103, TO AFFORD THE RESIDENTS OF ORCHARD VALLEY SUBDIVISION, THE OPPORTUNITY TO PRESENT EVIDENCE ON THE PROPOSED CONSTRUCTION OF DITCH IMPROVEMENTS WITHIN ORCHARD VALLEY SUBDIVISION IN MIAMI TOWNSHIP PURSUANT TO SECTION 6131.04 OF THE OHIO REVISED CODE.

*** THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. A COURT REPORTER, EMPLOYED BY TRI-COUNTY COURT REPORTING AND VIDEOTAPE SERVICE, WAS PRESENT TO RECORD AND PREPARE AN OFFICIAL TRANSCRIPT OF THIS HEARING AND THE TRANSCRIPT WILL BE AVAILABLE FOR REVIEW UPON RECEIPT THEREOF DURING THE AFORESTATED DAYS AND HOURS OF OPERATION. A SIGN IN SHEET OF ALL THOSE IN ATTENDANCE IS BEING MADE A PART OF THE OFFICIAL RECORD.***

LET THE RECORD SHOW: DAVID H. UIBLE, PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS, OPENED THE PUBLIC HEARING ON BEHALF OF THE BOARD OF COUNTY COMMISSIONERS. COMMISSIONER UIBLE INDICATED THAT

EVERYONE PRESENT SHOULD SIGN THE AVAILABLE SIGN IN SHEET FOR THE OFFICIAL RECORD.

PATRICK T. MANGER, COUNTY ENGINEER, PRESENTED A SUPPLEMENTAL REPORT TO THE PRELIMINARY REPORT PRESENTED ON OCTOBER 1, 2014 REGARDING THE ORCHARD VALLEY SUBDIVISION PETITION. THE ENGINEERS POWERPOINT PRESENTATION WILL BE AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY ENGINEERS WEBSITE AT <http://www.clermontengineer.org>.

COMMISSIONER UIBLE ASKED MR. MANGER HOW THE TOPOGRAPHY IS DETERMINED. MR. MANGER INDICATED THAT AERIAL PHOTOGRAPHS ARE USED.

COMMISSIONER HUMPHREY ASKED IF THE ENTIRE 200 FEET OF PIPE WOULD NEED TO BE REPLACED OR JUST REPAIRED. MR. MANGER INDICATED THE PIPE WOULD NEED TO BE REPLACED.

COMMISSIONER HUMPHREY ASKED FOR CLARIFICATION OF THE PROPORTIONATE COST. MR. MANGER REFERENCED THE SUPPLEMENTAL REPORT.

COMMISSIONER UIBLE ASKED IF THIS WAS THE ENGINEER'S OFFICE COST ANALYSIS OR THE COST TO CONTRACT WITH A THIRD PARTY. MR. MANGER INDICATED THAT IT IS AN ESTIMATE BASED ON THIRD PARTY COSTS.

COMMISSIONER HUMPHREY ASKED WHY THE ENGINEER'S OFFICE DETERMINED THAT THE NEED WAS TO REPLACE RATHER THAN REPAIR THE PIPE. MR. MANGER INDICATED THAT IT WAS MORE ECONOMICAL TO FIX THE WHOLE PIPE RATHER THAN PIECE MEAL AND FACE REPAIRS IN THE FUTURE.

SHAY LAWRENCE, RESIDENT OF ORCHARD VALLEY SUBDIVISION, QUESTIONED HOW MAINTENANCE EXPENSES HAVE BEEN PAID UP UNTIL NOW, AND IF THEY WERE INCORPORATED INTO TAXES. MR. MANGER INDICATED THAT THIS IS A RESPONSIBILITY OF THE OWNERS OUTSIDE OF THE PUBLIC RIGHT OF WAY.

MICHAEL T. MANN, ASKED IF THE PURPOSE OF THE MAINTENANCE COSTS IS TO PREVENT SINKHOLES OR PROBLEMS IN THE FUTURE? MR. MANGER INDICATED THAT THAT WOULD BE THE INTENTION.

MICHAEL T. MANN, MANN & MANN, LLC, 115 9TH ST., CINCINNATI, OHIO 45202, ATTORNEY FOR THE PETITIONERS: ROBERT AND DONNA WETICK AND DIANE WELCH (NEE HATTON) ADDRESSED THE BOARD OF COUNTY COMMISSIONERS IN SUPPORT OF THE CONSTRUCTION OF DITCH IMPROVEMENTS SITUATED WITHIN ORCHARD VALLEY SUBDIVISION.

ROBERT WETICK, PETITIONER, ADDRESSED THE BOARD OF COUNTY COMMISSIONERS IN SUPPORT OF THE PETITION.

RESIDENTS OF ORCHARD VALLEY SUBDIVISION, AS IDENTIFIED IN THE OFFICIAL TRANSCRIPT OF RECORD, OPPOSED TO THE PETITION, ADDRESSED THE BOARD OF COUNTY COMMISSIONERS.

COMMISSIONER UIBLE, PRESIDENT OF THE BOARD, ACKNOWLEDGED CORRESPONDENCE RECEIVED TO DATE RELATIVE TO THE SUBJECT PETITION FOR THE CONSTRUCTION OF DITCH IMPROVEMENTS PURSUANT TO SECTION 6131.04 OF THE OHIO REVISED CODE.

COMMISSIONER HUMPHREY EXPRESSED THAT THE BOARD HAS INVESTED A LOT OF TIME AND ENERGY INTO THIS PETITION. HE STATED THAT THIS IS NOT AN

EASY DECISION. HE INDICATED THAT HE HAS READ THE LETTERS PROVIDED. COMMISSIONER HUMPHREY DISCUSSED THE CRITERIA OF THE PETITION AND REFERENCED THE DISCUSSION OF THE FACTS AND COMMENTS. COMMISSIONER HUMPHREY INDICATED THAT THE COUNTY DID NOTHING WRONG IN REGARDS TO THE BUILDING DEPARTMENT INSPECTIONS BY STATING THAT THE BUILDING DEPARTMENT RELIES ON THE REPORTS PROVIDED BY THE PROFESSIONAL ENGINEER'S HIRED BY THE BUILDER. HE ALSO INDICATED THAT THE PROSECUTOR'S OFFICE HAS ADVISED THE BOARD OF COUNTY COMMISSIONERS THAT THEY CANNOT SPEND TAX PAYER DOLLARS TO REPAIR PRIVATE PROPERTY.

RESIDENTS OF ORCHARD VALLEY SUBDIVISION, ASKED QUESTIONS AND MADE COMMENTS TO THE BOARD OF COUNTY COMMISSIONERS AND PATRICK T. MANGER, COUNTY ENGINEER, AS IDENTIFIED IN THE OFFICIAL TRANSCRIPT OF RECORD.

COMMISSIONER UIBLE ASKED MR. MANN IF FILING A SUIT AGAINST THE DEVELOPER WAS CONSIDERED. MR. MANN INDICATED THAT IT WAS NOT PRACTICAL.

COMMISSIONER HUMPHREY ASKED IF MR. MANN WAS AWARE OF ANY OTHER OPTIONS. MR. MANN INDICATED THERE WERE NO OTHER OPTIONS.

COMMISSIONER PROUD INDICATED THAT TO TOTALLY DENY THE PETITION WILL NOT RESOLVE THE PROBLEM. HE STATED THAT TAKING THE WATERSHEDS INTO CONSIDERATION WAS A FAIR AND EQUITABLE WAY.

COMMISSIONER UIBLE INDICATED THIS GOES BEYOND THE ORCHARD VALLEY SUBDIVISION, THIS SETS A PRECEDENT FOR THE FUTURE. COMMISSIONER UIBLE STATED THAT THE EXPENSE SHOULD BE SHARED, DUE TO THE MAGNITUDE, IN AN EQUITABLE WAY, WHATEVER THAT MAY BE.

PATRICK T. MANGER, COUNTY ENGINEER, REVIEWED THE OPTIONS PREVIOUSLY DISCUSSED THAT ARE AVAILABLE TO THE BOARD OF COUNTY COMMISSIONERS.

COMMISSIONER HUMPHREY ASKED FOR CLARIFICATION OF THE NAMES OF EACH OF THESE PLANS. MR. MANGER PROVIDED AN EXPLANATION.

COMMISSIONER PROUD INDICATED THE COMMISSIONERS WOULD LIKE TO MAKE A DECISION TODAY.

RESIDENTS OF ORCHARD VALLEY SUBDIVISION, CONTINUED TO ASK QUESTIONS AND MAKE COMMENTS TO THE BOARD OF COUNTY COMMISSIONERS, AS IDENTIFIED IN THE OFFICIAL TRANSCRIPT OF RECORD.

MARSHALL MCCACHRAN, ASSISTANT PROSECUTING ATTORNEY, REVIEWED THE PROCESS FOR THE DISPOSAL OF THE DITCH PETITION.

THE BOARD OF COUNTY COMMISSIONERS AGREED UNANIMOUSLY THAT A DECISION SHOULD BE MADE TODAY.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 158-14/RESOLUTION PURSUANT TO OHIO REVISED CODE SECTIONS 6131.02 AND 6131.12, GRANTING THE PETITION OF ROBERT AND DONNA WETICK AND DIANE WELCH AS MODIFIED BY THE SUPPLEMENTAL REPORT OF THE COUNTY ENGINEER PRESENTED ON NOVEMBER 5, 2014 TO INCLUDE ONLY THE AREA

DESIGNATED AS SUB AREA 1-A, CONSISTING OF 64 LOTS...13-1203-001...ADOPTED

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

The Board of County Commissioners adopted Resolution No. 158-14 pursuant to Ohio Revised Code Sections 6131.02 and 6131.12, resolving to grant the Petition of Robert and Donna Wetick and Diane Welch *as modified* by the Supplemental Report of the County Engineer presented on November 5, 2014 to include only the area designated as Sub Area 1-A, consisting of 64 lots.

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

Mr. Proud, Yea; Mr. Uible, Yes. Mr. Humphrey, No;

LET THE RECORD SHOW: THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 12:53 P.M. TO BE RECONVENED FOLLOWING THE PREPARATION OF THE REGULAR SESSION MINUTES.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 1:01 P.M.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Humphrey, 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 1:01 P.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. Humphrey, Aye; Mr. Proud, Yea; Mr. Uible, Yes.

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

DAVID H. UIBLE, PRESIDENT

ROBERT L. PROUD, VICE PRESIDENT

EDWIN H. HUMPHREY, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

11/12/2014
DATE APPROVED