

Moved by Mr. Proud, seconded by Mr. Humphrey,

Recommendation that the Board of County Commissioners adopt Resolution Number 08-14 resolving to approve payment to vendors in the total amount of \$1,429,587.37 as set forth in the BCC Approval Invoice Report(s) For Checks Dated January 29, 2014, 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 1/28/2014 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:

David H. Uible,	<u>yes</u>
Robert L. Proud,	<u>yea</u>
Edwin H. Humphrey,	<u>aye</u>

Date Adopted: January 29, 2014

<u>[Signature]</u>
David H. Uible
<u>[Signature]</u>
Robert L. Proud
<u>[Signature]</u>
Edwin H. Humphrey

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 29th day of January 2014, at the Office of said Board with the following members present:

David Uible, President

Robert L. Proud, Vice President

Edwin H. Humphrey, Member

Mr. Proud moved for the adoption of the following Resolution:

RESOLUTION NUMBER 09-14

RESOLUTION AUTHORIZING TERMINATION OF PRIOR SANITARY SEWER SERVICES AGREEMENTS WITH THE BOARD OF COUNTY COMMISSIONERS OF HAMILTON COUNTY, OHIO, RELATIVE TO PROVIDING PUBLIC SANITARY SEWER SERVICES ACROSS COUNTY LINES AND AUTHORIZING THE EXECUTION OF A NEW SANITARY SEWER SERVICES AGREEMENT DESIGNATING SEWER SERVICE AREAS BASED ON RETAIL OR WHOLESALE SANITARY SEWER SERVICE AND CONSOLIDATING THE PRIOR SERVICE AREA BOUNDARIES WITHIN THE NEW AGREEMENT

WHEREAS, the Board of County Commissioners of Clermont County, Ohio, and the Board of County Commissioners of Hamilton County, Ohio, have previously adopted legislation entering into Sanitary Sewer Services Agreements creating sanitary sewer service areas across the Clermont County and Hamilton County lines in order to provide public sanitary sewer services to properties that would not otherwise have access to public sewer service, in order to best serve the public interest as economically and efficiently as possible; and

WHEREAS, the Clermont County and Hamilton County Board of Commissioners have adopted Resolutions creating, adjusting and/or modifying the sanitary service areas in 1996, 1997, 2000, 2001, 2003 and 2004, as outlined in Exhibit "A", attached hereto and made a part hereof; and

WHEREAS, both Clermont and Hamilton Counties wish to create a wholesale sewer service area within the vicinity of Mt. Carmel Road, Vicbarb Lane and Apple Blossom Lane in Hamilton County, as outlined in Exhibit "C", attached hereto and made a part hereof; and

WHEREAS, a new Sanitary Sewer Services Agreement is required in accordance with the OEPA and OKI redefining service area provision within the Areawide Water Quality Management Plan under Section 208 of the Clean Water Act, to allow the sanitary sewer service areas to be redefined based on the provision of retail or wholesale sanitary sewer service; and

WHEREAS, Clermont County and Hamilton County have determined to terminate the prior Sanitary Sewer Services Agreements and to consolidate the prior service area boundaries within the new Sanitary Sewer Services Agreement, incorporating the new terms and conditions for those service areas as outlined therein; and

WHEREAS, it is the desire of this Board of County Commissioners to enter into a new Sanitary Sewer Services Agreement with the Board of County Commissioners of Hamilton County, Ohio, to establish the sanitary sewer service boundaries and to document the rights and responsibilities of all parties in respect to providing sanitary sewer services to the designated areas.

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

SECTION 1. That the Board of County Commissioners of Clermont County, Ohio, hereby terminate the previous Sanitary Sewer Service Agreements, as created, adjusted and/or modified from 1996 through 2004, as outlined in Exhibit "A", and consolidate the prior service area boundaries within the new Sanitary Sewer Services Agreement, pursuant to and in compliance with the terms and conditions set forth therein.

SECTION 2. That upon adoption of this Resolution, the Board of County Commissioners of Clermont County, Ohio, hereby approve and execute the Sanitary Sewer Services Agreement with the Board of County Commissioners of Hamilton County, Ohio, establishing the service area boundaries as outlined in Exhibits "A1 thru A4", "B1 thru B3" and "C", attached hereto and made a part hereof, for the purpose of providing public sanitary sewer services across the Clermont and Hamilton County lines and establishing the terms and conditions between the two political jurisdictions in order to best service the public interest.

SECTION 3. That a copy of the Sanitary Sewer Services Agreement, along with copies of the respective Resolutions from Clermont and Hamilton Counties authorizing execution thereof, be sent to the OEPA for approval, with the Agreement to become effective upon written approval from said agency, Agreement may be terminated by written notice from either political jurisdiction and shall provide a minimum three year period prior to the termination date.

SECTION 4. 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.

The motion was seconded by Mr. Humphrey and, upon call of the roll, the vote was as follows:

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

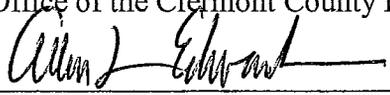
PASSED: JANUARY 29, 2014.

ATTEST:



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

This Resolution was approved as to form by the
Office of the Clermont County Prosecutor's Office



Allan Edwards, Ass't Prosecuting Attorney

Date: 1-9-14