

Moved by

Mr. Uible

, seconded by

Mr. Humphrey

Recommendation that the Board of County Commissioners adopt Resolution Number 23-16 resolving to approve payment to vendors **in the revised total amount of \$823,903.73** as set forth in the BCC Approval Invoice Reports For Checks Dated **February 19, 2016**, 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 02/18/2016, 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:

Robert L. Proud,

Yea

David H. Uible,

Yea

Edwin H. Humphrey,

Aye

Date Adopted:

February 19, 2016

Robert L. Proud
Robert L. Proud, President

David H. Uible
David H. Uible, Vice-President

Edwin H. Humphrey
Edwin H. Humphrey, Member

Moved by

Mr. Humphrey

, seconded by

Mr. Proud

Recommendation that the Board of County Commissioners adopt Resolution Number 24-10 resolving to approve payment to vendors included on the BCC Approval Invoice Report For Checks Dated **February 19, 2016** presented by the County Auditor 02/18/2016 as reflected on the Vendor Excerpt Report prepared by OMB, **in the amount of \$438.08** 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:

Robert L. Proud,

yea

David H. Uible,

Abstain

Edwin H. Humphrey,

aye

Date Adopted:

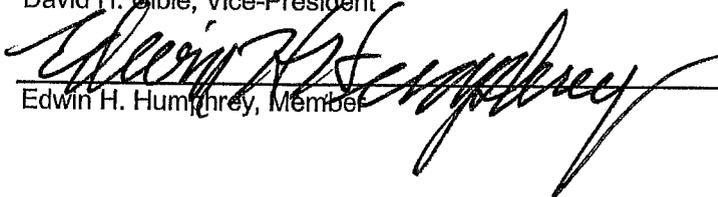
February 19, 2016



Robert L. Proud, President

Abstain

David H. Uible, Vice-President



Edwin H. Humphrey, Member

Moved by

Mr. Uible

, seconded by

Mr. Humphrey

Recommendation that the Board of County Commissioners adopt Resolution Number 25-14 resolving to approve payment to vendors included on the BCC Approval Invoice Report For Checks Dated **February 19, 2016** presented by the County Auditor 02/18/2016 as reflected on the Vendor Excerpt Report prepared by OMB, **in the amount of \$18.50** 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:

Robert L. Proud,

Abstain

David H. Uible,

yes

Edwin H. Humphrey,

aye

Date Adopted:

February 19, 2016

Abstain

Robert L. Proud, President

David H. Uible, Vice-President

Edwin H. Humphrey, Member

RESOLUTION NO. 26 -16

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 19th day of February 2016, with the following members present:

Robert L. Proud, President

David H. Uible, Vice President

Edwin H. Humphrey, Member

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

**RESOLUTION DELEGATING ALL DISASTER
AND EMERGENCY FUNCTIONS IN THE EVENT
OF THE ABSENCE OF A QUORUM OF THE BOARD**

WHEREAS, in the event of an absence of a quorum of the Board of County Commissioners the Board desires to have in place a sequence of authority for the performance of the functions of the Board in the case of a disaster and/or emergency.

WHEREAS, the Board of County Commissioners has appointed a County Administrator pursuant to Section 305.29 ORC and pursuant to Section 305.30(J) ORC the Board desires that, in the event of the absence of a quorum of the Board, the said County Administrator be delegated all of the functions conferred or incumbent upon the Board of County Commissioners in the case of a disaster or emergency situation; and

WHEREAS, in the event of the absence of a quorum of the Board and in the event that the County Administrator is absent from his office by reason of illness, death, vacation, resignation, or removal the President/Chairman of the Board of County Commissioners, pursuant to Section 305.29 ORC, has designated the Assistant County Administrator to act as county administrator to perform all of the functions conferred or incumbent upon the Board of County Commissioners in the case of a disaster or emergency situation until such time as the County Administrator returns to his duties or the Board appoints a new county administrator to fill the vacancy; and

WHEREAS, in the event of the absence of a quorum of the Board and in the event that the County Administrator and Assistant County Administrator are absent from their offices by reason of illness, death, vacation, resignation, or removal the President/Chairman of the Board of County Commissioners, pursuant to Section 305.29 ORC, has designated the Director of Community and Economic Development to act as county administrator to perform all of the functions conferred or incumbent upon the Board of County Commissioners in the case of a disaster or emergency situation until such time as the County Administrator or Assistant County Administrator returns to his duties or the Board appoints a new county administrator to fill the vacancy; and

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

SECTION I

That in the event of the absence of a quorum of the Board, the Board delegates all of the functions conferred or incumbent upon the Board in the case of a disaster and/or emergency situation to the County Administrator. For the purposes of this resolution a “disaster” means any imminent threat or actual occurrence of widespread or severe damage to or loss of property, personal hardship or injury, or loss of life that result from any natural phenomenon or act of a human. Further, for purposes of this Resolution an “emergency” shall mean, except as provided in Section 5502.41 ORC, “emergency” means any period during which the congress of the United States or its Chief Executive has declared or proclaimed that an emergency exists. In the event that the definitions of “disaster” and “emergency” shall be modified in Section 5502.21, such modified definition shall be substituted in this Resolution.

SECTION II

That, pursuant to Section 305.29 ORC the Board approves the designations by the President/Chairman of the Board of County Commissioners of the Assistant County

Administrator and Director of Community and Economic Development to act as county administrator and perform all of the functions conferred or incumbent upon the Board of County Commissioners in the case of a disaster and/or emergency situation until such time as the County Administrator returns to his duties or the Board appoints a new county administrator to fill the vacancy; and

SECTION III

That, in the event of the absence of a quorum of the Board and in the event that the County Administrator is absent from his office by reason of illness, death, vacation, resignation, or removal the Board delegates all of the functions conferred or incumbent upon the Board in the case of a disaster and/or emergency situation to the Assistant County Administrator until such time as the County Administrator returns to his duties or the Board appoints a new county administrator to fill the vacancy; and

SECTION IV

That in the event of the absence of a quorum of the Board and in the event that the County Administrator and Assistant County Administrator are absent from their offices by reason of illness, death, vacation, resignation, or removal the Board delegates to the Director of Community and Economic Development all of the functions conferred or incumbent upon the Board of County Commissioners in the case of a disaster and/or emergency situation until such time as the County Administrator or Assistant County Administrator returns to his duties or the Board appoints a new county administrator to fill the vacancy; and

SECTION V

That the functions hereby delegated to the County Administrator are to be considered in conjunction with and parallel to the functions performed by the Board itself and the Board hereby retains all authority to perform all functions conferred upon it by the Ohio Revised Code or applicable State or Federal Law in the case of a "disaster" or "emergency" and this Resolution

shall not be deemed to be a release or bar to authority by the Board itself to act in the appropriate situation.

SECTION VI

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 its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. Humphrey seconded the motion and on roll call, the vote resulted as follows:

Mr. Proud	<u>Yes</u>
Mr. Uible	<u>Yes</u>
Mr. Humphrey	<u>Yes</u>

This Resolution was duly passed on the 19th day of February, 2016.

ATTEST:

Judith A. Kocica
Judith A. Kocica, Clerk of the
Board of County Commissioners

This Resolution was prepared and approved as to form by the Office of the Prosecuting Attorney of Clermont County, Ohio

By: D. Eric Rowland

Assistant Prosecuting Attorney
Date: 2-3-2016

RESOLUTION NO. 27-16

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 19th day of February 2016, with the following members present:

Robert L. Proud, President

David H. Uible, Vice President

Edwin H. Humphrey, Member

**RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR
TO ACT IN PLACE OF THE BOARD OF COUNTY
COMMISSIONERS IN THE EVENT OF THE ABSENCE OF A QUORUM OF
THE BOARD DURING A SCHEDULED SESSION OF THE BOARD**

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

WHEREAS, the Board of County Commissioners of Clermont County, Ohio, desires to provide for the continued performance of the Board functions and duties at regular or special sessions, in the absence of a quorum; and

WHEREAS, the Board of County Commissioners of Clermont County, Ohio, pursuant to Section 305.29 of the Ohio Revised Code has previously appointed a County Administrator; and

WHEREAS, pursuant to Section 305.30 of the Ohio Revised Code, the Board of County Commissioners, Clermont County, Ohio, may by resolution assign or delegate to the County Administrator specific duties and functions conferred or incumbent upon the Board of County Commissioners, Clermont County, Ohio, allowing and paying claims, performing personnel functions and performing additional duties as the Board of County Commissioners, Clermont County, Ohio, may determine by resolution; and

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

SECTION I

In the event of the absence of a quorum of Commissioners during a scheduled regular and/or special session of the Board of County Commissioners of Clermont County, Ohio the Board, pursuant to Section 305.30 of the Ohio Revised Code assigns and delegates to the County Administrator, to be performed only during the subject regular and/or special session, the following specific duties and functions conferred or incumbent upon the Board of County Commissioners of Clermont County, Ohio:

- A. Authority to execute, negotiate, and approve agreements, or change orders for commodities, services, repairs and improvements on behalf of the Board of County Commissioners, Clermont County, Ohio, that are for amounts not exceeding One Hundred Thousand Dollars (\$100,000) and that are for a period of two years or less;
- B. Approve purchase requisitions and other forms of encumbrance requests for purchasing or contracting goods and services so long as the monies to pay such obligations are available in current appropriations;
- C. Approve requisitions and or payments for the following:
 - i. PERS;
 - ii. Medicare;
 - iii. Worker's Compensation;
 - iv. Group Health Insurance;
 - v. SSI Payments;
 - vi. Repayment of advances between accounts provided the original advance has been approved previously by the Board;
 - vii. Settlements or compromises of pending or threatened litigation in accordance with agreements approved by the Board;
 - viii. Contracts which have been approved by the Board;
 - ix. Payments for electric, gas, water, sewer, refuse disposal, and telephone utilities;
- D. Serve as the Contract Administrator, having general supervision over the contract and any work performed thereunder, for any contracts or agreements the Board of County Commissioners, Clermont County, Ohio, has entered into and not specifically designated a Contract Administrator;

- E. Approve payments for goods and services upon receipt of written certification from appropriate department heads or authorized designees that such goods or services have been received and are satisfactory to pay. Payments may also be approved for obligations for which allowance is made in current appropriations or in contracts executed by the Board of County Commissioners, Clermont County, Ohio;
- F. Approve account-to-account and fund-to-fund reimbursements;
- G. Approve the transfer of budgeted monies from one account to another account;
- H. Negotiate and execute settlement agreements for pending or threatened litigation, provided that prior discussion thereon has been conducted in a lawful executive session;
- I. Review and approve departmental payrolls for all departments under the direct and control of the Board of County Commissioners of Clermont County, Ohio;
- J. Review and approve requests for unpaid leaves of absence;
- K. Implement all disciplinary measures applicable to Board of County Commissioners, Clermont County, Ohio, employees in accordance with approved policies of the Board, including execution of last chance agreements for employees in departments under control of the Board of County Commissioners, Clermont County, Ohio;
- L. Review, approve, and execute any documents in furtherance of all personnel actions, including, but not limited to, posting and advertisement of job vacancies, job descriptions, appointments to fill vacant positions on Board of County Commissioners approved Tables of Organization, periodic and probationary wage and salary adjustments, probationary removals and adjustments, promotions, pay increases, except as follows:
 - i. The County Administrator shall not approve any pay increase that applies to all employees unless and until the pay increase has been approved by a prior resolution of the Board of County Commissioners, Clermont County, Ohio;
 - ii. The County Administrator shall not approve any pay increase, promotion that results in a pay increase, that applies to an individual employee or select class of employees, unless and until the pay increase or promotion has been discussed in a lawful executive session, but notwithstanding the foregoing, the County Administrator may approve end of probation pay increases;
- M. Accept resignations of employees;
- N. Review all requests for leave under the Family Medical Leave Act ("FMLA"), and approve those requests that meet FMLA requirements and all requests for leave under Workers' Compensation and approve those requests that meet Workers' Compensation requirements;

- O. Request written opinions or instructions from the Prosecuting Attorney on behalf of the Board of County Commissioners, Clermont County, Ohio, and coordinate the services provided by all outside counsel retained by the Board of County Commissioners, Clermont County, Ohio, pursuant to Sections 305.14 and 309.09 of the Ohio Revised Code;
- P. Approve mortgage releases for mortgages that have been fully satisfied;
- Q. Act as the county chief executive officer and execute standard assurances and compliance certificates for grant applications approved by the Board of County Commissioners, Clermont County, Ohio;
- R. Act as the county chief executive officer and approve and execute written representations as part of routine audits;
- S. Approve and allow the payment of claims against the county, pursuant to Sections 307.55 and 319.16 of the Ohio Revised Code, when the county auditor presents a payment recap for the approval;
- T. Upon prior notice to each County Commissioner, approve the acquisition or sale of real property interests that has been approved by a prior resolution of the Board of County Commissioners, or has been discussed in a lawful executive session.

SECTION II

That the powers delegated herein shall take effect immediately upon adoption of this Resolution by the Board of County Commissioners, Clermont County, Ohio.

SECTION III

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 its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. Uible seconded the motion and on roll call, the vote resulted as follows:

Robert L. Proud	<u>Yea</u>
David H. Uible	<u>Yea</u>
Edwin H. Humphrey	<u>Yea</u>

This Resolution was duly passed on the 19th day of February, 2016.

ATTEST:

Judith A. Kocica
Judith A. Kocica, Clerk of the
Board of County Commissioners

This Resolution was prepared and
approved as to form by the Office
of the Prosecuting Attorney of
Clermont County, Ohio

By: J. E. Rans
Assistant Prosecuting Attorney

Date: 2-18-2016