

Moved by Mr. Proud, seconded by Mr. Uible

Recommendation that the Board of County Commissioners adopt Resolution Number 44-15 resolving to approve payment to vendors in the revised total amount of \$3,379,270.43 as set forth in the BCC Approval Invoice Reports For Checks Dated April 15, 2015, 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 04/13/2015, 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,	<u>aye</u>
Robert L. Proud,	<u>yea</u>
David H. Uible,	<u>yes</u>

Date Adopted: April 15, 2015

Edwin H. Humphrey
Edwin H. Humphrey, President

Robert L. Proud
Robert L. Proud, Vice-President

David H. Uible
David H. Uible, Member

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

Recommendation that the Board of County Commissioners adopt Resolution Number 45-15 resolving to approve payment to vendors included on the BCC Approval Invoice Report For Checks Dated **April 15, 2015** presented by the County Auditor 04/13/2015 as reflected on the Vendor Excerpt Report prepared by OMB, in the amount of **\$1,532.57** 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,	<u>Abstain</u>
Robert L. Proud,	<u>Yes</u>
David H. Uible,	<u>Yes</u>

Date Adopted: April 15, 2015

Abstain
Edwin H. Humphrey, President
Robert L. Proud
Robert L. Proud, Vice-President
[Signature]
David H. Uible, Member

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 15th day of April 2015, with the following members present:

Edwin H. Humphrey, President

Robert L. Proud, Vice President

David H. Uible, Member

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

RESOLUTION NO. 46 -15

RESOLUTION TO DESIGNATE, AUTHORIZE AND APPROVE THE CLERMONT COUNTY TRANSPORTATION IMPROVEMENT DISTRICT TO MANAGE AND CONTRACT FOR WOLFPEN-PLEASANT HILL LANDSLIDE EMERGENCY PROJECT CONSTRUCTION SERVICES

WHEREAS, the County created the Clermont County Transportation Improvement District (the "CCTID"), which is authorized, by Ohio Revised Code ("ORC") Chapter 5540, to finance, construct, maintain, repair, and operate street, highway, and other transportation projects; and to construct, reconstruct, improve, alter, and repair roads, highways, public places, buildings, and other infrastructure and are essential governmental functions; and the exercise by the CCTID of the authority granted by ORC Chapter 5540 is necessary for the prosperity, health, safety, and welfare of the County, the State and their people;

WHEREAS, the CCTID has established a Regional Transportation Improvement Program (the "RTIP"), in coordination and collaboration with the County, the Clermont County Engineer's Office ("CCEO"), and other local project sponsors, which has been amended and updated from time to time, consisting of certain corridor-level capital improvement projects and supporting program-level implementation strategies and activities, which includes the designated roadway and access management improvements for the Wolfpen-Pleasant Hill Project;

WHEREAS, a real and present emergency exists with a landslide that occurred on March 15, 2015 blocking and obstructing portions of Wolfpen-Pleasant Hill Road requiring reconstruction and other maintenance activities to the road and the Clermont County Engineer and CCTID Secretary-Treasurer, Patrick J. Manger successfully made an emergency request for Emergency Project funding from the Ohio Public Works Commission, and accordingly, on April 1, 2015, the County was awarded by OPWC 75% of the Emergency Project's total estimated cost of \$288,965, which amounts to a maximum of \$216,724 in Emergency Project grant funding as further set forth in OPWC grant letter for the Wolfpen-Pleasant Hill Landslide Emergency Project *Exhibit I* attached hereto and made part hereof (the "Project");

WHEREAS, the County as part of this OPWC grant application, is required to provide the local match required, in the amount of \$72,241.00 and will be required to enter into an OPWC project agreement, where under Edwin H. Humphrey shall be designated Chief Executive Officer (the "Project CEO"), with Patrick J. Manger, P.E./P.S. Project Manager (the "Project Manager");

WHEREAS, the County, the CCEO and CCTID recognizes that it is a priority to engage and cooperate to the greatest extent practical in the development of these projects, and as further set forth by their November 2006 Intergovernmental Agreement, as amended, on file with the County and CCTID, and in related efforts in coordination and cooperation with OPWC;

WHEREAS, the Board of County Commissioners, the Project CEO, and the Project Manager, with the prior concurrence of OPWC, believe it to be in the best interest of and important for advancing the construction of such projects to authorize and designate the CCTID, by and through the Project Manager, to oversee and contract for construction; and, administer the construction contract, through completion and inspection of the work, in accordance with laws and regulations applicable to the CCTID.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, approves, authorizes and directs that Edwin H. Humphrey shall be designated Chief Executive Officer (the "Project CEO"), with Patrick J. Manger, P.E./P.S. Project Manager (the "Project Manager") with all the attendant authority and responsibility under the OPWC Emergency Project program; and, further, does hereby ratify and approve the Project, as part of the CCTID and its RTIP and delegates to and authorizes the CCTID, by and through the Project Manager, to proceed and take the appropriate and necessary steps to contract for construction services required for the Project, as determined by the Project Manager/CCTID and in an amount not to exceed \$288,965.00, plus a 10 % contingency amount of \$28,896.00 for a total amount not to exceed \$317,861.00; and, to administer said construction contract through completion and inspection of the Project work, all in accordance with laws and regulations applicable to the CCTID, in coordination with OPWC.

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

Edwin H. Humphrey, President	<u>Aye</u>
Robert L. Proud, Vice President	<u>Yea</u>
David H. Uible, Member	<u>Yes</u>

This Resolution was duly passed on the 15th day of April 2015.

ATTEST:

Judith Kocica

Judith Kocica, Clerk
Board of County Commissioners

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

BY: *Allen J. Edwards*
Assistant Prosecutor

DATE: 4-10-15