

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

Recommendation that the Board of County Commissioners adopt Resolution Number 140-15 resolving to approve payment to vendors in the total amount of \$1,610,241.98 as set forth in the BCC Approval Invoice Report(s) For **Checks Dated September 16, 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 09/14/2015, 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: September 14, 2015

Edwin H. Humphrey  
Edwin H. Humphrey, President

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

David H. Uible  
David H. Uible, Member

RESOLUTION NO. 141 -15

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 16<sup>th</sup> day of September 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 AUTHORIZING DISPOSAL OF UNNEEDED OR OBSOLEScent MATERIALS NO LONGER NECESSARY FOR COUNTY USE PURSUANT TO SECTION 307.12 (I) OF THE OHIO REVISED CODE**

**WHEREAS**, the Board of County Commissioners of Clermont County, Ohio (hereinafter "The Board") is the owner of certain copier listed in attached Exhibit "A", which has been determined to be unneeded or obsolete and has no value and is not needed for the use of Clermont County; and

**WHEREAS**, the Board has determined upon recommendation of the Clermont County Department of Job and Family Services that the copier listed in Exhibit "A" is determined as obsolete and has no value for the use of Clermont County and therefore needs to be disposed

**NOW, THEREFORE, BE IT 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**

The Board finds that the copier listed in attached Exhibit "A", is determined to be obsolete and has no value for the use of Clermont County and therefore determines that it should be disposed of pursuant to Section 307.12 (I) of the Ohio Revised Code.

**SECTION II**

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 motion and on roll call, the vote resulted as follows:

Mr. Humphrey	<u>aye</u>
Mr. Proud	<u>yea</u>
Mr. Uible	<u>yes</u>

This Resolution was duly passed on the 16<sup>th</sup> day of September, 2015.

**ATTEST:**

**DATE ADOPTED:**

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

September 16, 2015

This Resolution was approved as to form by the office of the Clermont County Prosecuting Attorney, D. Vincent Faris, PROSECUTOR.

By: Allan L. Edwards  
Allan L. Edwards  
Assistant Prosecuting Attorney

DATE: 9-1-15

Exhibit A

JOB & FAMILY SERVICES

Tag	Serial	Manufacturer	Model #	Description	Area	Purchase Date	Purchase Price
JFS5460	UTV-814955	XEROX	C55	COPIER	CPS-Addition	19-Jun-06	\$13,380.00

RESOLUTION NO. 142-15

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 16<sup>th</sup> day of September 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 ACCEPTING RECOMMENDATION OF ENGINEER; TERMINATING PERFORMANCE BOND AND ACTIVATING MAINTENANCE BOND OF COMBINED PERFORMANCE AND MAINTENANCE BOND DOCUMENTS FOR THE RESERVES AT LIBERTY CROSSING SUBDIVISION, SECTION 2, IN UNION TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated November 13, 2013 as appears in Commissioners' Journal 309, accepted a Combined Performance and Maintenance Bond of M/I Homes of Cincinnati LLC, as principal and The International Fidelity Insurance Company as surety for the development and construction of Greenfield Court, Durham's Crossing and Stites Cove and related improvements of The Reserves at Liberty Crossing Subdivision, Section 2, and

WHEREAS, the office of the County Engineer has inspected the right-of-way and related improvements, and approves they have been constructed according to the plans and specifications previously approved; and

WHEREAS, the Combined Performance and Maintenance Bond by its own terms requires a conversion to a Maintenance Bond for a period of one year to insure that the above-referenced principal maintain the improvements in accordance with the subdivision regulations of Clermont County, Ohio.

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. That the performance provisions of the above referenced bond have been completed and the bond is released as to the performance aspects. The surety represented by the previously referenced bond shall continue as surety for the maintenance aspects of the bond.
2. That the Maintenance Bond provisions of the Combined Performance and Maintenance Bonds are hereby effective and activated and that the said principal and sureties shall remain firmly bound to Clermont County, Ohio in the penal sum of \$10,000.00 as previously provided and shall continue to be so responsible for a period of one year of use from the date of this conversion during which period the Maintenance Bond shall remain in full force and effect upon the terms previously specified in said Bond.
3. That the Clerk shall certify this Resolution to the County Engineer who shall notify the principal and sureties of this conversion of the bond pursuant to its terms.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of the Resolution were taken in an open meeting 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 the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Proud seconded the motion and upon roll call, the

vote was as follows:

Mr. Humphrey aye; Mr. Proud yes; Mr. Uible yes;

DATED: September 14, 2015

ATTEST:

Judith Kocica  
JUDITH KOCICA, CLERK  
Board of County Commissioners

RESOLUTION NO. 143-15

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 16<sup>th</sup> day of September 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 ACCEPTING RECOMMENDATION OF ENGINEER;  
TERMINATING PERFORMANCE BOND AND ACTIVATING  
MAINTENANCE BOND OF COMBINED PERFORMANCE AND  
MAINTENANCE BOND DOCUMENTS FOR THE RESERVES AT  
LIBERTY CROSSING SUBDIVISION, SECTION 3, IN UNION  
TOWNSHIP.**

**WHEREAS**, the Board has previously by Resolution dated June 25, 2012 as appears in Commissioners' Journal 308, accepted a Combined Performance and Maintenance Bond of M/I Homes of Cincinnati LLC, as principal and The Berkley Regional Insurance Company as surety for the development and construction of Silver Streak Drive and Durham's Crossing and related improvements of The Reserves at Liberty Crossing Subdivision, Section 3, and

**WHEREAS**, the office of the County Engineer has inspected the right-of-way and related improvements, and approves they have been constructed according to the plans and specifications previously approved; and

**WHEREAS**, the Combined Performance and Maintenance Bond by its own terms requires a conversion to a Maintenance Bond for a period of one year to insure that the above-referenced principal maintain the improvements in accordance with the subdivision regulations of Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the performance provisions of the above referenced bond have been completed and the bond is released as to the performance aspects. The surety represented by the previously referenced bond shall continue as surety for the maintenance aspects of the bond.
2. That the Maintenance Bond provisions of the Combined Performance and Maintenance Bonds are hereby effective and activated and that the said principal and sureties shall remain firmly bound to Clermont County, Ohio in the penal sum of \$16,000.00 as previously provided and shall continue to be so responsible for a period of one year of use from the date of this conversion during which period the Maintenance Bond shall remain in full force and effect upon the terms previously specified in said Bond.
3. That the Clerk shall certify this Resolution to the County Engineer who shall notify the principal and sureties of this conversion of the bond pursuant to its terms.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of the Resolution were taken in an open meeting 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 the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Proud seconded the motion and upon roll call, the vote was as follows:

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

DATED: September 14, 2015

ATTEST:

Judith Kocjca  
JUDITH KOCJCA, CLERK  
Board of County Commissioners

**RESOLUTION NO. 144 -15**

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 16th day of September, 2015, with the following members present:

Edwin H. Humphrey, President

Robert L. Proud, Vice President

David H. Uible, Member

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

**A RESOLUTION ESTABLISHING AND CREATING THE MIAMI TRAILS STORMWATER DISTRICT PURSUANT TO OHIO REVISED CODE CHAPTER 6117**

**WHEREAS**, flooding and damage from stormwater accumulation and runoff has a direct impact on the health, safety and welfare of the citizens of Clermont County; and

**WHEREAS**, for the purposes of preserving and promoting the public health and welfare, under Ohio Revised Code Chapter 6117, a Board of County Commissioners may establish one or more sewer districts within a county to control the drainage facilities within the county, including the establishing of rules and regulations and the setting of rates and charges; and

**WHEREAS**, a majority of the homeowners in the Miami Trails Subdivision located in Miami Township, Clermont County, Ohio have requested the Clermont County Board of Commissioners to establish a Stormwater District pursuant to Ohio Revised Code Chapter 6117, to conduct services related to the management of stormwater conveyance systems; and

**WHEREAS**, in accordance with Ohio Revised Code Chapter 6117, a "General Plan of Drainage" attached hereto as Exhibit "A" and made part hereof, has been prepared and this plan provides the framework for the formation of the Miami Trails Stormwater District;

**NOW, THEREFORE, BE IT 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 accordance with Ohio Revised Code Chapter 6117, the Board of County Commissioners does hereby effective the date of the passage of this resolution establish and create the Miami Trails Stormwater District to provide services related to the management of the stormwater runoff in accordance with the “General Plan of Drainage” attached hereto as Exhibit “A” and made a part hereof.

**SECTION II**

The Clermont County Engineer is appointed the Director of the Miami Trails Stormwater District by Agreement entered into pursuant to Ohio Revised Code Section 315.14.

**SECTION III**

That the boundary for the Miami Trails Stormwater District is defined as those parcels described in the attached Exhibit “B”.

**SECTION IV**

That the “General Plan of Drainage” incorporated herein by reference as Exhibit “A”, is hereby approved and adopted for the Miami Trails Stormwater District.

**SECTION V**

That the District will provide services only within the boundaries as defined in the attached Exhibit “B”.

**SECTION VI**

That the Clerk of the Board is hereby directed to certify a copy of this Resolution to the Clermont County Engineer, Clermont County Auditor, and the County Recorder.

**SECTION VII**

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 Resolution and on roll the vote resulted as follows:

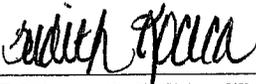
Mr. Humphrey      Aye

Mr. Proud            Yea

Mr. Uible             Yes

This Resolution was duly passed on the 16<sup>th</sup> day of September, 2015.

ATTEST:



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JUDITH KOCICA, CLERK  
Clermont County Board of  
Commissioners

This Resolution was prepared and approved as to form by the Office of Prosecuting Attorney of Clermont County, Ohio  
By:   
Allan L. Edwards.  
Assistant Prosecuting Attorney  
Date: 9-16-15

**RESOLUTION NO. 145 -15**

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 16th day of September, 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:

**A RESOLUTION ESTABLISHING STORMWATER UTILITY FEES AND COST ALLOCATION PLAN FOR THE MIAMI TRAILS STORMWATER DISTRICT**

**WHEREAS**, by previous Resolution No. 144-15, adopted in a regularly scheduled meeting on 09/16/2015, the Board of Clermont County Commissioners has established the Miami Trails Stormwater District for purposes of implementing Stormwater Management and the General Plan of Drainage; and

**WHEREAS**, Section 6117.02(D) of the Ohio Revised Code authorizes the Board to fix “Reasonable Rates and Charges” to fund district activities and services for drainage facilities owned or operated by or under the jurisdiction of the county, including, but not limited, to properties requiring or lying within an area of the District, requiring, in the judgment of the Board, the collection, control, or abatement of waters originating or accumulating in, or flowing in, into or through the District; and

**WHEREAS**, the Clermont County Engineer as the appointed director of the District has submitted a proposed schedule of stormwater utility fees, included as Attachment “A”, for these services to be provided by the District, and this Board finds those rates and charges to be proper and reasonable; and

**WHEREAS**, Section 6117.02(E) of the Ohio Revised Code allows this Board to adopt a Cost Allocation Plan that identifies, accumulates, and distributes allowable direct and indirect costs that may be paid from the funds of the District created pursuant to (C) and (D) of this section, and that prescribes method for allocating these costs;

**WHEREAS**, the Clermont County Engineer as the appointed director of the District has submitted a Cost Allocation Plan included as Attachment "B" for services to be provided by the District and this Board finds this plan to be proper and reasonable.

**NOW, THEREFORE, BE IT 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**

Effective the 16th day of September, 2015, the attached Cost Allocation Plan (Attachment "B") and the schedule of Stormwater Utility Fees (Attachment "A") are hereby adopted for the Miami Trails Stormwater District pursuant to Chapter 6117 of the Ohio Revised Code and such fees and costs shall be charged to any and all property in the Miami Trails Stormwater District.

#### **SECTION II**

That both Attachments "A" and "B" by reference are hereby incorporated into this resolution.

#### **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. Proud seconded the Resolution and on roll the vote resulted as follows:

Mr. Humphrey      Aye

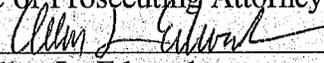
Mr. Proud            Yea

Mr. Uible            Yes

This Resolution was duly passed on the 16<sup>th</sup> day of September, 2015.

ATTEST:

  
\_\_\_\_\_  
JUDITH KOCICA, CLERK  
Clermont County Board of  
Commissioners

This Resolution was prepared and approved as to form by the  
Office of Prosecuting Attorney of Clermont County, Ohio  
By:   
\_\_\_\_\_  
Allan L. Edwards.  
Assistant Prosecuting Attorney  
Date: 9-16-15