

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

Recommendation that the Board of County Commissioners adopt Resolution Number 179-13 resolving to approve payment to vendors in the total amount of \$2,058,179.37 as set forth in the BCC Approval Invoice Report(s) For Checks Dated December 11, 2013, 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 December 9, 2013 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>
David H. Uible,	<u>YES</u>
Robert L. Proud,	<u>YEA</u>

Date Adopted: December 11, 2013

Edwin H. Humphrey
Edwin H. Humphrey

David H. Uible
David H. Uible

Robert L. Proud
Robert L. Proud

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 11th day of December 2013, at the Office of said Board with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

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

RESOLUTION NUMBER 180-13

RESOLUTION AUTHORIZING THE OHIO DEPARTMENT OF TRANSPORTATION TO PERFORM WATER AND SANITARY SEWER UTILITY RELOCATION WORK WITHIN THE RIGHT-OF-WAY ALONG STATE ROUTE 125 IN CONJUNCTION WITH ODOT PROJECT NUMBER CLE SR 125-6.90, PID NUMBER 82533, FOR INTERSECTION IMPROVEMENTS AT STATE ROUTE 125 AND STATE ROUTE 132 IN BATAVIA AND PIERCE TOWNSHIPS

WHEREAS, the Clermont County Water Resources Department has previously installed water and sanitary sewer mains and appurtenances in the right-of-way of State Route 125 located in Batavia and Pierce Townships, Clermont County, Ohio, as part of the County Waterworks and Wastewater Systems; and

WHEREAS, the Board of County Commissioners of Clermont County, Ohio, has been notified by the Ohio Department of Transportation (ODOT) that water and sanitary sewer utility relocation work must be completed in conjunction with ODOT Project Number CLE SR 125-6.90, PID Number 82533, for intersection improvements at State Route 125 and State Route 132 located in Batavia and Pierce Townships, Clermont County, Ohio; and

WHEREAS, the Ohio Department of Transportation has identified the need for the water utility work to include the relocation of fire hydrants and valve cans and the sanitary sewer utility work to include the adjustment to grade of the manholes located within the right-of-way of State Route 125 and State Route 132, hereby operated by the Clermont County Water Resources Department, and to be included as part of said ODOT Project; and

WHEREAS, the Board of County Commissioners of Clermont County, Ohio, understands that the County is financially responsible for the relocation of the portions of the water and sanitary sewer utility work located in the right-of-way of State Route 125 which is necessary for intersection improvements at State Route 125 and State Route 132 located in Batavia and Pierce Townships, Clermont County, Ohio.

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, upon adoption of this Resolution consents to the Ohio Department of Transportation completing the intersection improvement project at State Route 125 and State Route 132 located in Batavia and Pierce Townships, Clermont County, Ohio.

SECTION 2. That the County will be responsible for one hundred percent (100%) of the cost of the project necessary for relocating the fire hydrants and valve cans and adjusting the sanitary sewer manholes to grade within the existing ODOT right-of-way easement, currently estimated at \$18,000.00, inclusive of construction engineering, administration and contingencies applicable to the construction costs and one hundred percent (100%) of the cost of any work requested by the County which is not necessary for the intersection improvements at State Route 125 and State Route 132, as determined by the State and Federal Highway Administration.

SECTION 3. That the Board of County Commissioners of Clermont County, Ohio, agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal Regulations and understands that right-of-way costs include eligible utility relocation costs and that all utility accommodations, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4. That upon completion of the project, and unless otherwise agreed, the State shall: (1) provide adequate maintenance for the intersection improvements at State Route 125 and State Route 132 and the County shall provide maintenance for the water and sanitary sewer utility work portions of the project in accordance with all applicable State and Federal laws, including, but not limited to, Title 23, U.S.C. Section 116; (2) provide ample financial

provisions, as necessary, for the maintenance of the State's Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public roadway purposes.

SECTION 5. That Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence any member of the Board, is hereby authorized on behalf of the Board of County Commissioners to enter into contracts with the Director of Transportation necessary to complete the intersection improvements at State Route 125 and State Route 132 in Batavia and Pierce Townships, Clermont County, Ohio.

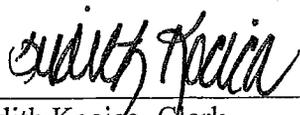
SECTION 6. This Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken 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. Proud and, upon call of the roll, the vote was as follows:

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

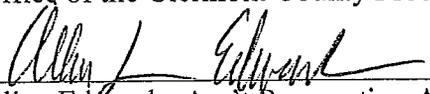
PASSED: December 11, 2013.

ATTEST:



Judith Kocjca, 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: 11-21-13

THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,
met in regular session on the 11th day of December 2013, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

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

RESOLUTION NO. 181-13

RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO CLERMONT COUNTY AUDITOR FOR PLACEMENT ON REAL PROPERTY TAX LIST AND DUPLICATE

WHEREAS, the statutes of the State of Ohio provides and set forth the manner and method of collection of delinquent accounts for charges assessed for utility services; and

WHEREAS, Ohio Revised Code Sections 6117.02 and 6103.02 provides that when any rents or charges for utility services are not paid when due and the unpaid rents or charges have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection, the Board of County Commissioners may certify the amount together with any penalties to the County Auditor who shall place them upon the real property tax list and duplicate against the property served by such connection; and

WHEREAS, the Rules and Regulations of the Clermont County Water Resources, Clermont County, Ohio, as amended, provide that the gross balance amount for utility services owing after the certification date and which has arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection shall be certified to the County Auditor for placement on the real property tax list and duplicate against the property served by the connection and that the certified amount shall constitute a lien on the property from the date placed on the tax list and duplicate; and

WHEREAS, there are unpaid rents or charges owing for utility services for individuals past the certification date.

NOW, THEREFORE, BE IT RESOLVED, that the following list of individuals owing delinquent utility charges in the amount stated be certified to the Clermont County Auditor for placement on the real property tax list and duplicate against the identified properties served by the connection as identified in the attached Exhibit "A" and the Board certifies that these charges or rents have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon the date of payment in full of any of the delinquent utility charges hereby certified to the real property tax list and duplicate, such paid charge will be removed as a lien against the property which it was hereby levied.

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 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 meeting open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of Ohio Revised Code.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be certified to the Clermont County Auditor for placement on the next tax bill.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be provided to the Clermont County Treasurer to enable him to notify the Auditor at such time as any of the certified charges are paid.

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

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

Date: December 11, 2013

ATTEST:
Judith Kocica
Judith Kocica, Clerk
Board of County Commissioners

RECEIPT

The undersigned, County Auditor of Clermont County, Ohio hereby acknowledges receipt of Resolution No. 181-13 Certifying Delinquent Utility Charges, certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed December 11, 2013 by the Board of County Commissioners of said County.

Date: December 16, 2013

Linda L. Fraley
Linda L. Fraley
County Auditor
by: Charles F. White
Chief Deputy Auditor

Prepared and Approved By:
The Office of the Prosecuting Attorney
Clermont County, Ohio
D. VINCENT FARIS

BY: Allen J. Edwards DATE: 11-21-13
Assistant Prosecutor

THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,
met in regular session on the 11th day of December 2013, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Vice President
Robert L. Proud, Member

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

RESOLUTION NO. 182-13

RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO CLERMONT COUNTY AUDITOR FOR PLACEMENT ON REAL PROPERTY TAX LIST AND DUPLICATE

WHEREAS, the statutes of the State of Ohio provides and set forth the manner and method of collection of delinquent accounts for charges assessed for utility services; and

WHEREAS, Ohio Revised Code Sections 6117.02 and 6103.02 provides that when any rents or charges for utility services are not paid when due and the unpaid rents or charges have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection, the Board of County Commissioners may certify the amount together with any penalties to the County Auditor who shall place them upon the real property tax list and duplicate against the property served by such connection; and

WHEREAS, the Rules and Regulations of the Clermont County Water Resources, Clermont County, Ohio, as amended, provide that the gross balance amount for utility services owing after the certification date and which has arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection shall be certified to the County Auditor for placement on the real property tax list and duplicate against the property served by the connection and that the certified amount shall constitute a lien on the property from the date placed on the tax list and duplicate; and

WHEREAS, there are unpaid rents or charges owing for utility services for individuals past the certification date.

NOW, THEREFORE, BE IT RESOLVED, that the following list of individuals owing delinquent utility charges in the amount stated be certified to the Clermont County Auditor for placement on the real property tax list and duplicate against the identified properties served by the connection as identified in the attached Exhibit "A" and the Board certifies that these charges or rents have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon the date of payment in full of any of the delinquent utility charges hereby certified to the real property tax list and duplicate, such paid charge will be removed as a lien against the property which it was hereby levied.

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 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 meeting open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of Ohio Revised Code.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be certified to the Clermont County Auditor for placement on the next tax bill.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be provided to the Clermont County Treasurer to enable him to notify the Auditor at such time as any of the certified charges are paid.

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

Mr. Humphrey, Aye

Mr. Uible, Yes

Mr. Proud, Yea

Date: November 11, 2013

ATTEST:
Judith Kocica
Judith Kocica, Clerk
Board of County Commissioners

RECEIPT

The undersigned, County Auditor of Clermont County, Ohio hereby acknowledges receipt of Resolution No. 182-13 Certifying Delinquent Utility Charges, certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed December 11, 2013 by the Board of County Commissioners of said County.

Date: December 16, 2013

Linda L. Fraley
Linda L. Fraley
County Auditor
by: Charles Filbin
Chief Deputy Auditor

Prepared and Approved By:
The Office of the Prosecuting Attorney
Clermont County, Ohio
D. VINCENT FARIS

BY: Allen L. Edwards DATE: 11-21-13
Assistant Prosecutor

EXHIBIT A	PROJECT 11110						
ACCOUNT	WATER	SEWER	MISC	PENALTY	TOTAL		
1070005	59.73	116.64	135.00	12.47	323.84	SHEPHERD JEFF & CHRISTINA	770 WOOD ST 060206.233B
2025010	40.17	20.72	50.00	6.65	117.54	BLEVINS SETH T & RACHAEL M	120 N FIFTH STREET 060204.198B
2031002	0.00	0.00	209.40	48.12	257.52	AUTRY CHARLES W & BARBARA A	179 N SIXTH ST 060204.213B
	99.90	137.36	394.40	67.24	698.90		

RESOLUTION NO. 183-13

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 11th day of December 2013, with the following members present:

Edwin H. Humphrey, President

David H. Uible, Vice President

Robert L. Proud, Member

Mr. Proud 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 WITTMER ESTATES
SUBDIVISION, IN MIAMI TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated October 3, 2006 as appears in Commissioners' Journal 299, accepted a Combined Performance and Maintenance Bond of Conrad Meadows, LLC as principal and American Southern Insurance Company as surety for the development and construction of Meadow Springs Court, Wittmer Estates Drive, and Wittmer Meadows Drive and related improvements of Wittmer Estates Subdivision; 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 \$15,000.00 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. Uible seconded the motion and upon roll call, the vote was as follows:

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

DATED: December 11, 2013

ATTEST:

Judith Kocica
JUDITH KOCICA, CLERK
Board of County Commissioners

RESOLUTION NO. 184-13

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 11th day of December 2013, with the following members present:

EDWIN H. HUMPHREY, PRESIDENT
DAVID H. UIBLE, VICE PRESIDENT
ROBERT L. PROUD, 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 ESTATES AT
SHAYLER RIDGE AT WETHERBY FARMS SUBDIVISION, SECTION
7, IN UNION TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated July 22, 2008 as appears in Commissioners' Journal 302, accepted a Combined Performance and Maintenance Bond of M/I Homes of Cincinnati, LLC, as principal and bond number 929458648 of The Continental Insurance Company, Chicago, Illinois as sureties for the development and construction of Shireton Court and Roland Creek Drive and related improvements of The Estates at Shayler Ridge at Wetherby Farms Subdivision, Section 7, 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 Yea; Mr. Uible Yes;

DATED: April 11, 2013

ATTEST:

Judith Kocica
JUDITH KOCICA, CLERK
Board of County Commissioners