

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JANUARY 11, 2012, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, AND EDWIN H. HUMPHREY, VICE PRESIDENT. LET THE RECORD SHOW THAT COMMISSIONER WILSON WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW THAT THE JANUARY 11, 2012 REGULAR SESSION WAS VIDEOTAPED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME. IN ADDITION, THE REGULAR SESSION IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT <http://www.clermontcountyohio.gov/videos-bcc.aspx>.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 02-12/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 02-12** resolving to approve payment to vendors **in the revised total amount of \$2,735,160.57** as set forth in the BCC Approval Invoice Report For Checks Dated **January 11, 2012**, 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 **01/09/2012**, 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:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: CLERMONT TRANSPORTATION CONNECTION/FLEET MAINTENANCE DIVISION...REQUEST TO ADVERTISE FOR BIDS FOR THE PURCHASE AND DELIVERY OF A FORK LIFT TRUCK FOR SAME...11-1230-001...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of Steven H. Rabolt, Interim County Administrator, to approve the request to advertise for bids for the purchase and delivery of a fork lift truck for the Clermont Transportation Connection/Fleet Maintenance Division and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 01/19/12, with bids to be received until **2:00 P.M. Local Time on Thursday, 02/09/12**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960 where they will be publicly opened and read aloud shortly thereafter.. This notice is also posted on Clermont County's internet site and the Clermont Transportation Connection website.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: COUNTY ENGINEER...WETHERBY FARMS SUBDIVISION/SECTION 6C/UNION TOWNSHIP...RELEASE OF THREE YEAR PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...10-0517-002...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, Interim County Administrator, to release the Three Year Performance Bond for Sidewalks in the amount as follows for the following subdivision within Union Township:

Subdivision	Performance Bond for Sidewalks
Wetherby Farms Subdivision Section 6C Union Township	\$10,200.00* * Secured by Cashier's Check Number 9133301418 drawn on JPMorgan Chase Bank, National Association, Columbus, Ohio, for M/I Homes of Cincinnati, LLC

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBERS 03-12 THROUGH 06-12/RESOLUTIONS AUTHORIZING THE CONVERSION OF COMBINED PERFORMANCE AND MAINTENANCE BONDS FOR SAME...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, Interim County Administrator, to adopt **Resolution Numbers 03-12 through 06-12** to convert the Combined Performance and Maintenance Bonds in the amounts listed below, for the construction of streets in the stated lengths within the following subdivisions located in Goshen and Union Townships, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance and Maintenance Bond	Street/Length (miles)
O'Bannon Cove Subdivision Goshen Township Resolution Number 03-12 DC# 06-0915-001	\$23,000.00/\$10,000.00	Rosewood Lane (0.17)
Villages of Belmont Subdivision Section 1A, Phase 1 Goshen Township Resolution Number 04-12 DC# 07-0216-003	\$98,000.00/\$21,000.00	Thoroughbred Drive (0.15) Belgian Circle (0.02) Charles Snider Road (0.35) Mustang Circle (0.02) Quarter Horse Circle (0.20) Clydesdale Circle (0.07)
Emery Ridge Subdivision Section 8 Union Township Resolution Number 05-12 DC# 05-1010-005	\$17,000.00/\$8,000.00	Blainfield Court (0.06) McGuire Court (0.08)
Wetherby Farms Subdivision Section 6C Union Township Resolution Number 06-12 DC# 10-0517-002	\$11,000.00/\$10,000.00* *Secured by Cashier's Check Number 9133301415 drawn on JPMorgan Chase Bank, National Association, Columbus, Ohio, for M/I Homes of Cincinnati, LLC	Ellery Drive (0.095)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBERS 629-2728 THROUGH 629-2731 FOR THE REPLAT OF LOTS FOR THE FOLLOWING SUBDIVISION/LOCATION WITHIN PIERCE TOWNSHIP...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, Interim County Administrator, to execute Record Plat Numbers **629-2728 through 629-2731** for the Replat of Lots in the following Subdivision/Location located within Pierce Township:

Subdivision/Location	Record Plat Number	Reason for Replat
Replat of Lot Numbers 242, 243 and 244 Legendary Run Subdivision Section Three-B & Three-C Pierce Township DC# 11-1222-003	629-2728	To create golf cart path easements
Replat of Lot Numbers 30, 31, 33, 53, 245, 76, 77, 78, 91 and 480 Legendary Run Subdivision Pierce Township DC# 11-1222-004	629- 2729	To create golf cart path easements
Replat of Phases 1, 4, 5, 6 and 9 Grand Cypress Condominium At Legendary Run Pierce Township DC# 11-1222-005	629- 2730	To create golf cart path easements
Replat of Lot Number 218 Legendary Run Subdivision Section Three-B & Three-C Pierce Township DC# 11-1222-006	629- 2731	To create new Lot Number 523

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: COUNTY ENGINEER...WILLOWS BEND SUBDIVISION/SECTION TWO A/MIAMI TOWNSHIP...RECORD PLAT NUMBER 629-2732 AND COMBINED PERFORMANCE AND MAINTENANCE BOND, AS WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...11-1229-001...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, Interim County Administrator, to execute **Record Plat Number 629-2732** for the following subdivision within Miami Township, and further to execute the Combined Performance and Maintenance Bond, as well as, the Performance Bond for Sidewalks as surety for same relative to the construction of the below listed streets:

Subdivision	Performance and Maintenance Bond	Performance Bond for Sidewalks	Street/Length (miles)
Willows Bend Subdivision Section Two A	\$33,000.00/\$10,000.00*	\$20,380.00*	Birch Creek Drive (0.114) Copper Cove Court (0.069)

Miami Township	*Secured by Irrevocable Standby Letter of Credit Number SLCLSTL07870 and Amendment Number 1 issued by U.S. Bank National Association, International Department SL-MO-L2IL, 721 Locust Street, St. Louis, Missouri 63101 on behalf of Hal Homes/Willows Bend, LLC, 9545 Kenwood Road, Suite 401, Cincinnati, Ohio 45242	* Secured by Irrevocable Standby Letter of Credit Number SLCLSTL07869 issued by U.S. Bank National Association, International Department SL-MO-L2IL, 721 Locust Street, St. Louis, Missouri 63101 on behalf of Hal Homes/Willows Bend, LLC, 9545 Kenwood Road, Suite 401, Cincinnati, Ohio 45242	
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBER 629-2733 FOR GREYCLIFF ESTATES SUBDIVISION LOCATED IN MIAMI TOWNSHIP...12-0106-007...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, Interim County Administrator, to execute **Record Plat Number 629-2733** for Greycliff Estates Subdivision located within Miami Township, which includes a private drive not for public maintenance.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: COUNTY ENGINEER...ANNUAL COUNTY HIGHWAY SYSTEM MILEAGE CERTIFICATION FOR THE COUNTY OF CLERMONT, OHIO, FOR CALENDAR YEAR 2011...12-0106-002...RATIFIED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Steven H. Rabolt, Interim County Administrator, to accept and execute the Annual County Highway System Mileage Certification for the County of Clermont, Ohio, for Calendar Year 2011, certifying the total eligible number of miles for Clermont County to be 384.595 as of 12/31/11, pursuant to and in compliance with Section 4501.04 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND SANITARY SEWER MAIN EXTENSIONS FOR SAME...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sanitary Sewer Main Extensions to serve the following subdivisions:

Subdivision	Township	Water Bond	Sewer Bond
Willows Bend Subdivision Section Two A DC# 12-0106-003	Miami	\$3,100.00* *Secured by Irrevocable Standby Letter of Credit Number SLCLSTL07867 issued on 12/21/11 by U.S. Bank National Association, International Department SL-MO-L2IL, 721 Locust Street, St. Louis, Missouri 63101 on behalf of Hal Homes/Willows Bend, LLC, 9545 Kenwood Road, Suite 401, Cincinnati, Ohio 45242	\$3,600.00* *Secured by Irrevocable Standby Letter of Credit Number SLCLSTL07868 issued on 12/21/11 by U.S. Bank National Association, International Department SL-MO-L2IL, 721 Locust Street, St. Louis, Missouri 63101 on behalf of Hal Homes/Willows Bend, LLC, 9545 Kenwood Road, Suite 401, Cincinnati, Ohio 45242
Greycliff Estates Subdivision DC# 12-0106-004	Miami	\$1,000.00* *Secured by Cashier's Check Number 0649041 issued on 12/22/2011 by PNC Bank, National Association Ohio, on behalf of HPA Development Group, Inc., 7800 Cooper Road, #204, Cincinnati, Ohio 45242	\$1,100.00* *Secured by Cashier's Check Number 0649042 issued on 12/22/2011 by PNC Bank, National Association Ohio, on behalf of HPA Development Group, Inc., 7800 Cooper Road, #204, Cincinnati, Ohio 45242

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...ACKNOWLEDGMENT OF THE RESIGNATION OF DAVID L. SPINNEY FROM THE CLERMONT COUNTY TRANSPORTATION IMPROVEMENT DISTRICT (CCTID) BOARD AND THE DESIGNATION OF APPOINTMENT TO FILL THE UNEXPIRED TERM FOR SAME...06-0620-002...RATIFIED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Interim County Administrator, to acknowledge the resignation of David L. Spinney from the Clermont County Transportation Improvement District (CCTID) Board, previously ratified by the Board of County Commissioners, Clermont County, Ohio, on 06/02/10, through the adoption of Resolution Number 80-10, with said resignation effective 01/01/12, and further, to designate the appointment of the following individual to serve on the CCTID Board, filling the unexpired term of David L. Spinney, with said appointee to serve in his official capacity as the current incumbent of his organization, effective for the period of 01/11/12 through 06/20/12, pursuant to Section 5540.02(A) and (C)(2) of the Ohio Revised Code:

Representative	Organization
Jeff Wright, City Manager	City of Milford, Ohio

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2012...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of Stephen H. Rabolt, Interim County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2012 (Resolution Number 178-11) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

CASH TRANSFER OF FUNDS:

AMOUNT	FROM	TO
\$ 19,716.00	CCADA & Mental Health Services Board Fund 7100-05-20-871000-700400	Day Treatment Debt Service Fund 7160-00-00-007160-480200
\$ 30,132.00	CCADA & Mental Health Services Board Fund 7100-05-20-871000-700400	Child Day Treatment Facility Debt Fund 7161-00-00-007161-480200

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

LET THE RECORD SHOW: Molly Geise, Clermont County Humane Society, addressed the Board of County Commissioners to provide an update on the purchase of 2012 Clermont County dog licenses stressing the importance of licensing dogs in Clermont County. She also expressed her appreciation to Kathy Lehr, Director, Office of Public Information, and her staff for their support relative to the Best Dog Contest Competition. Ms. Geise introduced Kim Nagel, Clermont County Animal Shelter, who provided information relative to the Best Dog Contest Competition for the 2012 Clermont County Humane Society Poster Pooch and highlighted the requirements for the contest.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 10:26 A.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Wilson, Absent.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
EDWIN H. HUMPHREY, VICE PRESIDENT
ARCHIE WILSON, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 01/18/12