

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON AUGUST 1, 2012, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, EDWIN H. HUMPHREY, VICE PRESIDENT, AND DAVID H. UIBLE, MEMBER. 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 AUGUST 1, 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 129-12/PAYMENT OF BILLS...ADOPTED

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

Recommendation that the Board of County Commissioners adopt **Resolution Number 129-12** resolving to approve payment to vendors **in the total amount of \$1,176,871.53** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **August 1, 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 on **07/30/2012**, 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. Uible, Yes; Mr. Proud, Yea.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT–SYSTEM SUPPORT WITH KEVIN H. LOVING, DBA ANOTHERPROJECT.COM, FOR THE PROVISION OF SOFTWARE MAINTENANCE AND SUPPORT SERVICES FOR THE DOCUMENT IMAGING SYSTEM UTILIZED BY THE ADULT, CHILDREN AND FAMILY SERVICES (ACFS) DIVISION OF THE DEPARTMENT OF JOB AND FAMILY SERVICES...12-0720-002...EXECUTED

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

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of Stephen H. Rabolt, County Administrator, to authorize the Board of County Commissioners, Clermont County, Ohio, to approve and execute a Purchase of Service Agreement–System Support by and between the County of Clermont, Ohio, and Kevin H. Loving, dba Anotherproject.com, 95 Reister Drive, Hamilton, Ohio 45013, whose billing address is P. O. Box 6037, Oxford, Ohio 45056, to provide software maintenance and support services for the Document Imaging System utilized by the Adult, Children and Family Services (ACFS) Division of the Department of Job and Family Services, at a cost of \$3,000.00 per year for support services, a maximum of \$1,500.00 for additional support services based on an hourly rate of \$200.00 per hour, and a maximum of \$1,500.00 for materials or travel-related expenses based on actual expenses, for a total contract amount not to exceed \$6,000.00, effective for the period of 08/01/12 through 07/31/13, pursuant to and in compliance with the terms and conditions specified therein.

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

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

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...OHIO PUBLIC WORKS COMMISSION (OPWC) PROJECT GRANT/LOAN AND/OR GRANT AGREEMENTS WITH THE STATE OF OHIO FOR OPWC PROJECT CONTROL NUMBERS CJ18P/CJ19P AND CJ28P FOR PROJECTS ENTITLED THE AMELIA, GAYNOR & BOOSTER #4 WATER TANK REHABILITATION PROJECT (PROJECT #6401-60102) AND THE KITTY LANE TO EVA LANE SEWER REPLACEMENT PROJECT (PROJECT #6402-60100), RESPECTIVELY, IN CONCERT WITH STATE ISSUE 2/AID TO LOCAL GOVERNMENT PROGRAM FOR 2012/PROGRAM YEAR 26...EXECUTED

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

Recommendation of Lyle G. Bloom, P.E., Director of Utilities, and Sukie Scheetz, Controller, Clermont County Water Resources Department, to authorize the President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute Ohio Public Works Commission (OPWC) Project Grant/Loan and Grant Agreements for OPWC Project Control Numbers CJ18P/CJ19P and CJ28P by and between the County of Clermont, Ohio, and the State of Ohio, acting by and through the Director of The Ohio Public Works Commission, for projects entitled the Amelia, Gaynor & Booster #4 Water Tank Rehabilitation Project (Project No. 6401-60102) and the Kitty Lane to Eva Lane Sewer Replacement Project (Project No. 6402-60100), respectively, in concert with the State Issue 2/Aid to Local Government Program for 2012/Program Year 26, in the following amounts, pursuant to the terms and conditions specified therein, and further, to authorize Suzanne Scheetz, Controller, Clermont County Water Resources Department, to sign the Promissory Note relative to said Loan Agreement, attached thereto and made a part thereof as Appendix C-2, in the amount indicated below for OPWC Project Control Number CJ19P:

Project Description	OPWC Project Control Number	Grant/Loan Amount
Amelia, Gaynor & Booster #4 Water Tank Rehabilitation Project Project Number 6401-60102 Project Grant/Loan Agreement DC #11-0908-002	CJ18P CJ19P	\$ 589,470 Grant <u>\$ 613,530 Loan</u> \$1,203,000 Total Project
Kitty Lane to Eva Lane Sewer Replacement Project Project Number 6402-60100 Project Grant Agreement DC#11-0908-003	CJ28P	\$ 76,925 Grant <u>\$ 80,065 Local Match</u> \$156,990 Total Project

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

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

IN RE: HUMAN RESOURCES DEPARTMENT...EXECUTION OF A TUITION ASSISTANCE APPLICATION FROM A CLERMONT COUNTY EMPLOYEE...11-0325-007...EXECUTED

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

Recommendation of Robert E. Sander, Director, Human Resources Department, with the concurrence of Stephen H. Rabolt, County Administrator, to authorize the President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute a Tuition Assistance Application submitted by the following employee for participation in the Clermont County Tuition Assistance Program, pursuant to Section 4.12 of the Clermont County Personnel Policy and Procedures Manual:

Department/Employee	Class Name(s)
County Treasurer Jeannie M. Zurmehly	Managerial Accounting

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE ISSUANCE OF PROCUREMENT CARDS FOR EMPLOYEES OF THE CLERMONT COUNTY JUVENILE COURT AND EXECUTION OF THE REQUESTS FOR THE ISSUANCE OF PROCUREMENT CARDS RELATIVE THERETO PURSUANT TO THE CLERMONT COUNTY PROCUREMENT CARD POLICY AND PROCEDURES FOR SAME...08-0109-003...EXECUTED

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

Recommendation of Stephen H. Rabolt, County Administrator, to authorize the issuance of six (6) Procurement Cards for Anne Arbaugh-Fales, Lisa Bushman, Pauline King, Angela Livesay, Teresa Redrow and Douglas Young, employees of the Clermont County Juvenile Court, and to authorize the execution of the Requests for the Issuance of Procurement Cards relative thereto, pursuant to the Clermont County Procurement Card Policy and Procedures adopted by the Board of County Commissioners on 06/22/05 and subsequently amended on 03/28/07.

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

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

IN RE: COUNTY ENGINEER...REQUEST TO EXTEND THE COMPLETION DATE FOR THE TEMPORARY DETOUR TO THROUGH TRAFFIC ON BETHEL-MAPLE ROAD LOCATED IN TATE TOWNSHIP...12-0627-001...AUTHORIZED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, County Administrator, to extend the completion date for the temporary detour to through traffic on Bethel-Maple Road in Tate Township, previously approved by the Board of County Commissioners on 06/27/12, for the period beginning **Monday, 07/02/12 through Friday, 08/03/12, between the hours of 7:00 A.M. and 4:00 P.M. Local Time, to Monday, 07/02/12 through Friday, 08/10/12, between the hours of 7:00 A.M. and 4:00 P.M. Local Time,** for culvert replacements, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

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

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

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON BANTAM ROAD LOCATED IN TATE TOWNSHIP...12-0725-001...AUTHORIZED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, County Administrator, to authorize a temporary detour to through traffic on Bantam Road located in Tate Township, beginning **Monday, 08/13/12 through Friday, 08/24/12**, for culvert replacements, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

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

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

IN RE: COUNTY ENGINEER...ACCEPTANCE OF THE CONTRACT WITH SMITH CONSTRUCTION FOR PROJECT NUMBER PI-02-10 RELATIVE TO THE COLE ROAD LANDSLIDE STABILIZATION PROJECT LOCATED IN PIERCE TOWNSHIP AS COMPLETE AND APPROVAL OF THE FINAL PAYMENT THEREFORE WHICH REPRESENTS THE RELEASE OF RETAINAGE RELATIVE THERETO ...11-0301-004...APPROVED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, County Administrator, to accept the Contract by and between the County of Clermont, Ohio, and Smith Construction, P.O. Box 223, Fayetteville, Ohio 45118, previously ratified by the Board of County Commissioners on 05/25/11 and subsequently amended on 11/16/11, for Project Number PI-02-10 relative to the Cole Road Landslide Stabilization Project, located in Pierce Township, as Complete as of 07/22/11, and to approve the final payment therefore, which represents the release of retainage in the principal amount of \$6,352.10, plus all accrued interest earned thereon relative thereto.

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

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

IN RE: COUNTY ENGINEER...AWARD OF BID FOR PROJECT NUMBER FDR-01-12 RELATIVE TO THE FULL DEPTH RECLAMATION PROGRAM LOCATED IN BATAVIA AND UNION TOWNSHIPS AND EXECUTION OF CONTRACT RELATIVE THERETO...12-0518-002...EXECUTED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, County Administrator, to award the bid for Project Number FDR-01-12 relative to the Full Depth Reclamation Program located in Batavia and Union Townships, pursuant to the plans and specifications therefore, to Barrett Paving Materials, Inc., 3751 Commerce Drive, Middletown, Ohio 45005 for the lowest and best bid received on 06/21/12, in the amount of \$1,215,331.74 and to execute the Contract relative thereto, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore.

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

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

IN RE: COUNTY ENGINEER...EXECUTION OF THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) REAL ESTATE FORM ENTITLED THE RE 95 AND THE DISCLAIMER FORM RE-56 RELATIVE THERETO REQUIRED FOR THE RIGHT OF WAY ACQUISITION BY ODOT FOR THE SR32/I-275 INTERCHANGE PROJECT (CLE-275-10.15), PID 76289, LOCATED IN UNION TOWNSHIP...12-0712-003... EXECUTED

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

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Stephen H. Rabolt, County Administrator, to authorize the President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute ODOT Real Estate Form entitled The RE 95 and ODOT Disclaimer Form RE-56 relative thereto which denotes the Board of County Commissioners, Clermont County, Ohio, as the Fee Owner of 0.285 acres of land, being a portion of Parcel Number 41-31-05D-168 located on SR32 in Union Township, as identified in the drawings attached thereto and made a part thereof, and further disclaims any and all interest in and ownership of the Asphalt Drive Improvement on said parcel which is owned by K Investments Limited, a Pennsylvania Limited Partnership (dba Perkins Restaurant), and which are required for the Right-of-Way Acquisition by ODOT for roadway purposes relative to the SR32/I-275 Interchange Project (CLE-275-10.15), PID 76289, located in Union Township.

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

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

IN RE: COUNTY SHERIFF...CONTRACT FOR LAW ENFORCEMENT SERVICES WITH THE BOARD OF TATE TOWNSHIP TRUSTEES FOR SAME...12-0720-005...EXECUTED

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

Recommendation of Albert J. Rodenberg, Jr., County Sheriff, with the concurrence of Stephen H. Rabolt, County Administrator, to execute a Contract for Law Enforcement Services by and between the Board of Clermont County Commissioners, the County Sheriff, and the Board of Tate Township Trustees, 3001 State Route 125, Bethel, Ohio 45106 for the provision of one (1) contract deputy for Tate Township at the annual amounts of \$40,310.91 for the first year, \$40,995.27 for the second year and \$42,276.04 for the third year, one (1) vehicle for an annual

amount of \$6,996.17, plus fifty percent (50%) of the fuel costs relative thereto, uniform/equipment replacement and dry cleaning for an annual amount of \$387.50, and fifty percent (50%) of the costs associated with one (1) MDC Lap Top Air Card for an annual amount of \$269.94, effective for a period of three (3) years commencing 07/01/12, pursuant to the terms and conditions set forth therein and in compliance with Section 311.29 of the Ohio Revised Code.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTION(S) FOR FISCAL YEAR 2012...APPROVED

Moved by Mr. Uible, seconded by Mr. Humphrey, 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, County Administrator, to approve financial/budgetary action(s) 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), including legal level of control, and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

BUDGET TRANSFER OF FUNDS:

AMOUNT	FUND NAME & CODE ORGANIZATION DESCRIPTION	FROM FUNCTION-DIVISION-ORG-OBJECT DIVISION-ORG-OBJECT DESCRIPTION	TO FUNCTION-DIVISION-ORG-OBJECT (optional ORG DESC.) OBJECT DESCRIPTION
\$ 3,000.00	General Fund 1000	01-01-031000-520000 Fringe Benefits	01-01-031000-570000 Materials and Supplies

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...CONTRACT FOR SERVICES WITH DIGICOMM SYSTEMS LLC FOR THE INSTALLATION, TRAINING, TESTING AND SET-UP OF AN HDVR NETWORK RECORDER AND THE ACQUISITION OF FIFTY-FIVE SINGLE IP CAMERA LICENSES FOR THE CLERMONT COUNTY JAIL...12-0726-001... EXECUTED

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

Recommendation of Chief Deputy Chris Willis, Jail Administrator, with the concurrence of Stephen H. Rabolt, County Administrator, to execute a Contract for Services by and between the Board of Commissioners of Clermont County, Ohio, and DigiCOMM Systems LLC, 1375 State Route 131, Suite D3, Milford, Ohio 45150, for the installation, training, testing and setup of an HDVR Network Recorder and the acquisition of fifty-five (55) Single IP Camera Licenses for the Clermont County Jail located at 4470 State Route 222, Batavia, Ohio, 45103, in accordance with the Scope of Services as identified in Exhibit A, attached thereto and made a part thereof, for an amount not to exceed \$22,108.52, with said services to be completed within 30 days of company's receipt of signed contract and notice to proceed, pursuant to and in compliance with the terms and conditions set forth therein.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...AGREEMENT WITH CECOS INTERNATIONAL, INC. RELATIVE TO THE FINAL DISPOSITION OF THE POST-CLOSURE PLAN FOR THE CLOSED HAZARDOUS WASTE DISPOSAL FACILITY LOCATED ON ABER ROAD IN JACKSON TOWNSHIP...12-0731-001...EXECUTED

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

Recommendation of Paul W. Braasch, Director, Clermont County Water Resources Department/Office of Environmental Quality, with the concurrence of Stephen H. Rabolt, County Administrator, to execute the CECOS-Clermont County Agreement by and between the Board of Commissioners of Clermont County, Ohio, and CECOS International, Inc., 18500 North Allied Way, Phoenix, Arizona 85054 in and as it relates to the post-closure plan for the closed hazardous waste disposal facility located at 5092 Aber Road, Williamsburg, Ohio 45176 in Jackson Township, specifically the disposition of all outstanding issues and disputes between the named entities and in concert with the Amended Post-Closure Plan for the referenced facility issued by the Ohio EPA Director on 07/12/2012, effective for the period of 08/01/12 through 02/14/27, pursuant to and in compliance the terms and conditions as specified therein.

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

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

LET THE RECORD SHOW: THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 10:28 A.M. TO BE RECONVENED IN APPROXIMATELY FIVE (5) MINUTES.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 10:41 A.M.

IN RE: MINUTES OF REGULAR SESSION...APPROVED

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

Recommendation to approve the minutes of Regular Session of 08/01/12.

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

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

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Uible, seconded by Mr. Humphrey, 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 10:42 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. Uible, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

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

**ROBERT L. PROUD, PRESIDENT
EDWIN H. HUMPHREY, VICE PRESIDENT
DAVID H. UIBLE, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

**08/01/12
DATE APPROVED**