

Moved by

Mr. Humphrey

, seconded by

Mr. Uible

Recommendation that the Board of County Commissioners adopt Resolution Number 60-16 resolving to approve payment to vendors in the total amount of \$1,307,479.98 as set forth in the BCC Approval Invoice Report(s) For **Checks Dated May 11, 2016**, 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 5/09/2016, 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:

Robert L. Proud,

yes

David H. Uible,

yes

Edwin H. Humphrey,

aye

Date Adopted:

May 11, 2016

Robert L. Proud  
Robert L. Proud, President

David H. Uible  
David H. Uible, Vice-President

Edwin H. Humphrey  
Edwin H. Humphrey, Member

11th The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the day of May, 2016, at its regular place of meeting, with the following members present:

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

Mr. Humphrey introduced the following resolution and moved its passage:

RESOLUTION NO. 61-16

**RESOLUTION ACCEPTING, APPROVING AND RATIFYING DETAILED PLANS, SPECIFICATIONS, ESTIMATES OF COST AND FINANCING AND TENTATIVE ASSESSMENTS FOR CONSTRUCTING PROJECT NUMBER 6401-60132 IDENTIFIED AS THE PLUM STREET WATER PETITION PROJECT (HEREINAFTER CALLED THE "PROJECT") LOCATED WITHIN GOSHEN TOWNSHIP AND AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A", WITHIN THE COUNTY WATERWORKS SYSTEM, IN THE CLERMONT COUNTY WATER RESOURCES DEPARTMENT, CLERMONT COUNTY, OHIO, AND AUTHORIZING NOTICE BE SENT TO PROPERTY CLASSIFIED AS CURRENT AGRICULTURAL USE VALUATION (CAUV), AGRICULTURALLY USED LAND, OR LAND LOCATED IN A CONSERVATION PROGRAM AFFECTED BY THE WATERWORKS SYSTEM IMPROVEMENTS**

**WHEREAS**, the Board of County Commissioners has heretofore established the County Waterworks System in the Clermont County Water Resources Department, in Clermont County, Ohio, by consolidating previously existing districts; and

**WHEREAS**, based upon the receipt of a petition for water service dated 01/27/15 from property owners along Plum Street in Goshen Township, it was determined that such Project is necessary for the preservation and promotion of the public health and welfare and to provide an adequate water supply, quality, and quantity for consumption and fire protection, thus the Board of County Commissioners has heretofore adopted Resolution Number 102-15 on 06/24/15 approving the revised General Plans of the County Waterworks System, within the Clermont County Water Resources Department, Clermont County, Ohio, to include said water main extension; and

**WHEREAS**, estimated project costs and tentative assessment costs were distributed to the property owners on 02/09/15 and based upon comments received from the property owners relative thereto indicating support or opposition of the Project, and comments received from the public informational meeting held on 05/14/15, the majority of the benefited property owners wish to pursue said Project; and

**WHEREAS**, the design plans and specifications to serve the owners on Plum Street have been prepared and it is now necessary to accept, approve and ratify the detailed plans, specifications, estimates of cost and financing, and tentative assessments as described in Exhibits "A" and "B", attached hereto and made a part hereof, for such improvement; and

**WHEREAS**, there is at least one property within the assessment district listed on the records of the County Auditor for the Current Agricultural Use Valuation (CAUV) pursuant to Section 5713.31 of the Ohio Revised Code, or agriculturally used land or land located in a conservation program, therefore, it is necessary to notify the property owner that their property may be assessed and of the approximate date that this Board of County Commissioners intends to consider adoption of a resolution declaring that this project is necessary.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Clermont County, Ohio (the "Board"):

**SECTION 1.** That this Board of County Commissioners hereby finds and determines that special assessments are to be levied and collected to pay a portion of the costs of the Waterworks System Improvements herein described in the form of a Basic Benefit Assessment (representing assessable project costs and based on a per benefited parcel method of assessment) and an Improvement Assessment (representing the water meter, installation and system capacity charge portion of the connection charges, at the option of the property owner) or General Obligation Bonds or Notes issued in anticipation thereof as set out in the attached Exhibits "A" and "B", which exhibits are made a part hereof, and a portion of the costs paid in a contribution by the Clermont County Water Resources Department's Waterworks System Capital Improvement Fund consisting of \$28,980.00 of the Basic Benefit Assessment for three (3) properties already served via private easements and 100% of engineering, legal, administrative and miscellaneous costs.

**SECTION 2.** That the detailed plans, specifications, estimates of cost and financing, and tentative assessments for constructing Project Number 6401-60132 identified as the Plum Street Water Petition Project, as described in Exhibit "A", in Goshen Township, within the County Waterworks System, in the Clermont County Water Resources Department, Clermont County, Ohio, be and the same are hereby accepted, approved and ratified by this Board of County Commissioners.

**SECTION 3.** That said detailed plans, specifications, estimates of cost and financing, and tentative assessments for said improvements shall be filed in the Office of the Sanitary Engineer and this Board, where the same shall be open to the inspection of all persons interested therein. All of the project costs will be paid by special assessment of benefited properties abutting the water main extension or the right-of-way in which it is constructed, under a "Per Benefited Parcel" method of assessment, and the Waterworks System Capital Improvement Fund, as identified in Exhibits "A" and "B", with the bond and assessment certification period running for twenty (20) years.

**SECTION 4.** That the Clermont County Water Resources Department is hereby authorized, on behalf of the Board of County Commissioners, to send notice to the owner of property affected by this Waterworks System Improvement Project whose property is classified by the County Auditor as in Current Agricultural Use Valuation (CAUV), or agriculturally used land or land located in a conservation program and may or may not already be located in an agricultural district established under Section 929.02 of the Ohio Revised Code, upon the passage of this Resolution, advising the intent of this Board to consider adoption of a resolution on or about June 8<sup>th</sup>, 2016, declaring said Waterworks System Improvements are necessary for the preservation and promotion of public health and welfare, and advising such other matters as required by law, pursuant to Section 6103.05 of the Ohio Revised Code.

**SECTION 5.** That 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.

Mr. Uible seconded the motion and upon call of the roll, the vote thereon was as follows:

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

PASSED: May 11<sup>th</sup>, 2016.

ATTEST:

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

APPROVED BY  
SQUIRE, PATTON, BOGGS (US) LLP

By: Todd L. Cooper  
Todd L. Cooper

Dated: 4-1-16

**CERTIFICATE**

The undersigned, Clerk of the Board of County Commissioners of Clermont County, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution No. 61-16 passed by the Board of County Commissioners of Clermont County, Ohio on May 11<sup>th</sup>, 2016, and that a copy thereof was certified to the County Auditor, the Clermont County Water Resources Department, and to Squire, Patton, Boggs (US) LLP.

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

EXHIBIT "A"

Resolution No. 61-16

Adopted May 11<sup>th</sup>, 2016

**PLUM STREET WATER PETITION PROJECT  
PROJECT NO. 6401-60132  
GOSHEN TOWNSHIP**

This project consists of the construction of approximately 854 linear feet of 6" water main and appurtenances along Plum Street and Ethylynn Lane located in Goshen Township. The Project will begin at the intersection of Wood Street and Ethylynn Lane and continue to the terminus of Plum Street.

Estimated Annual Operation & Maintenance Cost.....\$ 165.00 per yr.  
Estimated Project Cost.....\$ 75,610.00

Source of Funds: Waterworks System Capital Improvement Fund and collection of Special Assessment of benefited properties in the form of a Basic Benefit Assessment and/or Improvement Assessment (cash payment or certification to tax bill) or General Obligation Bonds or Notes issued in anticipation thereof.

Waterworks System Contribution.....\$ 7,990.00  
(Consists of engineering performance and 100% of legal, admin. & misc fees)

Basic Benefit Assessment .....\$ 67,620.00  
(Consists of the remaining project costs after deducting Waterworks System contribution- includes construction, restoration, bond discount, and contingencies.) *The County will pay \$28,980.00 of the Basic Benefit Assessment through the Waterworks System Capital Improvement Fund for three (3) properties already served via private easements.*

Estimated Project Cost Total.....\$ 75,610.00

Improvement Benefit Assessment (at owner's option).....\$ 2,430.00  
(3 Improved PIN's @ \$810.00 ea. for 3/4" Meter & Installation)

Improvement Benefit Assessment (at owner's option).....\$ 5,910.00  
(3 Improved PIN's @ \$1,970.00 ea.-System Capacity Charge)

Total Costs.....\$ 83,950.00

**EXHIBIT "B"**  
**Plum Street Water Petition - Project Number 6401-60132**  
**Last Modified: March 25, 2016**

**TENTATIVE ASSESSMENT ROLL, PER PARCEL ASSESSMENT METHOD**

PIN	Owner(s)	Property Address		Mailing Address		Land Use	Basic Benefit Assessment	Improvement Assessments		Total Assessment	Comments
				Number & Street	City State ZIP			System Capacity	Meter Installation		
112207H267.	CHRISTMAN CHARLOTTE A	6698	PLUM ST.	1955 ETHYLYNN LN	GOSHEN OH 45122	101	\$9,660.00	\$1,970.00	\$810.00	\$12,440.00	
112207H027.	CHRISTMAN CHARLOTTE A	1955	ETHYLYNN LN.	1955 ETHYLYNN LN	GOSHEN OH 45122	101	\$0.00	\$0.00	\$0.00	\$0.00	Property has access to water off Linton Rd
112207G272.	CHRISTMAN RICHARD G	1963	ETHYLYNN LN.	1963 ETHYLYNN LN	GOSHEN OH 45122		\$9,660.00	\$1,970.00	\$810.00	\$12,440.00	
114311.017.	CHRISTMAN RICHARD G & J	6677	PLUM ST.	1963 ETHYLYNN LN	GOSHEN OH 45122	510	\$9,660.00	\$0.00	\$0.00	\$9,660.00	County Pay Assessment
114311.016.	CHRISTMAN RICHARD G & J	0	PLUM ST.	1963 ETHYLYNN LN	GOSHEN OH 45122	500	\$0.00	\$0.00	\$0.00	\$0.00	Non buildable lot
112207H266.	CLEMONS LUCIEN L JR & M	6688	PLUM ST.	6688 PLUM STREET	GOSHEN OH 45122	510	\$9,660.00	\$1,970.00	\$810.00	\$12,440.00	
112207G177.	HODGES DANIEL E	1953	ETHYLYNN LN.	1953 ETHYLYNN LN	GOSHEN OH 45122	510	\$9,660.00	\$0.00	\$0.00	\$9,660.00	Existing customer w/ a Limited Tap Agreement
112207G216.	RIETH ELVA G	1951	ETHYLYNN LN.	1951 ETHYLYNN LN	GOSHEN OH 45122	510	\$9,660.00	\$0.00	\$0.00	\$9,660.00	County Pay Assessment
114311.019.	WARREN JAMES A & SUSAN I	0	PLUM ST.	6697 PLUM STREET	GOSHEN OH 45122	500	\$0.00	\$0.00	\$0.00	\$0.00	Vacant lot; Not benefitted
114311.018.	WARREN JAMES A & SUSAN I	6697	PLUM ST.	6697 PLUM ST	GOSHEN OH 45122	510	\$9,660.00	\$0.00	\$0.00	\$9,660.00	County Pay Assessment
<b>Totals</b>							<b>\$67,620.00</b>	<b>\$5,910.00</b>	<b>\$2,430.00</b>	<b>\$75,960.00</b>	

**TOTAL PROJECT COST ESTIMATE**

Construction	\$59,830.00
Engineering	\$2,000.00
Land & ROW	\$0.00
Legal, Administrative, & Misc.	\$5,990.00
Interest During Construction	\$0.00
Bond Discount	\$1,800.00
Contingencies	\$5,990.00
<b>TOTAL=</b>	<b>\$75,610.00</b>
CCWRD Contribution	
(Engineering, Legal, Adm. & Misc.)	\$7,990.00
Total Basic Benefit Assessment	\$67,620.00

Total Benefited Parcels=	7
Estimated Cost Per Parcel=	\$9,660.00
Total Basic Benefit Assessment	\$67,620.00
County Paid Basic Benefit Assessment (3)	\$28,980.00
Total Assessable Amount	\$38,640.00

THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,  
met in regular session on the 17<sup>th</sup> day of May 2016, with the following members  
present:

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

Mr. Uible

Moved for the adoption of the following Resolution:

RESOLUTION NO. 62-16

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

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

Date: May 11, 2016

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. 62-16 Certifying Delinquent utility charges, certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed May 11<sup>th</sup>, 2016 by the Board of County Commissioners of said County.  
Date: May 11, 2016

Linda L. Fraley  
Linda L. Fraley  
County Auditor  
by: Chad Field  
Chief Deputy Auditor

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

BY: Allen L. Edmund DATE: 4-25-16  
Assistant Prosecutor

**THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,**  
met in regular session on the 11th day of May 2016, with the following members  
present:

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

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

**RESOLUTION NO. 63-16**

**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. Proud, Yea

Mr. Uible, yes

Mr. Humphrey, Aye

Date: May 11, 2016

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. 63-16 Certifying Delinquent Utility Charges, certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed May 11<sup>th</sup>, 2016 by the Board of County Commissioners of said County.

Date: May 11, 2016

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

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

BY: Allen L. Edwards DATE: 4-25-16  
Assistant Prosecutor