

Moved by Mr. Humphrey, seconded by Mr. Painter

Recommendation that the Board of County Commissioners adopt Resolution Number 180-17 resolving to approve payment to vendors in the total amount of \$3,450,513.83 as set forth in the BCC Approval Invoice Report(s) For Checks Dated December 13, 2017, 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 12/12/2017, 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:

David H. Uible,	<u>YES</u>
Edwin H. Humphrey,	<u>AYE</u>
David L. Painter,	<u>YES</u>

Date Adopted: December 13, 2017

[Signature]  
David H. Uible, President  
[Signature]  
Edwin H. Humphrey, Vice-President  
[Signature]  
David L. Painter, Member

OR

Thomas J. Eigel, Interim County Administrator

Moved by Mr. Painter, seconded by Mr. Humphrey

Recommendation that the Board of County Commissioners adopt Resolution Number 18-17 resolving to approve payment to vendors in the total amount of \$241,722.72 as set forth in the BCC Approval Invoice Report(s) For **Checks Dated December 13, 2017**, 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 12/12/2017, 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:

David H. Uible,	<u>YES</u>
Edwin H. Humphrey,	<u>aye</u>
David L. Painter,	<u>YES</u>

Date Adopted: December 13, 2017

[Signature]  
David H. Uible, President

[Signature]  
Edwin H. Humphrey, Vice-President

[Signature]  
David L. Painter, Member

OR

\_\_\_\_\_  
Thomas J. Eigel, Interim County Administrator

Resolution No. 182-17

The Board of County Commissioners of Clermont County, Ohio met in regular session on the 13<sup>th</sup> day of December, 2017 with the following members present:

David H. Uible, President  
Edwin H. Humphrey, Vice President  
David L. Painter, Member

Mr. Painter

moved for the adoption of the following resolution:

**WHEREAS**, numerous residents and interested citizens have voiced their concern as to the posted 35 MPH speed limit on Aicholtz Road (C-3) beginning at Mt. Carmel-Tobasco Road and ending at Eastgate Blvd in Union Township, a total length of 1.281 miles or 6,763 feet.

**AND WHEREAS**, this Board feels that for the general public welfare and safety of the traveling public, the speed limit on the above mentioned road should be changed.

**NOW THEREFORE IT BE RESOLVED:** that the State of Ohio, Director of Transportation is hereby requested to change the speed limit on the above mentioned road and,

**BE IT FURTHER RESOLVED**, that Clermont County hereby agrees, in the event the speed limit is changed on the above mentioned road, to erect and maintain appropriate signs and markings,

**BE IT FURTHER RESOLVED**, that this 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 that all deliberations of this Board and of its Committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

THEREUPON, Mr. Humphrey seconded the said motion and upon roll call

being called the vote was as follows:

Mr. Uible *yes*  
Mr. Humphrey *aye*  
Mr. Painter *yes*

The State of Ohio, County of Clermont, Office of the Board of County Commissioners.

ATTEST:

*Judith Kocica*

Judith Kocica, Clerk of the board

*December 13, 2017*

Date

**RESOLUTION NO. 183 -17**

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 13<sup>th</sup> day of December, 2017, with the following members present:

David H. Uible, President

Edwin H. Humphrey, Vice President

David L. Painter, Member

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

**RESOLUTION GRANTING ANNEXATION OF 4.3989 ACRES OF LAND OWNED BY J. RAYMOND AND MARY JO HAWLEY AND SAINT LOUIS CATHOLIC CHURCH TO THE VILLAGE OF OWENSVILLE IN CLERMONT COUNTY, OHIO**

**WHEREAS**, the Petition for Annexation of 4.3989 acres of land constituting territory adjacent to the Village of Owensville in Stonelick Township, Clermont County, Ohio was filed by Rick McEvoy, Agent for the Petitioners, J. Raymond and Mary Jo Hawley and Saint Louis Catholic Church, who constitute 100% the owners of the real estate sought to be annexed, with the Board of County Commissioners of Clermont County, Ohio on August 22, 2017 pursuant to Ohio Revised Code Section 709.02; and

**WHEREAS**, Notice of the filing of the petition with the Board of County Commissioners, the date and time of the filing, and the date, time and place of the hearing was delivered to the Clerk of the Village of Owensville and the Fiscal Officer of Stonelick Township, by hand delivery by Mike Freeman, Owensville Chief of Police on August 30, 2017 within 5 days of the filing of the petition and upon being notified of the date of the hearing pursuant to Ohio Revised Code Section, Section 709.03(B)(1); and

**WHEREAS**, Michael Minnear, Attorney for Agent for the petitioners has indicated by affidavit of service of Agent that a copy of the petition for annexation of territory with all

Exhibits was mailed by first class mail to the owners of all adjoining property on August 31, 2017, within 10 days of filing the petition pursuant to Section 709.03(B)(2) of the Ohio Revised Code; and

**WHEREAS**, The map or plat and legal description of the perimeter of the territory proposed for annexation is accurate;

**WHEREAS**, any procedure defect in the annexation process is deemed to be cured pursuant to section 709.015 of the Ohio Revised Code;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Clermont County, Ohio with at least two-thirds of its members hereto concurring as follows:

**SECTION I**

In accordance with Ohio Revised Code Section 709.033(A), The Board of County Commissioners, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record finds that all of the 6 conditions in that section have been met as follows:

- A. The petition meets all requirements set forth in and was filed in the matter provided in Section 709.02 of the Revised Code.
- B. The persons who signed the petitions are the owners of the real estate located in the territory proposed to be annexed in the petition, and as of the time the petition was filed with the Board of County Commissioners, the number of valid signatures on the petition constituted a majority of the owners of the real estate in that territory.
- C. The Municipal Corporation to which the territory is proposed to be annexed has complied with the division (D) of Section 709.03 of the Ohio Revised Code.
- D. The territory proposed to be annexed is not unreasonably large.

- E. On balance, the general good of the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area.
- F. No street or highway will be divided or segmented by the boundary line between a township and the Municipal Corporation as to create a road maintenance problem.

## SECTION II

That the Board of County Commissioners having found that based upon a preponderance of a substantial, reliable, and probative evidence on the whole record, that each of the six conditions in 709.033(A) have been met, the Petition for Annexation of territory described therein to the Village of Owensville, Clermont County, Ohio, be and hereby is granted; and the Clerk of the Board of County Commissioners of Clermont County, Ohio, is hereby directed to enter on the journal the resolution granting annexation and to deliver a certified copy of the Resolution of the Board, to the agent of the Petitioners, the Clerk of the Village of Owensville, and the Stonelick Township Fiscal Officer.

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

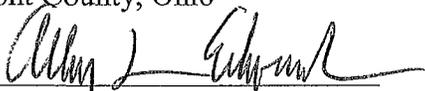
Mr. Uible	<u>Yes</u>
Mr. Humphrey	<u>Abstain</u>
Mr. Painter	<u>Yes</u>

This Resolution was duly passed on the 13<sup>th</sup> day of December, 2017.

ATTEST:

  
\_\_\_\_\_  
Judith A. Kocica, Clerk of the  
Board of County Commissioners

This Resolution was prepared and approved as to form by the Office of the Prosecuting Attorney of Clermont County, Ohio

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

Date: 12-5-17

RESOLUTION NO. 184 -17

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 13th day of December, 2017, with the following members present:

David H. Uible, President

Edwin H. Humphrey, Vice President

David L. Painter, Member

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

**RESOLUTION DECLARING IT NECESSARY TO LEVY THE RENEWAL OF A TAX IN EXCESS OF THE TEN-MILL LIMITATION FOR COUNTY DEVELOPMENTAL DISABILITIES PROGRAMS AND REQUESTING THE COUNTY AUDITOR CERTIFY MATTERS IN CONNECTION THEREWITH**

**WHEREAS**, the Board of County Commissioners of Clermont County, Ohio, anticipates levying a tax in excess of the ten mill limitation as described herein; and

**WHEREAS**, pursuant to Section 5705.03 of the Ohio Revised Code, the Board of County Commissioners of Clermont County, Ohio, is required to certify to the county auditor a resolution requesting the county auditor certify certain matters in connection with such a tax levy;

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

SECTION 1. That pursuant to the provisions of Section 5705.222 a renewal tax levy in the amount of three quarters (0.75) mill for each One Dollar (\$1.00) of valuation, which amounts to seven and one half cents (\$.075) per One Hundred Dollars (\$100.00) valuation for a period of five years, be placed on the 2018 tax duplicate for first collection in 2019 and for four (4) years

thereafter through 2023.

SECTION 2. That the question of the passage of said levy shall be submitted to the electorate of the entire territory of Clermont County, Ohio, at the Primary Election to be held on May 8, 2018. If approved by the electors, said tax levy shall first be placed upon the 2018 tax list and duplicate, for first collection in calendar year 2019.

SECTION 3. That pursuant to Section 5705.03 of the Ohio Revised Code, the county auditor is hereby requested to certify to this Board of County Commissioners of Clermont County, Ohio the total current tax valuation of the county and the dollar amount of revenue that would be generated by the number of mills specified in Section 1 hereof, and the Clerk of the Board of County Commissioners of Clermont County, Ohio be and is hereby directed to certify forthwith a copy of this resolution to the county auditor at the earliest possible time so the said county auditor may certify such matters in accordance with Section 5705.03.

SECTION 4. That the tax is to be levied on the entirety of the territory of Clermont County, which is the entire territory encompassed by the Clermont County Board of Developmental Disabilities.

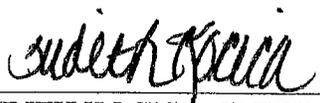
SECTION 5. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal actions, were 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 Resolution and on roll call the vote resulted as

follows:

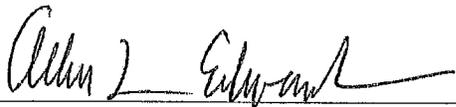
David H. Uible	<u>Yes</u>
Ewin H. Humphrey	<u>Aye</u>
David L. Painter	<u>Yes</u>

ATTEST:

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

Dated: November 13, 2017

This Resolution Prepared and Approved  
as to form by the Office of the Clermont  
County Prosecuting Attorney, D. Vincent Faris, Prosecutor

  
\_\_\_\_\_  
Assistant Prosecuting Attorney

Dated: 12-6-17

RECEIPT OF COUNTY AUDITOR

Linda L. Fraley, Clermont County Auditor, hereby acknowledge that a copy of the attached Resolution was certified to me.

*Linda L. Fraley*

Linda L. Fraley, Clermont County Auditor

*W*

Dated: 12/13/17

**RESOLUTION NUMBER 185-17**

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 13<sup>th</sup> day of December, 2017, with the following members present:

David H. Uible, President  
Edwin H. Humphrey, Vice-President  
David L. Painter, Member

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

**RESOLUTION ADOPTING THE ANNUAL APPROPRIATIONS FOR  
THE COUNTY OF CLERMONT, OHIO, FOR FISCAL YEAR 2018  
AND ESTABLISHING THE LEGAL LEVEL OF CONTROL FOR THE  
2018 ANNUAL APPROPRIATIONS**

**WHEREAS**, Ohio Administrative Code Section 117-5-02 requires the Board of County Commissioners to adopt an annual appropriation measure which establishes the legal level of budgetary control, for the expenditure of County funds; and

**WHEREAS**, Ohio Revised Code Section 5705.38 (C) requires appropriation for personal services within each office, department and division; and

**WHEREAS**, Ohio Revised Code Section 5705.40 permits amendments or supplements to the annual appropriation items by resolution of the Board of County Commissioners; and

**WHEREAS**, the Board of County Commissioners desires to allow department managers flexibility in determining the best use of appropriated funds;

**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 the Board of County Commissioners of Clermont County, Ohio hereby adopts the 2018 Annual Appropriation measure, attached as Exhibit A pursuant to and in compliance with Ohio Revised Code Section 5705.38.

**SECTION II**

That the initial legal level of control is established within each fund at the organization code and division as included in the 2018 Annual Appropriations except as noted in Section III of this document, and is further set forth as follows:

<u>Legal Level of Control</u>	<u>Detail Level</u>
1) Elected Official Salary	Object Code 511100
2) Regular Salary	Object Code 511200
3) Magistrate Salary	Object Code 511400
4) Appointed Board Official Salary	Object Code 511600
5) Bargaining Units Salary	Object Code 511700
6) Temporary Employee Salary	Object Code 511800
7) Overtime	Object Code 512100
8) Sick Pay Buy Back	Object Code 511203
9) Retirement Payout	Object Code 513200
10) Payment in Lieu of Health Insurance	Object Code 513300
11) Fringe Benefits	Budget Group: 520000-529999
12) Other Expenses	Budget Groups: 530000-799999
	530000-559999 (Purchased Services)
	570000-599999 (Materials & Supplies)
	610000-619900 (Contract M & R)
	630000-639999 (Utilities)
	650000-659999 (Debt Service)
	660000-689999 (Capital Outlay)
	700000-799999 (Transfers Advances & Reimbursements)

### SECTION III

That, in addition to the legal levels of control included in Section II of this resolution, the organization codes in and as they relate only to **the salary and fringe benefit Control Level item numbers 1 through 11** within the General Fund for the County Sheriff and County Prosecuting Attorney shall be controlled as follows:

(1) The legal level of departmental control for Organization Codes 431000, 433000, 434000, 435000, 436000, 437000, 438000, 439000 and 440000 is established under **Org 431000**,

(2) The legal level of departmental control for Organization Codes 432503, 432504, 432505 and 432506 is established under **Org 432503**, and

(3) The legal level of departmental control for Organization Codes 371000, 372000, 373000, 374000 and 375000 is established under **Org 371000**

### SECTION IV

That all amendments or supplements to the annual appropriation measure required to the legal control levels shall be authorized by resolution of the Board of County Commissioners and may include any level deemed appropriate by the Board of County Commissioners at the time.

**SECTION V**

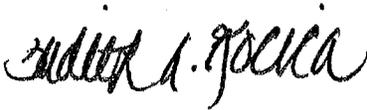
That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Humphrey seconded the motion and on roll call, the vote resulted as follows:

Mr. David H. Uible	<u>Yes</u>
Mr. Edwin H. Humphrey	<u>Aye</u>
Mr. David L. Painter	<u>Yes</u>

This Resolution was duly passed on the 13<sup>th</sup> day of December, 2017.

ATTEST:



Judith A. Kocica, Clerk of the Board  
Board of County Commissioners