

RESOLUTION NO. 124-18

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 1st day of August 2018, with the following members present:

Edwin H. Humphrey, President

David L. Painter, Vice President

David H. Uible, 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 TERRACE RIDGE
SUBDIVISION, SECTION THREE, IN UNION TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated February 29, 2012 as appears in Commissioners' Journal 307, accepted a Combined Performance and Maintenance Bond of Miami View Properties, LLC. as principal and The Bank of Kentucky check no. 3082 as surety for the development and construction of Terrace Ridge Drive and related improvements of Terrace Ridge Subdivision, Section Three, 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. Humphrey seconded the motion and upon roll call, the

vote was as follows:

Mr. Humphrey aye, Mr. Painter absent; Mr. Uible yes;

DATED: August 1, 2018

ATTEST:

Judith Kocica
JUDITH KOCICA, CLERK
Board of County Commissioners

RESOLUTION NO. 125-18

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 15th day of August 2018, with the following members present:

Edwin H. Humphrey, President

David L. Painter, Vice President

David H. Uible, 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 TERRACE RIDGE
SUBDIVISION, SECTION 4, IN UNION TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated July 31, 2013 as appears in Commissioners' Journal 309, accepted a Combined Performance and Maintenance Bond of Miami View Properties, LLC. as principal and The Bank of Kentucky check no. 385064 as surety for the development and construction of Miami View Trails, Center View Drive, and Lake View Drive and related improvements of Terrace Ridge Subdivision, Section 4, 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. Humphrey seconded the motion and upon roll call, the vote was as follows:

Mr. Humphrey Aye, Mr. Painter Absent, Mr. Uible Yes,

DATED: August 1, 2018

ATTEST:

Judith Kocica
JUDITH KOCICA, CLERK
Board of County Commissioners

Moved by Mr. Uible, seconded by Mr. Humphrey,

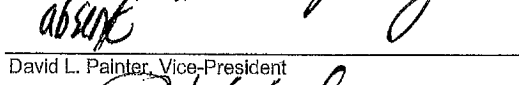
Recommendation that the Board of County Commissioners adopt Resolution Number 126-18 resolving to approve payment to vendors in the total amount of \$850,390.88 as set forth in the BCC Approval Invoice Report(s) For **Checks Dated August 1, 2018**, BCC Directed Pre-Paid Invoices Report(s), Vendor Invoice List Report(s), Items paid by Fund and Check Date Range report and/or Procurement Card Transaction Report presented by the County Auditor 07/30/2018, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

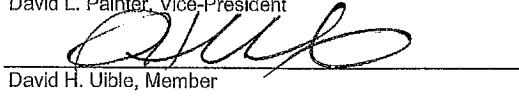
Upon roll call on the foregoing motion, the vote was as follows:

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

Date Adopted: August 1, 2018


Edwin H. Humphrey, President


David L. Painter, Vice-President


David H. Uible, Member

OR

Thomas J. Eigel, County Administrator

RESOLUTION NUMBER 127-18

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 1st day of August, 2018, with the following members present:

Edwin H. Humphrey, President
David H. Uible, Member

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

RESOLUTION TO DESIGNATE, AUTHORIZE AND APPROVE THE CLERMONT COUNTY TRANSPORTATION IMPROVEMENT DISTRICT TO MANAGE AND CONTRACT FOR THE 2018 BRIDGE REPLACEMENTS PROJECT

WHEREAS, the County created the Clermont County Transportation Improvement District (the “CCTID”), which is authorized, by Ohio Revised Code (“ORC”) Chapter 5540, to finance, construct, maintain, repair, and operate street, highway, and other transportation projects; and to construct, reconstruct, improve, alter, and repair roads, highways, public places, buildings, and other infrastructure and are essential governmental functions; and the exercise by the CCTID of the authority granted by ORC Chapter 5540 is necessary for the prosperity, health, safety, and welfare of the County, the State and their people; and

WHEREAS, the CCTID has established a Regional Transportation Improvement Program (the “RTIP”), in coordination and collaboration with the County, the Clermont County Engineer’s Office (“CCEO”), and other local project sponsors, which has been amended and updated from time to time, consisting of certain corridor-level capital improvement projects and supporting program-level implementation strategies and activities, and which includes an infrastructure improvements project for Program Year 32 known as the 2018 Bridge Replacements project as referenced herein and referenced in Resolution Number 064-18 (the “Project”); and

WHEREAS, the County was able to obtain through a grant application made to the Ohio Public Works Commission (“OPWC”) funding in the amount of \$1,473,350 of the total estimated Project cost in the amount of \$1,865,000 per OPWC Project Agreement (No. DJV05); and

WHEREAS, the County is to provide the required local match from MVG Funds, in the amount of \$391,650, and will be required to enter into OPWC Project Agreement (No. DJV05), where under Patrick J. Manger, P.E./P.S. is designated Chief Executive Officer (the “Project CEO”), with Robert L. Alfieri, CFO and Craig M. Stephenson, P.E, as Project Manager (the “Project Manager”); and

WHEREAS, the County, the CCEO and CCTID recognizes that it is a priority to engage and cooperate to the greatest extent practical in the development of these projects, and as further set

forth by their November 2006 Intergovernmental Agreement, as amended, on file with the County and CCTID, and in related efforts in coordination and cooperation with OPWC; and

WHEREAS, the Board of County Commissioners and the County Engineer, with the prior concurrence of OPWC, believe it to be in the best interest of and important for advancing the construction of such projects to authorize and designate the CCTID, by and through the Project CEO and Project Manager, to oversee and contract for construction; and, administer the construction contract, through completion and inspection of the work, in accordance with laws and regulations applicable to the CCTID; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, does hereby authorize Patrick J. Manger, P.E./P.S. to be designated Chief Executive Officer (the "Project CEO"), with Robert L. Alfieri, as CFO and Craig M. Stephenson, P.E. as Project Manager (the "Project Manager") with all the attendant authority and responsibility under the OPWC Project program; and, further, does hereby ratify and approve the Project and related actions thereto, as part of the CCTID and its RTIP and delegates to and authorizes the CCTID, by and through the Project CEO and Project Manager, with the grant of authority to proceed and take the appropriate and necessary steps to manage and advance the Project through completion and inspection, as determined by the Project CEO/Project Manager/CCTID, including entering into contract for construction services, in an amount not to exceed \$1,865,000, plus a 10% contingency amount of \$186,500 for a total amount not to exceed of \$2,051,500, and to administer said Project through completion and inspection of the Project work, all in accordance with laws and regulations applicable to the CCTID, in coordination with OPWC as appropriate.

BE IT FURTHER RESOLVED by the Board of County Commissioners, Clermont County, Ohio that this Board 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 Resolution and upon roll call, the vote resulted as follows:

Mr. Uible, Yes;

Mr. Humphrey, Aye;

Mr. Painter, Absent.

Adopted: August 1, 2018

ATTEST:



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

Approved as to form:



Assistant Prosecuting Attorney

RESOLUTION NO. 128 -18

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 1ST day of August 2018, with the following members present:

Edwin H. Humphrey, President

David L. Painter, Vice President

David H. Uible, Member

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

RESOLUTION AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CERTAIN NONDISCLOSURE AGREEMENTS RELATED TO THE LOCATION OF BUSINESS OPERATIONS WITHIN THE SOUTH AFTON INDUSTRIAL PARK

WHEREAS, the County desires to attract and encourage commercial development within the County, and especially within that Enterprise Zone designated pursuant to O.R.C. Chapter 5709 and known as the South Afton Industrial Park (“South Afton”); and

WHEREAS, it is anticipated that the communication between County representatives and entities seeking to locate business operations within South Afton will from time to time require the exchange of sensitive and confidential business information; and

WHEREAS, in order to avoid unnecessary delay and facilitate timely communication and exchange of confidential business information between the County and interested business entities in such circumstances, the Commissioners desire to allow the County Administrator to execute certain nondisclosure or confidentiality agreements on behalf of the Board of County Commissioners, its agents and employees;

NOW, THEREFORE, BE IT FURTHER 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 County Administrator or, in the Administrator’s absence, the Assistant County Administrator, is hereby authorized to execute on behalf of the Board of County Commissioners

any nondisclosure or confidentiality agreement which is requested by a developer, employer, or other entity for the purpose of exploring the potential or actual location of business operations within the South Afton Industrial Park Enterprise Zone. All nondisclosure or confidentiality agreements shall be approved by the Clermont County Prosecuting Attorney or one of the Assistant Prosecuting Attorneys before it is executed by the County Administrator or Assistant County Administrator. Any nondisclosure or confidentiality agreement shall be subject to any obligation to release or disclose records and information pursuant to law.

SECTION II

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. Humphrey

Aye

Mr. Painter

Absent

Mr. Uible

Yes

This Resolution was duly passed on the 1st day of August, 2018.

ATTEST:

Judith A. Kocica
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: [Signature]
Assistant Prosecuting Attorney

Date: 7/26/18