

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MARCH 20, 2019 WITH THE FOLLOWING MEMBERS PRESENT: DAVID L. PAINTER, PRESIDENT, EDWIN H. HUMPHREY, VICE PRESIDENT, AND, CLAIRE B. CORCORAN, 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 MARCH 20, 2019 REGULAR SESSION WAS VIDEO RECORDED 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 <https://www.youtube.com/user/clermontcounty/playlists>.**

**IN RE: MINUTES OF REGULAR SESSION...APPROVED**

Moved by Mrs. Corcoran, seconded by Mr. Humphrey,

To approve and sign the minutes of the Regular Session of **03/13/2019**.

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Yes.

**LET THE RECORD SHOW:** COMMISSIONER PAINTER STATED THAT THE BOARD HAD REACHED THE PUBLIC PARTICIPATION SECTION OF THE AGENDA. HE INQUIRED IF THERE WAS ANYONE IN THE AUDIENCE THAT WOULD LIKE TO ADDRESS THE BOARD.

**LET THE RECORD SHOW:** Matthew Van Sant, President/CEO, Clermont Chamber of Commerce, 4355 Ferguson Drive, Suite 150, Cincinnati, Ohio 45245 (located near the Ivy Pointe Complex), addressed the Board of County Commissioners and reported that today, March 20, 2019, is American's Small Business Development Center (SBDC) Day. The SBDC is a partnership between Federal, State and Local Government including the Clermont Chamber of Commerce.

Mr. Van Sant thanked the Board of County Commissioners for its involvement with the Clermont Chamber of Commerce. It is because of the Board of County Commissioner's involvement and support that the Clermont Chamber of Commerce has the resources they need to fund operations and provide needed services to the general public.

Mr. Van Sant explained that the services provided by the Clermont Chamber of Commerce are public services, with no membership required. He further stated that training is also provided on a regular basis and that they partner with other Chambers of Commerce within Greater Cincinnati to provide services to the public relative to being a business in good standing in the State of Ohio.

Mr. Van Sant stated that Jim Buckner is the new full-time Director for the SBDC but was unable to attend the meeting today. Mr. Van Sant further stated that the goals of the SBDC is to create jobs for Ohioans that want to work, to stimulate private sector investment, to increase the tax base and to assist individuals in being successful in their own lives.

Mr. Van Sant reiterated his appreciation to the Board of County Commissioners for their involvement and support. The Board of County Commissioners thanked Mr. Van Sant for his comments. (19-0226-001)

**CONSENT AGENDA**

**LET THE RECORD SHOW:** COMMISSIONER PAINTER STATED THAT A CONSENT AGENDA HAS BEEN PREPARED FOR THE BOARD OF COUNTY COMMISSIONERS AND REQUESTED WHETHER ANY BOARD MEMBER WANTED ANY ITEMS REMOVED FOR FURTHER DISCUSSION AND CONSIDERATION AND UPON HEARING NONE:

Moved by Mr. Humphrey, seconded by Mrs. Corcoran, that the Board of County Commissioners consider the following recommendations:

**1. IN RE: COUNTY ENGINEER...EMERY RIDGE SUBDIVISION/SECTION 9/UNION TOWNSHIP...RELEASE OF PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...12-0706-003...RATIFIED**

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to authorize the release of the Performance Bond for Sidewalks in the amount as follows heretofore provided as Surety for the following subdivision located within Union Township:

<b>Subdivision</b>	<b>Performance Bond for Sidewalks</b>
Emery Ridge Subdivision Section 9 Union Township	\$17,020.00

**2. IN RE: COUNTY ENGINEER...WOODLANDS RESERVE SUBDIVISION/SECTION 1/BLOCK A, SECTION 1/BLOCK B AND SECTION 2/GOSHEN TOWNSHIP...RELEASE OF PERFORMANCE AND MAINTENANCE BONDS HERETOFORE PROVIDED AS SURETY THEREFORE AND ACCEPTANCE OF STREETS SITUATED THEREIN AS PUBLIC ROADS FOR PLACEMENT INTO THE GOSHEN TOWNSHIP PUBLIC ROAD SYSTEM...RATIFIED**

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to authorize the release of Performance and Maintenance Bonds, previously converted to the Maintenance Bond Phase, for the following Subdivision located within Goshen Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Goshen Township Public Road System:

<b>Subdivision</b>	<b>Maintenance Bond</b>	<b>Streets/Length (miles)</b>
Woodlands Reserve Subdivision Section 1/Block A Goshen Township DC# 16-0111-002	\$10,000.00*  *Secured by Cashier's Check Number 9992505760 drawn on U.S. Bank National Association at 9992 Milford Meijer for Woodlands Reserve, LLC, 1160 State Route 28, Milford, Ohio 45150	Woodville Drive (0.094) Winwood Drive (0.056)
Woodlands Reserve Subdivision Section 1/Block B Goshen Township DC# 16-0906-002	\$10,000.00*  *Secured by Cashier's Check Number 008784 drawn on CenterBank, Milford, Ohio 45150 for Woodlands Reserve, LLC, 1160 State Route 28, Milford, Ohio 45150	Treeline Drive (0.034) Woodville Drive (0.082)

Woodlands Reserve Subdivision Section 2 Goshen Township DC# 17-0206-004	\$11,000.00*  *Secured by Cashier's Check Number 009068 drawn on CenterBank, Milford, Ohio 45150 for Woodlands Reserve LLC, 1160 State Route 28, Milford, Ohio 45150	Treeline Drive (0.078) Heatherwood Drive (0.083)
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**3. IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE ISSUANCE OF PROCUREMENT CARDS FOR EMPLOYEES OF THE CLERMONT COUNTY VETERANS SERVICE COMMISSION AND THE CLERMONT COUNTY PARK DISTRICT 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...19-0206-001...RATIFIED**

Recommendation of Thomas J. Eigel, County Administrator, to authorize the issuance of Procurement Cards for Michael Milam, an employee of the Clermont County Veterans Service Commission and Ken Brown, Glen Bailey, Ben Morrill, Alan Ausman, David Pegg and Alyssa Rooks, employees of the Clermont County Park District and to authorize David L. Painter, President of the Board of County Commissioners, to execute the Requests for the Issuance of Procurement Cards relative thereto, pursuant to and in compliance with 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 and 09/24/14.

**4. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2019...APPROVED**

Recommendation of the Office of Management and Budget, with the concurrence of Thomas J. Eigel, County Administrator, to resolve to approve and authorize financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation (**Resolution Number 194-18**) for Fiscal Year 2019, including legal level of control, and/or interfund transactions pursuant to Sections 5705.13 through 5705.14 of the Ohio Revised Code as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

**BUDGET TRANSFER OF FUNDS FOR FISCAL YEAR 2019**

FUND	FROM: ORGANIZATION - OBJECT - ACCOUNT	TO: ORGANIZATION - OBJECT - ACCOUNT	AMOUNT
GENERAL FUND	Prosecuting Attorney REGULAR SALARY 1000 - 01 - 04 - 371000 - 511200 -	Prosecuting Attorney OVERTIME 1000 - 01 - 04 - 371000 - 512100 -	\$ 500.00

**5. IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED**

Recommendation of Thomas J. Eigel, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board of County Commissioners and in compliance with the Annual Appropriations for Fiscal Year 2019 and any and all amendments subsequent thereto:

**CLERMONT COUNTY COURT OF COMMON PLEAS**

**Gary Scalf and Nathan Schuler** – One (1) day – Columbus, Ohio – 2019 Ohio Judicial Conference (OJC) Court Technology Conference – Total expenses for meals (\$25.00), mileage (\$283.04), registration (\$50.00) and other (\$15.00) estimated not to exceed \$373.04.

**COMMON PLEAS CLERK OF COURTS**

**Barbara Wiedenbein, Alice Fricke, Erin Scranton and Tiffany McEvoy** – Three (3) days – Columbus, Ohio – Ohio Clerk of Courts Association Monthly Meeting and Title Seminar – Total expenses for lodging (\$976.00), meals (\$732.00) and mileage (\$174.00) estimated not to exceed \$1,882.00.

**CLERMONT COUNTY WATER RESOURCES DEPARTMENT**

**William F. Mellman** – Three (3) days – Sharonville, Ohio – 2019 Ohio Stormwater Conference – Total expenses for mileage (\$52.20), registration (\$225.00) and other (\$50.00) estimated not to exceed \$327.20.

**Kelly Barrett, William Stewart, Chad Oberle, Dave Pigg and Randy Davis** – Two (2) days – Hillsboro, Ohio - License Renewal Workshops for Water and Wastewater Operators entitled: “Verifying the Water Wastewater Process” and “Tips and Tools for Better Process Management and Monitoring” – Total expenses for registration \$1,090.00) estimated not to exceed \$1,090.00.

**DEPARTMENT OF JOB AND FAMILY SERVICES**

**Julie Jordan** – Three (3) days – Columbus, Ohio – Wendy’s Wonderful Kids Summit – Total expenses for lodging (\$425.00), meals (\$75.00), mileage (\$132.24) and other (\$60.00) estimated not to exceed \$692.24.

**OFFICE OF MANAGEMENT AND BUDGET/RECORDS MANAGEMENT DIVISION**

**Michelle Snyder and Tracy Trammel** – One (1) day – Columbus, Ohio – Ohio County Archivists and Records Managers Association (CARMA) Spring Meeting – Total expenses for meals (20.00) estimated not to exceed \$20.00.

**6. IN RE: PERSONNEL ACTIONS...APPROVED\***

\* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

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

Mr. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Yes.

**NON-CONSENT AGENDA**

**7. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 030-19/PAYMENT OF BILLS...ADOPTED**

Moved by Mrs. Corcoran, seconded by Mr. Humphrey, that the Board of County Commissioners consider the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 030-19** resolving to approve payment to vendors **in the total amount of \$1,635,949.81** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **March 20, 2019**, BCC Directed Pre-Paid Invoices Report(s), and Procurement Card Transaction Report presented by the County Auditor

on 03/18/2019, 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:

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Yes.

**8. IN RE: CLERMONT COUNTY OFFICE OF MANAGEMENT AND BUDGET/RECORDS MANAGEMENT DIVISION...AWARD OF BID AND EXECUTION OF CONTRACT FOR SERVICES FOR THE FURNISHING, DELIVERING AND INSTALLING NEW SHELVING AND RECORDS RELOCATION SERVICES FOR THE CLERMONT COUNTY RECORDS CENTER...19-0110-007...RATIFIED**

**DISCUSSION:** Commissioner Painter questioned if the new Clermont County Records Center has room to grow with these additional shelving units and Michelle Snyder, Records Manager, Office of Management and Budget/Records Management Division, responded yes.

Recommendation of Michelle Snyder, Records Manager, with the concurrence of Mary K. Rains, Director, Clermont County Office of Management and Budget/Records Management Division, to award the bid for the *Furnishing, Delivering and Installing New Shelving and Records Relocation Services for the Clermont County Records Center*, pursuant to the specifications, to TAB Products Company, LLC, 605 Fourth Street, Mayville, Wisconsin 53050 for the lowest and *mathematically corrected* best bid received on 02/21/2019, in the total amount of \$213,880.34, and to execute the *Contract for Services* relative thereto, with said services to commence upon issuance of a written Notice to Proceed from the Clermont County Office of Management and Budget and to be completed within four (4) weeks thereafter, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore, and further, to waive the requirement for a Performance Bond as stated in the Bid Guaranty Bond Form relative thereto, *and contingent upon the release of the required Purchase Order in concert with Requisition Number 00002586-00 dated 03/12/2019 relative thereto.*

Moved by Mr. Humphrey, seconded by Mrs. Corcoran, that the Board of County Commissioners consider the afore stated recommendation.

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

Mr. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Yes.

**LET THE RECORD SHOW:** Wade Grabowski, Director, Clermont County Facilities Management Department, clarified that the existing shelving from the current Clermont Records Center is also being utilized for the new Clermont County Records Center, with only a minimum purchase of new shelving required for the new facility. He further stated that the leased storage space at the Red Barn (the current location for the storage of records for the Clermont Municipal Clerk of Courts leased with the Ruebel Family Partnership, Ltd.) will no longer be needed, as the new Clermont County Records Center includes adequate storage space for those records, thereby eliminating the need for the existing lease.

Commissioner Painter questioned when the public will be able to view the new Clermont Records Center. Mr. Grabowski recommended waiting until the building is fully occupied before opening the facility to the public and stated that occupancy of the building is currently scheduled for 04/19/2019, with punch list items to be completed subsequent to that date. He further stated that the building is extremely nice and has incredible design work for efficient storage of records. (19-0110-007)

**9. IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT...  
CONTRACT FOR MINOR PUBLIC IMPROVEMENT PROJECTS WITH  
THE DJ DREW COMPANY, LLC. FOR THE CLERMONT COUNTY  
SHERIFF LIVE FIRE OUTDOOR RANGE PROJECT FOR SAME...19-  
0306-007...EXECUTED**

Moved by Mrs. Corcoran, seconded by Mr. Humphrey, that the Board of County Commissioners consider the following recommendation:

Recommendation of Wade Grabowski, Director, Clermont County Facilities Management Department, with the concurrence of Thomas J. Eigel, County Administrator, to execute a *Contract for Minor Public Improvement Projects* by and between the Board of Commissioners of Clermont County, Ohio, and The DJ Drew Company, LLC., 2432 Bauer Road, Batavia, Ohio 45103 for the *Clermont County Sheriff Live Fire Outdoor Range Project* in accordance with the Scope of Services as identified in Exhibit A, attached thereto and made a part thereof, in an amount not to exceed \$48,800.00, pursuant to and in compliance with the terms and conditions set forth therein, *and contingent upon the release of the Purchase Order required therefore in concert with Requisition Number 00002359-00 dated 02/25/2019 relative thereto.*

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Yes.

**LET THE RECORD SHOW:** Wade Grabowski, Director, Clermont County Facilities Management Department, stated that per the request of Thomas J. Eigel, County Administrator, the Notice to Proceed for the Clermont County Sheriff Live Fire Outdoor Range Project is being sent out immediately in order to expedite the project. (19-0306-007)

**10. IN RE: PROSECUTING ATTORNEY...CONTRACT FOR LEGAL SERVICES  
WITH THE BOARD OF PARK COMMISSIONERS, CLERMONT  
COUNTY, OHIO, FOR THE PROVISION OF LEGAL SERVICES FOR  
THE CLERMONT COUNTY PARK DISTRICT FOR CALENDAR YEAR  
2019...19-0304-005...EXECUTED**

Moved by Mr. Humphrey, seconded by Mrs. Corcoran, that the Board of County Commissioners consider the following recommendation:

Recommendation of D. Vincent Faris, Prosecuting Attorney, with the concurrence of Thomas J. Eigel, County Administrator, to execute the *Contract for Legal Services* by and between the Prosecuting Attorney of Clermont County, Ohio, and the Board of Park Commissioners, Clermont County, Ohio, 2228 US Highway 50, Batavia, Ohio 45103, for the provision of legal services to the Clermont County Park District as outlined therein, at the rate of \$75.00 per hour, effective 01/01/2019 through 12/31/2019, pursuant to Section 309.09 (D) of the Ohio Revised Code and in compliance with the terms and conditions as outlined therein.

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

Mr. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Yes.

**11. IN RE: COUNTY SHERIFF...SUBGRANT AWARD AGREEMENT WITH THE  
OHIO DEPARTMENT OF PUBLIC SAFETY/OFFICE OF CRIMINAL  
JUSTICE SERVICES RELATIVE TO THE OHIO DRUG LAW  
ENFORCEMENT FUND GRANT PROGRAM FOR THE PROJECT  
ENTITLED CLERMONT COUNTY DRUG UNIT FOR SAME...17-1229-  
001...EXECUTED**

Moved by Mrs. Corcoran, seconded by Mr. Humphrey, that the Board of County Commissioners

consider the following recommendation:

Recommendation of Allan L. Edwards, Assistant Prosecuting Attorney, with the concurrence of Thomas J. Eigel, County Administrator, to authorize David L. Painter, President of the Board of County Commissioners, to execute the SubGrant Award Agreement (Subgrant Number 2017-DL-LEF-5814A) by and between the County of Clermont, Ohio, and the Ohio Department of Public Safety, Office of Criminal Justice Services, P.O. Box 182632, 1970 West Broad Street, Columbus, Ohio 43218-2632 for funding through the Ohio Drug Law Enforcement Fund (DLEF) Program for the project entitled Clermont County Drug Unit, in the amount of \$18,993.77, with a required cash match in the amount of \$6,331.26 to be provided from the 2019 Annual Appropriations for the County Sheriff and/or to be provided by the County Sheriff from the Narcotics Law Enforcement Trust Fund 2503, for a total project budget of \$25,325.03, for the period of 01/01/2019 through 12/31/2019, for and on behalf of the County Sheriff of the County of Clermont, Ohio, as the designated agency for the administration and implementation thereof, pursuant to and in compliance with the terms and conditions set forth therein and in concert with the Grant Application heretofore filed electronically by the County Sheriff on or about 12/20/2018 relative thereto.

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Yes.

**12. IN RE: COUNTY ENGINEER...THE WOODS AT MIAMI TRAILS SUBDIVISION/SECTION 13/BLOCK B/MIAMI TOWNSHIP...RECORD PLAT NUMBER 629-3130 AND PERFORMANCE AND MAINTENANCE BOND, AS WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...19-0227-003...EXECUTED**

Moved by Mr. Humphrey, seconded by Mrs. Corcoran, that the Board of County Commissioners consider the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to execute **Record Plat Number 629-3130** for the following subdivision located within Miami Township, and further to execute the Performance and Maintenance Bond, as well as, the Performance Bond for Sidewalks as Surety for same relative to the construction of the below listed street:

Subdivision	Performance and Maintenance Bond	Performance Bond for Sidewalks	Street/Length (miles)
The Woods at Miami Trails Subdivision Section 13/Block B Miami Township	\$23,000.00/\$10,000.00	\$39,760.00	Timberview Court (0.099)

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

Mr. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Yes.

**13. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 031-19/A RESOLUTION ESTABLISHING AND CREATING THE HARVEST RIDGE STORMWATER DISTRICT PURSUANT TO OHIO REVISED CODE CHAPTER 6117...18-1126-002...ADOPTED**

**DISCUSSION:** Pat Manger, County Engineer, addressed the Board of County Commissioners with regard to the proposed establishment of the Harvest Ridge Stormwater District. Mr. Manger stated that the trend for the creation of Stormwater Districts is increasing and he expects to see more in the future. Mr. Manger compared the process for creating a Stormwater District for a new subdivision versus a fully developed subdivision like Harvest Ridge Subdivision. He

stated that his preference is to plan the establishment of a Stormwater District at the beginning stage of a subdivision development in order to prepare and plan for maintenance and replacement of the infrastructure over time. Mr. Manger explained that the utility fee for the Harvest Ridge Subdivision will decrease considerably when the debt service is paid. He stated that there has been a lot of work and discussions/meetings held regarding the proposed Harvest Ridge Stormwater District and that this is the last step in the process for its establishment. Mr. Manger further stated that the Harvest Ridge Stormwater District is a good example for future Stormwater Districts, given the fact that a lot of obstacles were overcome for its establishment. It was noted that, from a monetary standpoint, the County is held harmless and that all of the fees and costs for work needed is recovered in the fees collected from the property owners in the Stormwater District.

Commissioner Painter stated that Stormwater Districts can provide relief to individual property owners within subdivisions that are required to solely maintain stormwater drainage on their property that serves the subdivision, with no contribution by other property owners. This approach allows everyone in the subdivision to work together and equitably share costs accordingly. Mr. Manger stated that the Home Owners Associations (HOAs) created or established for County subdivisions may or may not know about drainage issues and that the County, though the establishment of a Stormwater District, is best suited to deal with stormwater issues. The County has the knowledge and experience to make appropriate repairs and/or replacements as needed for the Stormwater Districts.

Recommendation to adopt **Resolution Number 031-19** resolving (1) to establish and create the Harvest Ridge Stormwater District to provide services related to the management of stormwater runoff in accordance with the General Plan of Drainage attached thereto as Attachment "A", and made a part thereof; (2) to appoint the Clermont County Engineer as the Director of the Harvest Ridge Stormwater District in concert with the Contract for Engineering Services heretofore ratified by the Board of County Commissioners on 09/16/2015, pursuant to and in compliance with Section 315.14 of the Ohio Revised Code; and (3) that the boundary for the Harvest Ridge Stormwater District is defined as those parcels described in Exhibit "B", attached thereto and made a part thereof, with the understanding that the afore stated services will only be provided within the said boundaries as identified therein, pursuant to and in compliance with Chapter 6117 of the Ohio Revised Code.

Moved by Mrs. Corcoran, seconded by Mr. Humphrey, that the Board of County Commissioners consider the afore stated recommendation.

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Yes.

**14. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 032-19/A RESOLUTION ESTABLISHING STORMWATER UTILITY FEES AND COST ALLOCATION PLAN FOR THE HARVEST RIDGE STORMWATER DISTRICT...18-0524-004...ADOPTED**

Moved by Mr. Humphrey, seconded by Mrs. Corcoran, that the Board of County Commissioners consider the following recommendation:

Recommendation to adopt **Resolution Number 032-19** resolving to establish the Stormwater Utility Fees and Cost Allocation Plan for the Harvest Ridge Stormwater District heretofore established and created to provide services related to the management of stormwater runoff in accordance with the General Plan of Drainage within the established boundaries therefore, pursuant to and in compliance with Chapter 6117 of the Ohio Revised Code, with the afore said fees and plan more fully described in Attachments "A" and "B", respectively, attached thereto and made a part thereof, and for which said fees and costs shall be charged to any and all property in the Harvest Ridge Stormwater District effective 03/15/2019.



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

Mr. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Yes.

**LET THE RECORD SHOW:** A MOTION BY COMMISSIONER CORCORAN AND SECONDED BY COMMISSIONER HUMPHREY, TO GO INTO EXECUTIVE SESSION AT 10:26 A.M. PURSUANT TO SECTION 121.22 (G) (3) OF THE OHIO REVISED CODE TO CONFER WITH THE PROSECUTING ATTORNEY REGARDING PENDING OR IMMINENT LITIGATION, WITH ALL MEMBERS VOTING THEREON AS FOLLOWS:

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Yes.

**LET THE RECORD SHOW:** THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 10:59 A.M. WITH NO ACTION TAKEN.

**LET THE RECORD SHOW:** Ernie Ramos, Chief Assistant Prosecuting Attorney for the Civil Division, addressed the Board of County Commissioners with regard to two (2) upcoming Settlement Conferences for pending litigation cases, one in the United States District Court and one in the Clermont County Court of Common Pleas. Mr. Ramos stated that the Settlement Conference for United States District Court Case is scheduled for 05/14/19 and that, in anticipation of that, he recommends that the Board of County Commissioners appoint a Representative to attend the Settlement Conferences on behalf of the Board of County Commissioners. Mr. Ramos further stated that he has prepared a draft Resolution for the designation of an appointment for the Board of County Commissioners to consider, with the appointment name left blank. Commissioner Humphrey stated that he would be comfortable with Commissioner Painter serving as the Representative for the Board of County Commissioners at the Settlement Conferences. (19-0314-004)

**IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF ONE AGENDA ITEM TO THE REGULAR SESSION OF 03/20/2019...19-0130-009...APPROVED**

Moved by Mr. Humphrey, seconded by Mrs. Corcoran, that the Board of County Commissioners consider the following recommendation:

Recommendation to add one additional item to the agenda of the Regular Session of 03/20/2019 to include a Resolution to designate a Representative for the Board of County Commissioners at upcoming Settlement Conferences for Federal and/or Common Pleas lawsuits. Commissioner Painter asked for a motion to approve the addition of the agenda item to today's Regular Session.

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

Mr. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Abstain.

**LET THE RECORD SHOW:** A MOTION BY COMMISSIONER CORCORAN AND SECONDED BY COMMISSIONER HUMPHREY, TO RECESS AT 11:02 A.M., WITH ALL MEMBERS VOTING THEREON AS FOLLOWS:

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Yes.

**LET THE RECORD SHOW:** REGULAR SESSION RESUMED AT 11:04 A.M.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 033-19/RESOLUTION DESIGNATING SETTLEMENT CONFERENCE REPRESENTATIVE RELATIVE TO CASE NUMBER 1:17-CV-00554-TSB PENDING IN THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF OHIO AND CASE NUMBER 2018 CVH 00058 PENDING IN THE CLERMONT COUNTY COURT OF COMMON PLEAS...19-0314-004...ADOPTED**

Moved by Mrs. Corcoran, seconded by Mr. Humphrey, that the Board of County Commissioners consider the following recommendation:

Recommendation to adopt **Resolution Number 033-19** resolving to designate County Commissioner David L. Painter as the Representative of the Board of County Commissioners of Clermont County, Ohio, to (1) attend the Settlement Conferences that are to be scheduled in Federal Court in and as it relates to Case Number 1:17-cv-00554-TSB pending in the United States District Court, Southern District of Ohio and Case Number 2018 CVH 00058 pending in the Clermont County Court of Common Pleas; and (2) authorize County Commissioner David L. Painter as its Representative to enter into a Settlement Agreement on behalf of the Board of County Commissioners of Clermont County, Ohio, wherein, either or both of the afore stated Federal and/or Common Pleas lawsuits are settled such that the relevant litigation will be concluded.

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Abstain.

**LET THE RECORD SHOW:** Ernie Ramos, Chief Assistant Prosecuting Attorney for the Civil Division, stated that one of the Case Numbers in the motion approved this date for Resolution Number 033-19 is incorrect. He further stated that Case Number 1:17-cv-00554-TSB should be Case Number 1:17-cv-00667-TSB. Commissioner Humphrey asked if the Case Number was incorrect in the Resolution provided and Judie Kocica, Clerk of the Board, responded yes. (19-0314-004)

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESCISSION OF RESOLUTION NUMBER 033-19/RESOLUTION DESIGNATING SETTLEMENT CONFERENCE REPRESENTATIVE RELATIVE TO CASE NUMBER 1:17-CV-00554-TSB PENDING IN THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF OHIO AND CASE NUMBER 2018 CVH 00058 PENDING IN THE CLERMONT COUNTY COURT OF COMMON PLEAS...19-0314-004...RATIFIED**

Moved by Mr. Humphrey, seconded by Mrs. Corcoran, that the Board of County Commissioners consider the following recommendation:

Recommendation to rescind the adoption of **Resolution Number 033-19**, previously ratified by the Board of County Commissioners on 03/20/2019, which resolved to designate County Commissioner David L. Painter as the Representative of the Board of County Commissioners of Clermont County, Ohio, to (1) attend the Settlement Conferences that are to be scheduled in Federal Court in and as it relates to Case Number 1:17-cv-00554-TSB pending in the United States District Court, Southern District of Ohio and Case Number 2018 CVH 00058 pending in

the Clermont County Court of Common Pleas; and (2) authorize County Commissioner David L. Painter as its Representative to enter into a Settlement Agreement on behalf of the Board of County Commissioners of Clermont County, Ohio, wherein, either or both of the afore stated Federal and/or Common Pleas lawsuits are settled such that the relevant litigation will be concluded.

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

Mr. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Abstain.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 033-19/RESOLUTION DESIGNATING SETTLEMENT CONFERENCE REPRESENTATIVE RELATIVE TO CASE NUMBER 1:17-CV-00677-TSB PENDING IN THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF OHIO AND CASE NUMBER 2018 CVH 00058 PENDING IN THE CLERMONT COUNTY COURT OF COMMON PLEAS...19-0314-004...ADOPTED**

Moved by Mrs. Corcoran, seconded by Mr. Humphrey, that the Board of County Commissioners consider the following recommendation:

Recommendation to adopt **Resolution Number 033-19** resolving to designate County Commissioner David L. Painter as the Representative of the Board of County Commissioners of Clermont County, Ohio, to (1) attend the Settlement Conferences that are to be scheduled in Federal Court in and as it relates to Case Number 1:17-cv-00677-TSB pending in the United States District Court, Southern District of Ohio and Case Number 2018 CVH 00058 pending in the Clermont County Court of Common Pleas; and (2) authorize County Commissioner David L. Painter as its Representative to enter into a Settlement Agreement on behalf of the Board of County Commissioners of Clermont County, Ohio, wherein, either or both of the afore stated Federal and/or Common Pleas lawsuits are settled such that the relevant litigation will be concluded.

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

Mrs. Corcoran, Yes; Mr. Humphrey, Aye; Mr. Painter, Abstain.

**IN RE: ADJOURNMENT...RATIFIED**

Moved by Mr. Humphrey, seconded by Mrs. Corcoran,

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 11:09 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; Mrs. Corcoran, Yes; Mr. Painter, Yes.

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

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**DAVID L. PAINTER, PRESIDENT**

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**EDWIN H. HUMPHREY, VICE PRESIDENT**

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**CLAIRE B. CORCORAN, MEMBER**

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**JUDITH KOCICA, CLERK OF THE BOARD**

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**DATE APPROVED**