

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MAY 15, 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 MAY 15, 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 Mr. Humphrey, seconded by Mrs. Corcoran,

To approve and sign the minutes of the Regular Session of **05/13/2019**.

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: The Board of County Commissioners, Clermont County, Ohio, issued a Proclamation designating Monday, May 20 to Sunday, June 2, 2019, to be observed as the "Click It or Ticket" Mobilization in Clermont County, Ohio. (19-0115-004)

LET THE RECORD SHOW: The Board of County Commissioners, Clermont County, Ohio, issued a Proclamation designating the week of May 19-25, 2019, as "Building Safety Week in Clermont County". (19-0115-004)

LET THE RECORD SHOW: The Board of County Commissioners, Clermont County, Ohio, issued a Proclamation resolving to recognize and commend Clermont Senior Services, Inc. for their 50 Years of Outstanding Service to the Senior Citizens of Clermont County, Ohio. (19-0115-004)

LET THE RECORD SHOW: Mayor Kathy Bailey, City of Loveland, Ohio, addressed the Board of County Commissioners with regard to the Undivided Local Government Fund (LGF) and the Alternative Method of Apportionment pursuant to Section 5754.53 of the Ohio Revised Code. Ms. Bailey stated that she is here today on behalf of the City of Loveland, as well as, the Clermont County Mayors Association. Ms. Bailey provided a letter to the Board of County Commissioners from the Clermont County Mayors Association (attached). The letter formalizes the Clermont County Mayors Association's objection to the new distribution formula for Local Government Funds proposed by the Clermont County Township Association. Ms. Bailey stated that the letter also clears up any misconception that the Municipalities were invited to be part of the Clermont County Township Association's drafting of the new LGF Formula. At no time were the City of Milford, the City of Loveland, nor any Village in Clermont County invited to participate in any conversations that led to the proposed LGF Formula from the Clermont County Township Association. Ms. Bailey stated that she has heard that this issue is not an "us versus them" issue (the Townships versus the Cities and Villages), but it actually is just that., starting with not being a part of the planning process initially and ending with the unfair LGF Formula

being proposed by the Clermont County Township Association. Ms. Bailey stated that the proposed LGF Formula results in significant losses to Municipalities totaling approximately \$385K per year, with over half of that amount (53%) going to Union and Miami Townships. Every single Township receives more money as a result of the proposed LGF Formula, while all Municipalities except for two (2) lose money. The two Municipalities gaining money only receive a combined total of \$6K per year (versus the \$358K received by the Townships per year). Ms. Bailey stated that the proposed LGF Formula does not take into account other factors impacting the distribution such as percentage of roads being maintained in the jurisdictions, engineering services, legal representation and utilities. She further stated that she has heard that basing the distribution on the population is the “easy” way to develop the LGF Formula and that she does not relish the idea of communicating to County Residents in the City of Loveland that the Board of County Commissioners has decided to go along with the Clermont County Township Association’s proposed LGF Formula because it is “easy”. This issue is too important and there is too much at stake to take the “easy” way out.

Ms. Bailey provided a second letter to the Board of County Commissioners from the City of Loveland. Ms. Bailey stated that the letter is from her, in her capacity as Mayor of the City of Loveland, and reiterated that the Clermont County Mayors Association is in agreement with her proposal regarding the LGF Formula. The letter objects to the Clermont County Township Association’s proposed re-distribution of the Local Government Funds. Ms. Bailey explained an alternative approach to revising the LGF Formula as outlined in her letter. The alternative approach includes extending the current LGF Formula for one more year and creating a committee to work toward a new LGF Formula that is fair and equitable. The committee would consist of three members from both the Clermont County Township Association and the Clermont County Mayors Association. The Board of County Commissioners would appoint one non-voting representative for the committee to act as an advisor/proctor. The committee would have a deadline of 03/01/2020 to present a proposal that a majority of the committee agrees upon to their respective Townships and Municipalities. If by 05/01/2020, the majority of Townships, and separately a majority of Municipalities, have not agreed to adopt the proposed LGF Formula, then the Clermont County Township Association and the Clermont County Mayors Association must present to the Board of County Commissioners their own proposed LGF Formulas. The Board of Commissioners will decide which proposed LGF Formula is most equitable, or create its own LGF Formula. Ms. Bailey stated that this is the County’s chance to work together to reach a fair and just solution for a revised LGF Formula. Ms. Bailey thanked the Board of County Commissioners for their consideration. (19-0220-003)

LET THE RECORD SHOW: Cindy Gramke, Executive Director, Clermont Senior Services, Inc., provided a PowerPoint Presentation to the Board of County Commissioners entitled: “Clermont Senior Services Annual Report 2018 – 50 Years of Caring Service and Commitment to the Senior Community” (attached).

Ms. Gramke indicated that Clermont Senior Services, Inc. is celebrating fifty (50) years of service in Clermont County and that they have evolved over the years. She further stated that she is here today to provide an overview of the services provided in 2018. Ms. Gramke stated that Clermont Senior Services continued goal is to provide a broad range of in-home services to keep seniors living in their own homes for as long as possible, delaying nursing home placement and saving taxpayers money. Ms. Gramke reviewed the Clermont Senior Services’ operations and the population served in 2018. She further discussed the Program Services offered by Clermont Senior Services, Inc. including Home Care, Home-Delivered Meals, Adult Day Services, Home Repair and Modification Programs, Case Management, Lifelong Learning Centers, Congregate (On-Site) Meals, Specialized Medical Transportation and Other Transportation Services, Adult Protective Services and Guardianships, Volunteer Resources Program, Volunteer Guardian Program and Low Income HUD-202 Senior Housing. Funding Sources and Service and Data Overviews (showing statistics for individuals served) for each of the Program Services were also discussed. Ms. Gramke reviewed cost reductions for 2008 through 2018 in and as it relates to full time equivalent employees and the projected growth of the senior population by 2020, which represented a 120% increase in the senior population from 2000. Ms. Gramke reported that it is projected that 25% of the population in Clermont County

will be 60 years old or older in 2020, with the percentage increasing to 32.7% by 2050. In conclusion, Ms. Gramke stated that Clermont Senior Services, Inc. continues its commitment to be responsible stewards of taxpayer dollars and seek ways to be the most they can be to seniors in Clermont County.

The Board of County Commissioners thanked Ms. Gramke for her Presentation. (19-0226-001)

LET THE RECORD SHOW: Alicia Fine, Vice President of Employment & Recovery Services, Greater Cincinnati Behavioral Health Services, provided copies of the CASC Annual Report to the Board of County Commissioners (attached) and stated that the Annual Report provides a comprehensive overview of data and Program Services provided by CASC over the last five (5) years. In addition, Ms. Fine provided a PowerPoint Presentation to the Board of County Commissioners entitled: "Clermont County Community Sentencing Center Annual Report 2018" (attached). Ms. Fine stated that the CASC Program is a collaborative and integrated program supported by many entities throughout Clermont County. Specifics of the Program Services provided by CASC were identified and discussed as outlined in the documentation provided including Substance Use Disorder Treatment Services, Case Management, Addiction Medicine - Medication Assisted Treatment, Nursing, Employment Services, Peer Recovery Supports and Community Supports. Program statistics for Client Demographics, Substance Use Diagnosis, Co-Occurring Mental Health Disorders, Referrals & Admissions, and Program Outcomes were identified as outlined in the documentation provided. Program highlights and initiatives moving forward were addressed and Ms. Fine stated that the CASC Program is an innovative, comprehensive multi-faceted program which is leading the State in addressing treatment needs of individuals within the Criminal Justice System. Ms. Fine provided a story of a CASC client successfully completing the CASC Program and doing well in society today.

Commissioner Humphrey questioned why the services provided by CASC are referred to as outpatient services when the CASC Program is actually for inpatient services. Ms. Fine stated that it feels like an inpatient program because of how it is designed and that people actually stay in the facility. However, by law, the CASC Program is considered an outpatient program. Since it is an outpatient program, the clients can leave the facility if they choose to do so. However, when that happens, the CASC staff will therapeutically intervene in an attempt to prevent the client from leaving. Commissioner Humphrey questioned if the number of days for a client's stay is generally thirty (30) days and Ms. Fine responded that the data shows a higher number of less than thirty (30) days stay than you would expect (with OVIs (Operating a Vehicle Impaired) impacting that statistic). (19-0226-001)

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: IN ACCORDANCE WITH THE BOARD'S RULES OF PROCEDURE, COMMISSIONER PAINTER STATED THAT DURING THIS TIME THE BOARD DOES NOT ANSWER QUESTIONS NOR ENGAGE IN A DEBATE. HE FURTHER STATED THAT NO MEMBER OF THE PUBLIC MAY COMMENT ABOUT A MATTER THAT IS NOT WITHIN THE PURVIEW OF THE COUNTY COMMISSIONERS' RESPONSIBILITIES AND THE COMMISSIONERS ARE NOT EXPECTED TO COMMENT ON MATTERS BROUGHT TO THE BOARD DURING THIS TIME. HE ADVISED THAT EACH SPEAKER SHALL ONLY SPEAK ONCE AND SHALL BE RECOGNIZED BY THE BOARD PRESIDENT BEFORE SPEAKING. COMMISSIONER PAINTER INDICATED THAT IN ACCORDANCE WITH THE BOARD'S RULES OF PROCEDURE THE COMMENTS ARE LIMITED TO FIVE MINUTES.

LET THE RECORD SHOW: Andy Dickerson, 5440 South Milford Road, Milford, Ohio 45150, requested to address the Board of County Commissioners in Regular Session this date.

Andy Dickerson, Executive Director, Cardinal Land Conservancy, addressed the Board of County Commissioners with regard to the proposed Cardinal Land Conservancy New Richmond Nature Preserve Project in Ohio Township (as presented and discussed in the 05/13/2019 Regular Session). Mr. Dickerson stated that the Cardinal Land Conservancy is seeking a Resolution of Support from the Clermont County Board of Commissioners for a Natural Resources Assistance Council (NRAC) Grant Application for Clean Ohio Green Space Conservation Funds for the Project. Mr. Dickerson stated that Jim Meyer, the new President of the Cardinal Land Conservancy Board, is present this date and he thanked him for being in attendance. Mr. Dickerson stated that when Cardinal Land Conservancy was formed it was based on the Clermont Agenda for the Future Initiative. More specifically, Goal Number 9 of Clermont Agenda for the Future which strives for more preserved and protected natural areas in Clermont County that can be enjoyed by current and future generations, and also Goal Number 10 relative to the enhancement of the quality of life of the residents of Clermont County. Mr. Dickerson stated that, after his Presentation in Regular Session on Monday, 05/13/2019, he met with representatives of UC Clermont College and they are excited and in support of Nature Preserves in Clermont County. UC Clermont's goal is to get students engaged in science and ensure they are employable after they graduate. The proposed New Richmond Nature Preserve would assist with this effort. Mr. Dickerson stated that a Resolution of Support has been received from the Ohio Township Trustees for the NRAC Application for the Clean Ohio Green Space Conservation Grant and the Cardinal Land Conservancy and he has spoken to representatives of the Batavia YMCA (Young Men's Christian Association) about participating in some of their Nature Preserve Programs.

Mr. Dickerson reiterated that the Cardinal Land Conservancy would like a Resolution of Support from the Clermont County Commissioners for the NRAC Grant Application. He explained that the Resolution of Support could enable Grant Funds to be received here in Clermont County in lieu of being disbursed over four (4) Counties. He further stated that the State is at less than one percent of funding all of the projects that were presented for funding, so the Resolution of Support could enable the use of all of the State approved and appropriated funds. Mr. Dickerson thanked the Board of County Commissioners for their consideration. (19-0220-003)

LET THE RECORD SHOW: Marie Drew, Fiscal Officer for Monroe Township, 2014 Clermontville Laurel Road, New Richmond, Ohio 45157, addressed the Board of County Commissioners with regard to the Undivided Local Government Fund (LGF) Allocation and an Alternative Method of Apportionment pursuant to Section 5747.53 of the Ohio Revised Code.

Ms. Drew stated that she wants to look at the history of LGF Allocation over the past years, not just recent events over the last year. She stated that she believes everyone is in agreement that the distribution of the Local Government Funds is unfair and that it has been for quite a long time. For perspective, an entity who received a \$100K per year for the past twenty-five (25) years over and above what they should have received, have basically received a gift (mostly from the Townships) of \$2.5M for their entity to use.

Ms. Drew stated that the Local Government Fund revenues represent 21% of Monroe Township's total budget. The City of Loveland has over a \$7M budget, with only \$160K of their budget being from the Local Government Fund, which is 2.257%. Ms. Drew stated that 2.257% is a statistical variation on a \$7M budget. This discrepancy in the budget percentages of Local Government Funds in the jurisdictions shows that the size of the entities receiving the funds needs to be considered in the development of the revised LGF Formula.

Ms. Drew stated that the Townships have tried to have this issue addressed in the past, but those efforts have come to no fruition. She stated that, due to the lack of communication regarding the issue, as well as, the lack of collaboration and progress, the Townships removed themselves from the discussions regarding the Local Government Funds. She further stated that the Townships feel they exited from the discussions in a mature and fair manner, they did not ask for reparations or interest on the money that was "borrowed" from the Townships. The Townships own the fact that they did not come back to the table and demand their fair share in the past. However, at this

time, Monroe Township is respectfully and firmly requesting that the Board of County Commissioners take a stand and take action now to revise the LGF Formula. Waiting another year without any action will prolong the issue and the entities who are getting more than their fair share will continue to do so. Ms. Drew stated that what the Clermont County Township Association has proposed may not be perfect, but it is certainly better than what is currently in place. She further pointed out that there will be opportunities in the future to address this issue and make further improvements on the LGF Formula. Ms. Drew thanked the Board of County Commissioners for their consideration. (19-0220-003)

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

- 1. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... GRANT OF WATER EASEMENT WITH RIGHT OF RE-ENTRY FOR REPAIR AND REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 6401-60153 RELATIVE TO THE SR 28 WATER MAIN REPLACEMENT (BUCKWHEAT ROAD TO BRANCH-HILL GUINEA ROAD) PROJECT LOCATED WITHIN MIAMI TOWNSHIP...19-0503-002...RATIFIED**

Recommendation of John R. Schramm, Construction Coordinator, with the concurrence of Chris Rowland, P.E., Assistant Sanitary Engineer, Clermont County Water Resources Department, to accept the following *Grant of Water Easement with Right of Re-Entry for Repair and Replacement* heretofore granted and conveyed to the Board of County Commissioners, Clermont County, Ohio, for utility purposes of constructing, operating, maintaining, repairing, replacing and removing or reinstalling water utility lines, pumping equipment, and all incidental fixtures required for the transportation of water in, on, under and across the property of the Grantor for Project Number 6401-60153 relative to the SR 28 Water Main Replacement (Buckwheat Road to Branch-Hill Guinea Road) Project located within Miami Township, and further to authorize the County Auditor to remit payment to the Grantor in the amount as outlined below and as indicated on the Settlement Sheet attached thereto as compensation for the Permanent Easement and Right-of-Way granted thereby and to remit payment in the amount of \$36.00, payable to Jeannie M. Zurmehly, Clermont County Treasurer, for the recording fees required therefore:

Grantor	Parcel Number	Compensation
ITS Milford LLC. 8516 Breezewood Court #104 West Chester, Ohio 45069 Property Location: State Route 28, Milford, Ohio 45150	18-24-03E-366.	Perm \$7,106.77

- 2. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... GRANT OF WATER EASEMENT WITH RIGHT OF RE-ENTRY FOR REPAIR AND REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 6401-60162 RELATIVE TO THE ELWYNN, DEBLIN AND BERDOVA WATER MAIN REPLACEMENT PROJECT LOCATED WITHIN MIAMI TOWNSHIP...19-0503-001...RATIFIED**

Recommendation of John R. Schramm, Construction Coordinator, with the concurrence of Chris Rowland, P.E., Assistant Sanitary Engineer, Clermont County Water Resources Department, to accept the following **Grant of Water Easement with Right of Re-Entry for Repair and Replacement** heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, replacing, removing or reinstalling water utility lines, pumping equipment, and all incidental fixtures required for the transportation of water in, on, under and across the property of the Grantor for Project Number 6401-60162 relative to the Elwynn, Deblin and Berdova Water Main Replacement Project located within Miami Township, and to authorize the execution of the Plat of Easement as designated, in and as it relates thereto, and further to authorize the County Auditor to remit payment to the Grantor in the amounts as outlined below and as indicated on the Settlement Sheet attached thereto as compensation for the Permanent Easement and Right-of-Way granted thereby and Repairs relative thereto and to remit payment in the amount of \$80.00, payable to Jeannie M. Zurmehly, Clermont County Treasurer, for the recording fees required therefore:

Grantor	Parcel Number	Compensation
Peggy S. Kelly 1160 Teakwood Drive Milford, Ohio 45150 Record Plat Number 629-3138 (Replat of Lot Number 23 in Deblin Subdivision, Block A, Miami Township)	18-40-36.-023.	Perm \$200.00 Repairs \$1,400.00

3. IN RE: COUNTY ENGINEER...PERMANENT AND TEMPORARY EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER GO-11-18 RELATIVE TO THE WOODVILLE PIKE BRIDGE (C133-4.94) REPLACEMENT PROJECT LOCATED IN GOSHEN TOWNSHIP...19-0430-001...RATIFIED

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to accept the following Permanent and Temporary Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project Number GO-11-18 relative to the Woodville Pike Bridge (C133-4.94) Replacement Project located within Goshen Township, and to authorize payment as compensation for the Permanent and Temporary Easements and Rights-of-Way granted thereby and Repairs relative thereto:

Grantor(s)	Parcel Number	Compensation
Charles W. Jr. & Nancy N. Haarlammert 2221 Woodville Pike Goshen, Ohio 45122	11-22-10D-002	Perm \$ 665.00 Temp \$ 400.00
Timothy M. Cole Sr. & Brenda Lee Cole 6529 Manila Road Goshen, Ohio 45122	11-22-11G-013	Perm \$ 1,090.00 Repairs \$ 1,000.00

4. IN RE: COUNTY ENGINEER...WOODBURY GLEN SUBDIVISION/SECTION 6/BATAVIA TOWNSHIP...RESOLUTION NUMBER 050-19/ RESOLUTION AUTHORIZING THE CONVERSION OF THE PERFORMANCE AND MAINTENANCE BOND AS SURETY FOR SAME...17-0714-007...ADOPTED

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to adopt **Resolution Number 050-19** resolving to convert the Performance and Maintenance Bond in the amounts listed below, for the construction of a street in the stated length within the following subdivision located in Batavia Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance and Maintenance Bond	Street/Length (miles)
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Woodbury Glen Subdivision Section 6 Batavia Township	\$27,000.00/\$10,000.00* *Secured by Cashier's Check Number 2685518 drawn on PNC Bank, National Association Ohio for WBG Development, LLC, 9091 Montgomery Road, Cincinnati, Ohio 45242	Applegate Court (0.146)
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5. IN RE: COUNTY ENGINEER...PINE BLUFFS SUBDIVISION/SECTION 2/BLOCK B/MIAMI TOWNSHIP...RESOLUTION NUMBER 051-19/ RESOLUTION AUTHORIZING THE CONVERSION OF THE PERFORMANCE AND MAINTENANCE BOND AS SURETY FOR SAME...18-0110-006...ADOPTED

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to adopt **Resolution Number 051-19** resolving to convert the Performance and Maintenance Bond in the amounts listed below, for the construction of streets in the stated lengths within the following subdivision located in Miami Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance and Maintenance Bond	Street/Length (miles)
Pine Bluffs Subdivision Section 2, Block B Miami Township	\$33,000.00/\$10,000.00* *Secured by Cashier's Check Number 2770316 issued on 12/29/2017 by PNC Bank, National Association Ohio on behalf of Pine Bluffs Development, LLC, 9091 Montgomery Road, Cincinnati, Ohio 45242	Spruce Meadows Court (0.060) Pine Bluffs Way (0.114)

6. IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 052-19/REQUEST TO REDUCE THE SPEED LIMIT ON LOCUST CORNER ROAD (C-73) LOCATED IN PIERCE TOWNSHIP...19-0507-001...ADOPTED

Recommendation of Patrick J. Manger County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to adopt **Resolution Number 052-19** resolving to request the State of Ohio/Director of Transportation to reduce the speed limit on Locust Corner Road (C-73) located in Pierce Township as outlined below:

Road	Current Speed Limit	Beginning/Ending	Length/Mileage
Locust Corner Road (C-73)	posted 45 MPH	From Ninemile-Tobasco Road to Wagner Road	2.10 miles or 11,088 feet

7. IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 053-19/REQUEST TO REDUCE THE SPEED LIMIT ON LOCUST CORNER ROAD (C-73) LOCATED IN PIERCE TOWNSHIP...19-0507-002...ADOPTED

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to adopt **Resolution Number 053-19** resolving to request the State of Ohio/Director of Transportation to reduce the speed limit on Locust Corner Road (C-73) located in Pierce Township as outlined below:

Road	Current Speed Limit	Beginning/Ending	Length/Mileage
Locust Corner Road (C-73)	posted 45 MPH	From Wagner Road to Merwin-Tenmile Road	1.33 miles or 7,022 feet

8. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBERS 054-19 THROUGH 078-19/RESOLUTIONS ESTABLISHING ANNUAL

MAINTENANCE ASSESSMENTS PURSUANT TO SECTION 6137.03 OF THE OHIO REVISED CODE FOR VARIOUS SUBDIVISION PUBLIC WATERCOURSES SITUATED WITHIN CLERMONT COUNTY, OHIO...ADOPTED

Recommendation of Patrick J. Manger, County Engineer, to adopt **Resolution Numbers 054-19 through 078-19** resolving to establish the Annual Maintenance Assessments for the following Subdivisions located in various Townships within Clermont County, Ohio, in and as it relates to the public watercourses therefore, in the amounts outlined below, pursuant to and in compliance with Chapter 6137 of the Ohio Revised Code:

Subdivision	Township	Amount
Whitmore Woods Subdivision/Shayler Crossing First Addition Subdivision Resolution Number 054-19 DC# 97-0611-009	Union	\$2,600.00
Buxton Meadows Subdivision Block I Resolution Number 055-19 DC# 97-0611-010	Batavia	\$ 540.00
Summit Crossing Subdivision Resolution Number 056-19 DC# 97-0611-011	Batavia	\$ 840.00
Babson Park Subdivision Resolution Number 057-19 DC# 97-0611-012	Union	\$1,780.00
Edinburgh Place Subdivision Section D Resolution Number 058-19 DC# 97-0611-013	Union	\$1,300.00
Rose Hill Subdivision Resolution Number 059-19 DC# 97-0611-014	Union	\$ 580.00
Turnberry Subdivision Section A, Blocks Two & Three Resolution Number 060-19 DC# 97-0611-015	Pierce	\$ 660.00
Rivendell Estates Subdivision Section IV Resolution Number 061-19 DC# 97-0612-001	Pierce	\$ 460.00
Summerfield Subdivision Section Two Resolution Number 062-19 DC# 97-0612-002	Miami	\$ 680.00
Chadwick Farm Subdivision Section 2 Resolution Number 063-19 DC# 97-0612-003	Miami	\$ 540.00
Pleasant Acres Subdivision Section IV Resolution Number 064-19 DC# 97-0612-004	Batavia	\$ 820.00
McCormick Place Subdivision Resolution Number 065-19 DC# 97-0612-005	Union	\$ 500.00
The Reserve at the Oasis Subdivision Resolution Number 066-19 DC# 97-0612-006	Miami	\$ 940.00
Brookeside Estates Subdivision Resolution Number 067-19 DC# 97-0612-007	Batavia	\$ 540.00
Hopper Estates Subdivision Resolution Number 068-19 DC# 97-0612-008	Pierce	\$ 600.00
Heritage Grove Subdivision Section Four Resolution Number 069-19 DC# 97-0610-001	Union	\$ 780.00

Pleasant View Subdivision Resolution Number 070-19 DC# 98-0213-001	Batavia	\$1,060.00
Hunter's Ridge Farms Subdivision/Hawthorne Meadows Subdivision Section One and Section Three Resolution Number 071-19 DC# 98-0409-001	Miami	\$2,060.00
Deerhaven Subdivision Block A/Section 6 Resolution Number 072-19 DC# 99-0514-001	Miami	\$ 820.00
Forest Knoll Subdivision Section IV/Block C Resolution Number 073-19 DC# 99-1019-001	Miami	\$ 460.00
Union Station Subdivision Resolution Number 074-19 DC# 00-0822-011	Union	\$ 660.00
Estates at Stone Oak Subdivision Resolution Number 075-19 DC# 01-0327-002	Union	\$ 740.00
Pine Creek Subdivision Resolution Number 076-19 DC# 02-0923-004	Miami	\$ 380.00
Deerfield Pointe Subdivision Resolution Number 077-19 DC# 03-0605-002	Miami	\$1,160.00
Harrison Woods Subdivision Resolution Number 078-19 DC# 13-0530-003	Union	\$ 580.00

9. 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 Sukie Scheetz, Assistant 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:

CASH TRANSFER OF FUNDS FOR FISCAL YEAR 2019

FROM: FUND - OBJECT - ACCOUNT	TO: FUND - OBJECT - ACCOUNT	AMOUNT
DEVELOPMENTAL DISABILITIES	DISABILITIES RESIDENTIAL - SRF	\$ 1,000,000.00
TRANSFERS OUT TO SPEC REV	OPERATING TRF IN FR SPEC REV	
7000 - 06 - 23 - 010001 - 700200 -	7011 - 06 - 23 - 010002 - 480200 -	

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: A MOTION BY COMMISSIONER HUMPHREY AND SECONDED BY COMMISSIONER CORCORAN FOR A BRIEF RECESS AT 11:39 A.M., WITH ALL MEMBERS VOTING THEREON AS FOLLOWS:

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: REGULAR SESSION RESUMED AT 11:50 A.M.

NON-CONSENT AGENDA

10. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 079-19/PAYMENT OF BILLS...ADOPTED

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

Recommendation that the Board of County Commissioners adopt **Resolution Number 079-19** resolving to approve payment to vendors **in the total amount of \$2,245,805.63** as set forth in the BCC Approval Invoice Report(s) for Checks Dated **May 15, 2019** and BCC Directed Pre-Paid Invoices Report(s) presented by the County Auditor on **05/13/2019**, 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:

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

11. IN RE: COUNTY ENGINEER...MILLER ESTATES SUBDIVISION/TATE TOWNSHIP...RECORD PLAT NUMBER 629-3139 FOR THE REPLAT OF LOT NUMBERS 1 AND 2 WITHIN SAME...19-0502-008...EXECUTED

Moved by Mrs. Corcoran, seconded by Mr. Humphrey, 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 629-3139** for the Replat of Lots in the following Subdivision located within Tate Township:

Subdivision	Record Plat Number	Reason for Replat
Miller Estates Subdivision Replat of Lot Numbers 1 and 2 Tate Township	629-3139	To Create New Lot Number 1A

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...TOWN OF GOSHEN SUBDIVISION/GOSHEN TOWNSHIP...RECORD PLAT NUMBER 629-3140 FOR THE REPLAT OF LOT NUMBERS 29B AND 30 WITHIN SAME...19-0429-002...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 629-3140** for the Replat of Lots in the following subdivision located within Goshen Township:

Subdivision	Record Plat Number	Reason for Replat
Town of Goshen Subdivision	629-3140	To Create New Lot Numbers 30A and 30B

Replat of Lot Numbers 29B and 30 Goshen Township		
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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...ACKNOWLEDGEMENT OF A COPY OF THE LETTER OF APPOINTMENT FROM COUNTY COMMISSIONER CLAIRE B. CORCORAN RELATIVE TO HER DESIGNATED ALTERNATE TO SERVE ON THE CLERMONT COUNTY PLANNING COMMISSION PURSUANT TO SECTION 713.22 (A) OF THE OHIO REVISED CODE...19-0201-005...

DISCUSSION: Judie Kocica, Clerk of the Board, explained to the Board of County Commissions that she received a copy of a letter last week, dated 05/08/2019. The letter was from Commissioner Claire B. Corcoran to Thomas Risk who resides at 6953 Shiloh Road, Goshen, Ohio 45122, and designates Mr. Risk as Commissioner Corcoran’s alternate on the Clermont County Planning Commission pursuant to Section 713.22 (A) of the Ohio Revised Code. Ms. Kocica stated that this appointment is subsequent to the untimely death of Richard Hoffman who was appointed earlier this year to serve as an alternate for Commissioner Corcoran on the Clermont County Planning Commission. Commissioner Painter stated that the Board of County Commissioners thanks Richard Hoffman for serving on the Clermont County Planning Commission.

LET THE RECORD SHOW: The Board of County Commissioners acknowledged the designation by Commissioner Claire B. Corcoran, of Thomas Risk, 6953 Shiloh Road, Goshen, Ohio 45122, to serve as her alternate on the Clermont County Planning Commission pursuant to Section 713.22 (A) of the Ohio Revised Code.

14. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 080-19/RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY FOR THE PURPOSE OF THANKING THE GOVERNOR AND THE OHIO HOUSE OF REPRESENTATIVES FOR THEIR SUPPORT OF STATE INDIGENT DEFENSE REIMBURSEMENT AND CALLING ON THE OHIO SENATE TO CONTINUE THIS SUPPORT IN THE STATE BUDGET BILL...19-0510-003...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 of Clermont County, Ohio, adopt **Resolution Number 080-19** resolving (1) to applaud and sincerely thank Governor DeWine for listening to County budgetary concerns and addressing indigent defense costs with his historic and impactful investment included in his introduced budget; (2) to express their deep appreciation and sincere thanks to the Ohio House of Representatives for further increasing the Indigent Defense Appropriation by \$35 million in State Fiscal Year 21 which should fully reimburse counties for their indigent defense costs, assuming current conditions; and (3) that we, the Board of Clermont County Commissioners, calls upon the Ohio Senate to maintain the Ohio House of Representatives’ Appropriation for Indigent Defense Reimbursement in the State Budget Bill to ensure that this state mandate remains funded.

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 questioned if he understood correctly that the costs for Indigent Defense in Clermont County was approximately \$1.4M and Mary Rains, Director, Office of Management & Budget, responded yes. Commissioner Painter stated that he believed that the allowable State commitment for reimbursement for Indigent Defense in 2018 was approximately 50%, but our records show the actual rate was approximately 42%. Ms. Rains stated that the actual 2018 year-end reimbursement rate for Indigent Defense was 42.6%. Commissioner Painter questioned the dollar amount of the 2018 reimbursement to Clermont County for Indigent Defense. Ms. Rains explained that, in 2018, the Public Defender's costs for Indigent Defense was \$1.6M. In addition, the County Courts had assigned counsel costs, which brings the total General Fund Indigent Defense costs for 2018 to just under \$2M. To that number, you add the Public Defender's indirect cost allocation which increases the costs to almost \$2.1M. The State reimbursements for 2018 were just under \$888K, leaving a General Fund net cost of \$1.2M for Indigent Defense in 2018. Ms. Rains reported that the net average cost for Indigent Defense for the last five (5) years is \$1.1M and the average State reimbursement percentage for that time period is approximately 43%, which is better than the ten (10) year average of 39%. It was noted that although the County has seen an increase in the reimbursement percentage, it still falls short of the State allowable 50% (which is allowable if funding is available at the State level). Commissioner Painter stated that by the year 2021, with the House Bill being proposed by the Ohio House, the reimbursement percentage for Indigent Defense costs will be 100%. Ms. Rains responded yes, based on the County's current expenses. If the County's costs increase, the reimbursement rate could be less than the 100%. Commissioner Humphrey noted that, in the Budget Bill, there is a clause to establish a committee to look at Indigent Defense from the State's perspective to see if it can be improved or reformulated. (19-0220-003)

15. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE CHANGES TO THE ANNUAL APPROPRIATION RESOLUTION FOR FISCAL YEAR 2019...APPROVED

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

Recommendation of the Office of Management and Budget, with the concurrence of Sukie Scheetz, Assistant County Administrator, to resolve to approve and authorize changes in the Annual Appropriation Resolution Number 194-18 for Fiscal Year 2019 pursuant to Ohio Revised Code Section 5705.40 as outlined in the following table and to authorize Linda Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2019

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
REAL ESTATE ASSESSMENT	Real Estate Assessment	\$ 30,000.00
	REGULAR SALARY	
	2021 - 01 - 02 - 022000 - 511200 -	
GENERAL FUND	Adult Detention Corrections	\$ 9,062.50
	RETIREMENT PAYOUT	
	1000 - 04 - 19 - 432504 - 513200 -	
GENERAL FUND	Risk Management	\$ 50,000.00
	OTHER EXPENSES	
	1000 - 01 - 01 - 031302 - 530000 -	

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: Thomas J. Eigel, County Administrator, asked the Board of County Commissioners if they would like to respond to the request from Cardinal Land Conservancy for a Resolution of Support from the Clermont County Board of Commissioners for a Natural Resources Assistance Council (NRAC) Grant Application for Clean Ohio Green Space Conservation Funds for the New Richmond Nature Preserve Project in Ohio Township. Commissioner Painter asked what is the will of the Board of County Commissioners and Commissioner Humphrey stated that he would like to move forward with the Resolution of Support. (19-0520-001)

LET THE RECORD SHOW: A MOTION BY COMMISSIONER HUMPHREY TO MOVE FORWARD WITH A RESOLUTION OF SUPPORT FOR A NATURAL RESOURCES ASSISTANCE COUNCIL (NRAC) GRANT APPLICATION FOR CLEAN OHIO GREEN SPACE CONSERVATION FUNDS FOR THE NEW RICHMOND NATURE PRESERVE PROJECT IN OHIO TOWNSHIP AS REQUESTED BY THE CARDINAL LAND CONSERVANCY, WITH NO SECOND OFFERED FOR SAID MOTION. (19-0520-001)

LET THE RECORD SHOW: Commissioner Corcoran asked if the requested Resolution of Support for a Natural Resources Assistance Council (NRAC) Grant Application for Clean Ohio Green Space Conservation Funds for the New Richmond Nature Preserve Project in Ohio Township could be put on hold so that she could obtain answers to questions regarding the issue prior to moving forward. (19-0520-001)

LET THE RECORD SHOW: A MOTION BY COMMISSIONER PAINTER, SECONDED BY COMMISSIONER CORCORAN, TO TABLE THE REQUEST FROM CARDINAL LAND CONSERVANCY FOR A RESOLUTION OF SUPPORT FOR A NATURAL RESOURCES ASSISTANCE COUNCIL (NRAC) GRANT APPLICATION FOR CLEAN OHIO GREEN SPACE CONSERVATION FUNDS FOR THE NEW RICHMOND NATURE PRESERVE PROJECT IN OHIO TOWNSHIP, WITH ALL MEMBERS VOTING THEREON AS FOLLOWS (19-0520-001) :

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

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

LET THE RECORD SHOW: A MOTION BY COMMISSIONER HUMPHREY AND SECONDED BY COMMISSIONER CORCORAN, TO GO INTO EXECUTIVE SESSION AT 12:03 P.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:

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

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 12:42 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: Thomas J. Eigel, County Administrator, stated that he spoke to representatives of Natural Resources Assistance Council (NRAC) and they are scheduled to review and score the Grant Applications for Clean Ohio Green Space Conservation Funds tomorrow, 05/16/2019. Mr. Eigel reported that NRAC communicated that they are also going to consider whether or not to accept the Resolutions of Support at this time (since the deadline for the NRAC Applications was 04/26/2019). Commissioner Painter questioned if NRAC is going to determine another date for the submission of the Resolutions of Support. Mr. Eigel explained

that NRAC will determine tomorrow if they will accept the Resolutions of Support and, in lieu of that option, NRAC may determine to establish a new deadline for the NRAC Applications. The deadline may be extended until sometime after August 2019. If that is the case, it will provide the opportunity for other agencies to apply for funding.

Andy Dickerson, Executive Director, Cardinal Land Conservancy, explained that they started late on the New Richmond Nature Preserve Project. The Project was discussed a few years ago, but activity for moving forward with the Project did not start until late January 2019. He stated that it is Cardinal Land Conservancy's normal practice to start sooner on projects for inclusion of local government, but it did not happen in this case (for a variety of reasons). Mr. Dickerson stated that the rules of the Ohio Public Works Commission (OPWC) give the local Natural Resources Advisory Council (which is NRAC in Clermont County) the ability to set procedures/requirements for the Grant Applications. He explained that the Resolutions of Support are not required by OPWC at the time of the scoring of the Grant Applications. OPWC requires the Resolutions of Support before they will release the Grant Funds. However, NRAC (the local Natural Resources Advisory Council in this area) can require the Resolutions of Support at the Grant Application stage of the process, and deem the Project ineligible without the Resolutions of Support. OPWC recommends to assign point values to the Resolutions of Support in lieu of making the Project ineligible. Mr. Dickerson stated that Linda Bailiff, Program Administrator, OPWC, is now in charge of the OPWC Grant Program and she is looking to revamp the process in August 2019 to try and make the requirements more uniform. Mr. Dickerson stated that the Cardinal Land Conservancy is requesting the Resolution of Support from the Clermont County Board of Commissioners at this time in order to eliminate the possibility of the Project being deemed ineligible in tomorrow's NRAC meeting.

Mr. Eigel stated that the funding amount is a factor as well. NRAC could evaluate all of the Grant Applications tomorrow and, if there is not enough funds to fund all of the Projects, they may ask an applicant to take reduced amounts. Another possibility is that they may establish a deadline for utilization of the Grant Funds and reallocate the Grant Funds to be used later in the year. Mr. Eigel stated that he spoke to Linda Bailiff, Program Administrator, OPWC, last Friday, 05/10/2019, and she acknowledged that Section 164.23 of the Ohio Revised Code requires Resolutions of Support to be submitted with the NRAC Grant Applications. Mr. Dickerson stated that he has asked for clarification on that issue and received different direction.

Commissioner Humphrey stated that he would like to move forward today with a Resolution of Support as requested. It was noted that the request for a Letter of Support for a NRAC Grant Application for Clean Ohio Green Space Conservation Funds for the New Richmond Nature Preserve Project in Ohio Township would have to be removed from the table before moving forward. (19-0520-001)

LET THE RECORD SHOW: A MOTION BY COMMISSIONER HUMPHREY TO REMOVE THE REQUEST FROM CARDINAL LAND CONSERVANCY FOR A RESOLUTION OF SUPPORT FOR A NATURAL RESOURCES ASSISTANCE COUNCIL (NRAC) GRANT APPLICATION FOR CLEAN OHIO GREEN SPACE CONSERVATION FUNDS FOR THE NEW RICHMOND NATURE PRESERVE PROJECT IN OHIO TOWNSHIP FROM THE TABLE, WITH NO SECOND FOR SAID MOTION. (19-0520-001)

LET THE RECORD SHOW: Commissioner Painter stated that the request from Cardinal Land Conservancy for a Resolution of Support for a Natural Resources Assistance Council (NRAC) Grant Application for Clean Ohio Green Space Conservation Funds for the New Richmond Nature Preserve Project in Ohio Township will remain on the table.

Commissioner Corcoran questioned if it was possible for Mr. Dickerson, to let NRAC know that Clermont County is not saying no to the Resolution of Support, the Resolution of Support for the NRAC Grant Application is pending further questioning. Thomas J. Eigel, County Administrator, explained Mr. Dickerson is not in a position to determine an answer to that question. (19-0520-001)

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 12:49 P.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**

DAVID L. PAINTER, PRESIDENT

EDWIN H. HUMPHREY, VICE PRESIDENT

CLAIRE B. CORCORAN, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED