

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 14, 2018, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, DAVID L. PAINTER, VICE PRESIDENT, AND, DAVID H. UIBLE, 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 NOVEMBER 14, 2018 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. Painter, Seconded by Mr. Uible,

To approve and sign the minutes of the Regular Session of 11/07/18.

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

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

**LET THE RECORD SHOW:** Sukie Scheetz, Assistant County Administrator, provided a PowerPoint Presentation to the Board of County Commissioners entitled "Clermont County 2019 Appropriation – Administration Recommendation" (attached). The 2019 Appropriation covers the County General Fund and all other funds under the budgetary control of the Board of County Commissioners, which includes appropriations for 120 funds. Ms. Scheetz stated that, by law, the appropriated expenditure level for each fund cannot exceed the projected available resources. Discussion was held regarding the specifics of the following issues as outlined in the presentation provided:

- **Annual Estimate of General Fund Operating Revenue** – Including revenues for 2015 actuals through 2019 estimate revenues.
- **Revenue Changes/Assumptions**
- **2019 Appropriation Target & Recommendation** – With a 2019 operating expense target of \$57,923,826.
- **2019 General Fund Revenue Estimate** – With sales tax representing 46.2% of the revenue estimate.
- **2019 General Fund Recommended Appropriation by Program Area** – Including appropriations for 2016 actuals through 2019 recommended appropriations. Ms. Scheetz noted that the 2019 appropriation recommendation includes statutory increases for elected officials, healthcare increase, added positions and staff changes, new contracts for janitorial and inmate food, an estimated increase for inmate health, and a 2.25% increase for salary actions.
- **2019 General Fund Operating Appropriation by Expense Group** –With the majority of expenses being for personnel costs.
- **2019 General Fund Summary (Operating and Non-Operating)** – With the estimated 2019 revenues for General Fund Operating totaling \$57,923,826 and the recommended 2019 Appropriation For General Fund Operating totaling \$57,924,063. The projected change in the 2019 General Fund Non-Operating is approximately minus \$4 million. It was noted that the \$3 million draw for capital expenses has not yet been moved to the

General Fund from the Capital Fund. The money will be moved once the contracts have been executed for the Juvenile Court Addition Project.

- **2019 Estimated General Fund Balance** – The estimated year end General Fund balance is \$26.3 million. It was noted that this estimate includes \$1.3 million restricted for Economic Development. Also, the estimate includes the Budget Stabilization Fund balance of \$5.3 million.
- **2019 Other Funds Appropriation Program Summary** - Including appropriations for 2016 actuals through 2019 recommended appropriations.
- **2019 Total Appropriation Recommendation by Fund Type** – With a projected/potential change in fund balance of minus \$22 million.

Ms. Scheetz noted that \$2,059,117.00 received in 2018 from the 2017-2018 State Transition Payments for Managed Care Organization (MCO) loss is not included in the 2018 revised operating revenue estimate. The MCO loss resulted in a significant reduction in sales tax revenue in 2018. She further stated that, at this point in time, there is no indication that the State Transition Payments will continue. Therefore, the 2019 estimated revenues do not include sales tax for MCO services, which represents a loss of \$1.8 to \$1.9 million. Ms. Scheetz indicated that there is potential sales tax revenue to be collected in the future from online market places (even if they do not have a physical presence in Ohio). This is a result of a court action known as the Wayfair Decision. Commissioner Humphrey stated that it is up to the State Legislators to move forward with implementing the Wayfair Decision in Ohio.

Commissioner Painter asked for clarification of the term “revised appropriation” used in the 2019 General Fund Recommended Appropriation by Program Area. Ms. Scheetz explained that the appropriations are established at the end of each year for the next year. As needed, the appropriations are adjusted to meet the needs of the departments. The 2018 Revised Appropriations outlined in the recommendation represent the appropriation level as of the end of September 2018. Ms. Scheetz further noted that the appropriation levels are estimated and that all of the appropriations may not be used.

Commissioner Uible questioned what happens if the appropriations are not used. Ms. Scheetz responded that if the appropriations are not spent, the money stays in the General Fund, which results in the balance not being reduced as anticipated. Future appropriations will not be based on what is not spent, it will be based on planned/anticipated expenses.

Commissioner Painter questioned if the overall fund balance of the county (including all fund balances) totals approximately \$100,000,000 and Ms. Scheetz responded yes. Ms. Scheetz explained that most of the funds within the \$100,000,000 are legally restricted for specific purposes. The General Fund is a discretionary fund.

Ms. Scheetz stated that they will continue to monitor revenues, make adjustments as needed, and have a balanced budget by December 5, 2018 for the Board of County Commissioners' consideration.

The Board of County Commissioners thanked Ms. Scheetz for the detailed presentation.

## **CONSENT AGENDA**

**LET THE RECORD SHOW: COMMISSIONER HUMPHREY 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. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendations:

**1. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...SINCLAIR COMMUNITY COLLEGE ROOM RENTAL AGREEMENT FOR FOSTER PARENTS/STAFF TRAININGS BY THE SOUTHWEST OHIO REGIONAL TRAINING CENTER (SWORTC) FOR SAME...18-1026-005...RATIFIED**

Recommendation of Judy Eschmann, Director, Department of Job and Family Services, with the concurrence of Thomas J. Eigel, County Administrator, to authorize Judy Eschmann, Director, Clermont County Department of Job and Family Services, to execute a Sinclair Community College Room Rental Agreement by and between the County of Clermont, Ohio, and Sinclair Community College, 5386 Courseview Drive, Building B, Mason, Ohio 45040, for the rental of a room at the Sinclair Community College to be utilized for monthly Foster Parents/Staff Trainings to be provided by the Southwest Ohio Regional Training Center (SWORTC), at the rate of \$100.00 per training session, for a total amount not to exceed \$600.00, effective for the period of 01/01/2019 through 06/30/2019, pursuant to and in compliance with the terms and conditions set forth therein, and contingent upon the adoption of the Annual Appropriations for Calendar Year 2019 and the issuance and receipt of a purchase order therefore.

**2. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES/CHILD SUPPORT ENFORCEMENT DIVISION...IV-D CONTRACT WITH MARY K. ARMACOST FOR THE PURCHASE OF SERVICES FOR SAME...18-1102-007...EXECUTED**

Recommendation of Judy Eschmann, Director, Department of Job and Family Services, with the concurrence of Thomas J. Eigel, County Administrator, to execute a IV-D Contract by and between the Department of Job and Family Services/Child Support Enforcement Division and Mary K. Armacost, Attorney, 6681 Bray Road, Goshen, Ohio 45122 for the purchase of legal services relative to Child Support Enforcement, which may include but are not necessarily limited to, reviewing, preparing, and presenting cases for court hearings, at the rate of \$100.00 per unit/hour, for a total amount not to exceed 450 units/hours based on actual time worked, for a total contract amount not to exceed \$45,000.00, effective for the period of 11/23/2018 through 11/22/2019, pursuant to and in compliance with the terms and conditions specified therein and contingent upon the issuance and receipt of the Purchase Order required therefore in concert with Requisition Number 00005447-00 dated 09/27/2018 relative thereto.

**3. IN RE: COUNTY ENGINEER...PERMANENT EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER GO-10-18 RELATIVE TO THE WOODVILLE PIKE BRIDGE (C133-4.60) REPLACEMENT PROJECT LOCATED IN GOSHEN TOWNSHIP...18-1022-005...RATIFIED**

Recommendation of Patrick J. Manger, County Engineer with the concurrence of Thomas J. Eigel, County Administrator, to accept the following Permanent Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project Number GO-10-18 relative to the Woodville Pike Bridge (C133-4.60) Replacement Project located within Goshen Township, and to authorize payment as compensation for the Permanent Easements and Rights-of-Way granted thereby and repairs relative thereto:

Grantor	Parcel Number	Compensation
Steven E. Jones and Debra K Jones 2164 Woodville Pike Goshen Ohio 45122	11-22-07A-298	Perm \$ 2,320.00
James Ronald Ammon and Louise Elaine Ammon 2175 Woodville Pike Goshen Ohio 45122	11-22-10C-094	Perm \$ 540.00 Repairs \$ 1,000.00

**4. IN RE: COUNTY ENGINEER...NOTIFICATIONS OF ROAD CLOSURES AND TEMPORARY DETOURS TO THROUGH TRAFFIC ON WOODVILLE PIKE LOCATED IN GOSHEN TOWNSHIP, MARATHON-EDENTON ROAD LOCATED IN WAYNE TOWNSHIP, AND BRANCH HILL-MIAMIVILLE ROAD LOCATED IN MIAMI TOWNSHIP...18-1109-002, 18-1109-003, 18-1106-003, AND 18-1108-004...ACKNOWLEDGED**

Recommendation of Thomas J. Eigel, County Administrator, to acknowledge the receipt of notifications from Patrick J. Manger, County Engineer, on 11/02/2018, 11/05/2018, and 11/07/2018, of his determination to close the following roads to through traffic, with the understanding that all advanced warning and detour signs will be erected and maintained accordingly, pursuant to and in compliance with Section 5543.17 of the Ohio Revised Code:

**Woodville Pike**, between 2019 and 2020 Woodville Pike, located in Goshen Township, for a culvert replacement, *beginning Monday, November 5, 2018, through Friday, November 6, 2018, between the hours of 7:00 A.M. to 5:00 P.M., and subsequently rescheduled for Tuesday, November 6, 2018 through Wednesday, November 7, 2018, between the hours of 7:00 A.M. to 5:00 P.M.,* as depicted on the *Woodville Pike Culvert Replacement Detour Map included therewith*

**Woodville Pike**, between 2364 and 2366 Woodville Pike, located in Goshen Township, for a culvert replacement, *beginning Wednesday, November 7, 2018, through Thursday, November 8, 2018, between the hours of 7:00 A.M. to 5:00 P.M.,* as depicted on the *Woodville Pike Culvert Replacement Detour Map included therewith*

**Marathon-Edenton Road**, approximately 175' North of Graham Road on Marathon-Edenton Road, located in Wayne Township, for a bridge replacement (Bridge Number C82-3.75), *beginning Monday, November 5, 2018, until further notice,* as depicted on the *Marathon-Edenton Road Bridge No. C82-3.75 Detour Map included therewith*

**Branch Hill-Miamiville Road**, North of 6548 Branch Hill-Miamiville Road, located in Miami Township, for a utility extension, *beginning Monday, November 26, 2018, through Friday, November 30, 2018,* as depicted on the *Branch Hill-Miamiville Road Utility Extension Detour Map included therewith*

**5. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2018...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 185-17**) for Fiscal Year 2018, 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 2018**

<b>FUND</b>	<b>FROM: ORGANIZATION - OBJECT - ACCOUNT</b>	<b>TO: ORGANIZATION - OBJECT - ACCOUNT</b>	<b>AMOUNT</b>
<b>GENERAL FUND</b>	<b>Treasurer REGULAR SALARY 1000 - 01 - 03 - 471000 - 511200 -</b>	<b>Treasurer RETIREMENT PAYOUT 1000 - 01 - 03 - 471000 - 513200 -</b>	<b>\$ 5,616.00</b>
<b>DOMESTIC REL</b>	<b>DR Court Special Projects</b>	<b>DR Court Special Projects</b>	<b>\$ 400.00</b>

<b>SPECIAL PROJECT</b>	<b>OTHER EXPENSES</b> 2182 - 02 - 13 - 253000 - 530000 -	<b>REGULAR SALARY</b> 2182 - 02 - 13 - 253000 - 511200 -	
<b>GENERAL FUND</b>	<b>Adult Detention Corrections</b> <b>BARGAINING UNIT - SALARY</b> 1000 - 04 - 19 - 432504 - 511700 -	<b>Adult Detention Corrections</b> <b>OVERTIME</b> 1000 - 04 - 19 - 432504 - 512100 -	<b>\$ 30,000.00</b>
<b>GENERAL FUND</b>	<b>Veterans Service Commission</b> <b>REGULAR SALARY</b> 1000 - 06 - 21 - 491000 - 511200 -	<b>Veterans Service Commission</b> <b>RETIREMENT PAYOUT</b> 1000 - 06 - 21 - 491000 - 513200 -	<b>\$ 315.81</b>

**CASH TRANSFER OF FUNDS FOR FISCAL YEAR 2018**

<b>FROM:</b> <b>FUND - OBJECT - ACCOUNT</b>	<b>TO:</b> <b>FUND - OBJECT - ACCOUNT</b>	<b>AMOUNT</b>
<b>MEDICAID SALES TAX TRANSITION</b> TRANSFERS OUT TO GEN FUND 1003 - 00 - 00 - 001003 - 700100 -	<b>GENERAL FUND</b> OPERATING TRF IN FROM GEN FUND 1000 - 01 - 01 - 031000 - 480100 -	<b>\$ 284,377.17</b>

**6. 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 2018 and any and all amendments subsequent thereto:

**CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION**

**Michael Finney** – One (1) day – Columbus, Ohio – 2018 Mentor Program- Total expenses for mileage (\$119.90) and other (\$15.00) estimated not to exceed \$134.90.

**CLERMONT COUNTY JUVENILE COURT**

**Judge James A. Shriver** – One (1) day – Columbus, Ohio - 4<sup>th</sup> Annual Family Finding Convening 2018 - Total expenses for meals (\$61.00) and registration (\$50.00) estimated not to exceed \$111.00.

**CLERMONT COUNTY PUBLIC DEFENDER**

**Richard Campbell, Ryan DeBra, W. Stephen Haynes, Emily Huddleston, Katie McBride and Daniel Startzman** - Three (3) days – Columbus, Ohio – Ohio Association of Criminal Defense Lawyers (OACDL) Death Penalty Seminar - Total expenses for lodging (\$1,395.10), meals (\$480.00), mileage (\$699.78), registration (\$1,800.00) and other (\$207.00) estimated not to exceed \$4,581.88.

**COUNTY ENGINEER**

**Jeremy Evans** – One (1) day – Cincinnati, Ohio – Southwest Ohio 2018 Fall Concrete Seminar - Total expenses for registration (\$75.00) estimated not to exceed \$75.00.

**COUNTY RECORDER**

**Deborah Clepper and Marsha Collier**– Two (2) days - Columbus, Ohio – Ohio Recorders’ Association Continuing Education Winter Seminar – Total expenses for lodging (\$244.00), meals (\$165.00), mileage (\$141.70), and registration (\$32.00) estimated not to exceed \$582.70.

**CLERMONT COUNTY WATER RESOURCES DEPARTMENT**

**Karii MacCune** – One (1) day – Lewis Center, Ohio – Southwest Ohio Water Environment Association (SWOWEA) Biosolids Workshop - Total expenses for registration (\$145.00) estimated not to exceed \$145.00.

**Doug Martin** – One (1) day – Mason, Ohio – Southwest Ohio Water Environment Association

(SWOWEA) Plant Operations Seminar - Total expenses for registration (\$90.00) estimated not to exceed \$90.00.

**DEPARTMENT OF JOB AND FAMILY SERVICES**

**Timothy Dick, Karen Smedley and Ebony Thomas** – One (1) day – Columbus, Ohio – 4<sup>th</sup> Annual Family Finding Convening 2018 - Total expenses for registration (\$150.00) estimated not to exceed \$150.00.

**Timothy Dick** – Three (3) days – Lewis Center, Ohio – Public Children Services Association of Ohio Executive Membership Meeting – Total expenses for lodging (\$224.00), meals (\$165.00), mileage (\$131.89), and registration (\$180.00) estimated not to exceed \$700.89.

**BOARD OF COUNTY COMMISSIONERS**

**Lindsey Aranyos** – One (1) day – Columbus, Ohio – County Commissioners Association of Ohio Winter Conference - Total expenses for mileage (\$107.37) and registration (\$255.00) estimated not to exceed \$362.37.

**7. 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. Uible, Yes; Mr. Painter, Yes; Mr. Humphrey, Aye.

**NON-CONSENT AGENDA**

**8. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 182-18/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 182-18** resolving to approve payment to vendors **in the total amount of \$2,477,184.52** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **November 14, 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 on **11/13/2018**, 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:

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

**9. IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 2017-03 RELATIVE TO THE WAYNE TOWNSHIP "COMMUNITY CENTER PHASE III" PROJECT IN CONCERT WITH THE CLERMONT COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FOR FISCAL YEAR 2017...18-1023-**

**001...APPROVED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Department of Community and Economic Development, with the concurrence of Sukie Scheetz, Assistant County Administrator, to approve the request to advertise for bids for Project Number 2017-03 relative to the Wayne Township "Community Center Phase III" Project in concert with the Clermont County Community Development Block Grant (CDBG) Program for Fiscal Year 2017, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on **Thursday, 11/22/2018**, with bids to be received until **2:00 P.M. Local Time on Thursday, 12/13/2018**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice will also be posted on Clermont County's website at the following URL link: [www.clermontcountyohio.gov](http://www.clermontcountyohio.gov).

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

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

**10. IN RE: BUILDING INSPECTION DEPARTMENT...AGREEMENT WITH THE VILLAGE OF BATAVIA FOR THE ADMINISTRATION AND ENFORCEMENT OF CLERMONT COUNTY WATER MANAGEMENT AND SEDIMENT CONTROL REGULATIONS...18-1010-005...EXECUTED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of Carl Lamping, Chief Building Official, Building Inspection Department, with the concurrence of Sukie Scheetz, Assistant County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute an Agreement by and between the County of Clermont, Ohio, and the Village of Batavia, 65 North Second Street, Batavia, Ohio 45103 for the administration and enforcement of Clermont County Water Management and Sediment Control Regulations for the Village of Batavia, in accordance with Resolution Number 267-18 ratified by the Council of the Village of Batavia on 09/10/2018, with all permit fees and inspection charges in conjunction therewith to be collected and retained by the County to deter the cost to be incurred by the County for the implementation thereof, pursuant to and in compliance with the terms and conditions set forth therein.

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

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

**11. IN RE: CLERMONT COUNTY EMERGENCY MANAGEMENT AGENCY...GRANT APPLICATION AND SUB-RECIPIENT GRANT AGREEMENT NUMBER 77600 FOR FUNDING THROUGH THE OHIO EMERGENCY MANAGEMENT AGENCY FOR THE FEDERAL FISCAL YEAR 2018 EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM FOR SAME...18-1018-012... RATIFIED**

Moved by Mr. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Pam Haverkos, Director, Clermont County Emergency Management Agency, with the concurrence of Thomas J. Eigel, County Administrator, to authorize the execution and submittal of the **Grant Application and Sub-Recipient Grant Agreement Number 77600** for funding through the Ohio Emergency Management Agency (OEMA), a division of the Ohio Department of Public Safety, 2855 West Dublin-Granville Road, Columbus, Ohio 43235-2206, for the Federal Fiscal Year 2018 Emergency Management Performance Grant Program from the U.S. Department of Homeland Security, in the amount of \$90,939.00, with a required local match of \$90,939.00 to be provided from the General Fund, for a total program budget amount of \$181,878.00, for the operation of the Clermont County Emergency Management Agency, effective for the performance period of 10/01/2017 through 06/30/2019, pursuant to the terms and conditions set forth therein and in compliance with the **Federal Fiscal Year 2018 Emergency Management Performance Grant (FY2018 EMPG) Local Guidance relative thereto.**

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

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

**12. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
CONTRACT FOR PROFESSIONAL SERVICES WITH OHIO VALLEY  
ENVIRONMENTAL ENGINEERING, INC. DBA ENVIRONMENTAL  
ENGINEERING SERVICE FOR PROJECT NUMBER 6402-60171  
RELATIVE TO THE NINE MILE WASTEWATER TREATMENT PLANT  
IMPROVEMENTS PROJECT LOCATED WITHIN PIERCE  
TOWNSHIP...18-1026-002...EXECUTED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of Jeff Goetz, Project Manager, with the concurrence of Chris Rowland, P.E., Assistant Sanitary Engineer, Clermont County Water Resources Department, to execute a **Contract for Professional Services** by and between the Board of County Commissioners of Clermont County, Ohio, and Ohio Valley Environmental Engineering, Inc. dba Environmental Engineering Service, 13 Cherokee Trail, New Richmond, Ohio 45157 for Project Number 6402-60171 relative to the preliminary design of the Nine Mile Wastewater Treatment Plant Improvements Project located within Pierce Township, in accordance with the Consultant's Proposal dated 10/01/2018 as identified in Exhibit A, attached thereto and made part thereof, for a total amount not to exceed \$60,625.00, with said services to be completed within 135 consecutive calendar days upon issuance of a written Notice to Proceed from the Clermont County Water Resources Department, exclusive of County review time, 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 00005648-00 dated 10/16/2018 relative thereto.**

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

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

**13. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
REQUEST TO ADVERTISE FOR BIDS FOR SUPPLY AND DELIVERY  
OF WATER METERS AND/OR TRANSMITTER UNITS FOR SAME...18-  
1101-001...APPROVED**

Moved by Mr. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendation:



Recommendation of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, with the concurrence of Sukie Scheetz, Assistant County Administrator, to approve the request to advertise for bids for Supply and Delivery of Water Meters and/or Transmitter Units, pursuant to the specifications therefore and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on Thursday, 11/22/2018, scheduling a non-mandatory Pre-Bid Meeting on Tuesday, 12/04/2018, at 10:00 A.M., with bids to be received until **2:00 P.M. Local Time on Thursday, 12/13/2018**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice will also be posted on Clermont County's website at the following URL link: [www.clermontcountyohio.gov](http://www.clermontcountyohio.gov).

**DISCUSSION:** Commissioner Painter questioned how many water meters are in Clermont County and Mr. Bloom responded approximately 43,000. Commissioner Painter questioned how many water meters are telemetry meters and Mr. Bloom responded they have upgraded all of the meters to the advanced metering infrastructure except for approximately 200 meters. He further stated that approximately 670 meters are physically read within the Village of Batavia as part of our contracted services with the Village of Batavia. Tom Eigel, County Administrator, questioned if the County is receiving a savings from the reduced potential loss of water with the new meters. Mr. Bloom stated that the estimated savings from the new meters was 4% to 5%, but he does not know the actual amount. He stated that they know the meter readings are more accurate. He further stated that there has been a lot of growth since the new meters were put into place and that customer billings have gone up due to the fact that the old meters were not working properly. Commissioner Painter questioned how much make-up water does Clermont County have to put in the system due to leakage loss. Mr. Bloom stated that approximately 15% to 20% of water is unaccounted for and needs to be replaced, which represents approximately 8 to 10 million gallons of water. Mr. Bloom also stated that he needs to confirm those numbers and would follow up with the Board of Commissioners. Commissioner Uible questioned if you have to be in the neighborhood to utilize the new telemetry meters. Mr. Bloom responded that the readings are sent to the office by the collector radios located on the water towers.

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

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

**14. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
RELEASE OF ALL CLAIMS WITH EDGAR L. KIRK AND VINA C.  
KIRK (RELEASORS) FOR THE LOSS OF PERSONAL PROPERTY AS A  
RESULT OF WASTEWATER BACKUPS ON OR ABOUT 06/01/2018 AND  
09/09/2018...18-1024-003...EXECUTED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, with the concurrence of Sukie Scheetz, Assistant County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute a Release of All Claims by and among the Board of County Commissioners of Clermont County, Ohio, (Releasee) and Edgar L. Kirk and Vina C. Kirk, (Releasors), 1158 Deblin Drive, Milford, Ohio 45150, in the amount of \$1,685.97, for the loss of personal property sustained as a result of wastewater backups at the afore stated residence, on or about 06/01/2018 and 09/09/2018, pursuant to and in compliance with the terms and conditions set forth therein.

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

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

**15. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... EXECUTION OF THE CLAIM FORM RELATIVE TO THE CLASS ACTION SETTLEMENT FOR CIVIL ACTION NO. 16-md-2687 (JLL) (JAD) ENTITLED LIQUID ALUMINUM SULFATE ANTITRUST LITIGATION, UNITED STATES DISTRICT COURT, DISTRICT OF NEW JERSEY...18-1029-001...RATIFIED**

Moved by Mr. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, with the concurrence of Sukie Scheetz, Assistant County Administrator, to authorize Lyle G. Bloom to submit a *Claim Form* to participate in the *Class Action Settlement for Civil Action No. 16-md-2687 (JLL) (JAD) entitled Liquid Aluminum Sulfate Antitrust Litigation, United States District Court, District of New Jersey*, relative to the settlement of claims concerning the purchase of Liquid Aluminum Sulfate from January 1, 1997 through February 28, 2011 by the Clermont County Water Resources Department.

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

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

**16. IN RE: CLERMONT TRANSPORTATION CONNECTION...AMENDMENT TO THE FEDERAL TRANSIT ADMINISTRATION GRANT APPLICATION FOR 5307 FUNDS FOR CAPITALIZED MAINTENANCE TO PERFORM PREVENTATIVE MAINTENANCE SERVICES ON CLERMONT TRANSPORTATION CONNECTION'S FLEET OF VEHICLES...18-0820-004...RATIFIED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of John Rayman, Director, Clermont Transportation Connection, with the concurrence of Thomas J. Eigel, County Administrator, to *amend* the Grant Application heretofore submitted to the Federal Transit Administration, 1200 New Jersey Avenue, SE, Washington, DC 20590 for 5307 Funds for Capitalized Maintenance in and as it relates to the provision of Preventative Maintenance Services on Clermont Transportation Connection's Fleet of Vehicles, previously ratified by the Board of County Commissioners on 08/29/2018, *which corrects the amount of the local match required therefore from \$70,400.00 to \$88,000.00 to accurately reflect 20% of the total eligible cost of \$440,000.00 and not 20% of the Federal Portion thereof in the amount of \$352,000.00.*

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

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

**17. IN RE: CLERMONT TRANSPORTATION CONNECTION... ACKNOWLEDGEMENT OF THE ONLINE FILING OF A FEDERAL TRANSIT ADMINISTRATION GRANT APPLICATION FOR 5339 FUNDS TO PURCHASE FAREBOXES AND FAREBOX EQUIPMENT FOR CLERMONT TRANSPORTATION CONNECTION'S FIXED ROUTE VEHICLES...18-0906-003...RATIFIED**

Moved by Mr. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of John Rayman, Director, Clermont Transportation Connection, with the concurrence of Thomas J. Eigel, County Administrator, to acknowledge the online filing of a Federal Transit Administration Grant Application for 5339 Funds in the amount of \$200,000.00, with the Ohio Department of Transportation providing Transportation Development Credits (TDC) in the amount of \$40,000.00 to reduce the local match therefore to \$0.00, to purchase Fareboxes and Farebox Equipment for Clermont Transportation Connection's Fixed Route Vehicles.

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

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

**18. IN RE: PROSECUTING ATTORNEY...2018-2019 VICTIMS OF CRIME ACT (VOCA)/STATE VICTIMS ASSISTANCE ACT (SVAA) GRANT AWARD AND ACCEPTANCE FORM(S) FOR THE OHIO CRIME VICTIM ASSISTANCE FUNDS FROM THE STATE OF OHIO/OFFICE OF THE ATTORNEY GENERAL FOR THE CONTINUATION OF THE CLERMONT COUNTY COURT OF COMMON PLEAS, MUNICIPAL, AND JUVENILE COURT ADVOCATE PROGRAMS IMPLEMENTED BY SAME...18-0604-005...EXECUTED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of D. Vincent Faris, Prosecuting Attorney, with the concurrence of Thomas J. Eigel, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the 2018-2019 Victims of Crime (VOCA)/State Victims Assistance Act (SVAA) Grant Award and Acceptance Form(s) for the State Grant Numbers 2019-VOCA-132136037 and 2019-SVAA-132136041, respectively, as required for the Ohio Crime Victim Assistance Funds from the State of Ohio/Office of the Attorney General, Crime Victims Assistance and Prevention, 30 East Broad Street, Floor 23, Columbus, Ohio 43215, for the continuation of the Advocate Programs to provide/extend victim advocate services to the Clermont County Court of Common Pleas, Municipal Court, and Juvenile Court, implemented by the Prosecuting Attorney, in the amount of \$144,997.00, with a required cash match of \$36,253.00 to be provided from the 2018/2019 General Fund Appropriation for the Prosecuting Attorney, for a total VOCA Grant amount of \$181,250.00, and an amount of \$6,586.00 for the SVAA Grant, with no local cash match required therefore, for the period of 10/01/2018 to 09/30/2019, in concert with the Application approved by the Board of County Commissioners on 06/27/2018, and pursuant to and in compliance with the terms and conditions set forth therein.

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

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

**LET THE RECORD SHOW: COMMISSIONER HUMPHREY REQUESTED A BRIEF RECESS AT 10:58 A.M.**

**LET THE RECORD SHOW: REGULAR SESSION RESUMED AT 11:07 A.M.**

**IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING: PETITION FOR ANNEXATION OF 96.7449 ACRES FROM STONELICK TOWNSHIP TO THE VILLAGE OF OWENSVILLE PURSUANT TO SECTION 709.03 OF THE OHIO REVISED CODE (18-0820-005)**

LET THE RECORD SHOW THAT A PUBLIC HEARING WAS HELD THIS DATE SHORTLY AFTER 11:00 A.M. LOCAL TIME IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE PROPOSED ANNEXATION OF 96.7449 ACRES FROM STONELICK TOWNSHIP TO THE VILLAGE OF OWENSVILLE, CLERMONT COUNTY, OHIO, PURSUANT TO SECTION 709.02 OF THE OHIO REVISED CODE.

LET THE RECORD SHOW THAT ALLAN EDWARDS, ASSISTANT PROSECUTING ATTORNEY, CLERMONT COUNTY PROSECUTOR'S OFFICE, SWORE IN THOSE PRESENT INTENDING TO GIVE TESTIMONY AT THE PUBLIC HEARING THIS DATE.

LET THE RECORD SHOW THAT THIS PUBLIC HEARING WAS VIDEOTAPED 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 PUBLIC HEARING IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT <https://www.youtube.com/user/clermontcounty/playlists>. IN ADDITION, A COURT REPORTER, EMPLOYED BY TRI-COUNTY REPORTING TRANSCRIPT SERVICES, WAS PRESENT TO RECORD AND PREPARE AN OFFICIAL TRANSCRIPT OF THIS PUBLIC HEARING AND, UPON RECEIPT THEREOF, WILL BE ATTACHED TO AND MADE A PART HEREOF. THE TRANSCRIPT WILL BE AVAILABLE FOR REVIEW UPON RECEIPT THEREOF (APPROXIMATELY TWO WEEKS FOLLOWING THE DATE OF THE PUBLIC HEARING), DURING THE AFORE STATED DAYS AND HOURS OF OPERATION. A SIGN-IN SHEET OF ALL THOSE IN ATTENDANCE IS HEREBY MADE A PART OF THE OFFICIAL RECORD.

MIKE MINNIEAR, ATTORNEY AT LAW, FOR AND ON BEHALF OF RICK MCEVOY, THE DESIGNATED AGENT FOR THE PETITIONERS ADDRESSED THE BOARD OF COUNTY COMMISSIONERS. MR. MINNIEAR STATED THAT ALSO PRESENT THIS DATE REPRESENTING THE VILLAGE OF OWENSVILLE IS MICHAEL FREEMAN, POLICE CHIEF AND VILLAGE ADMINISTRATOR, MR. AND MRS. WORKMAN, TWO OF THE PETITIONERS, AND MIKE PERRY, VILLAGE COUNCILMAN. MR. MINNIEAR STATED THAT HE WOULD LIKE FOR CHIEF FREEMAN TO GO OVER THE SERVICES THAT THE VILLAGE IS PREPARED TO OFFER THE INDIVIDUALS SEEKING THIS ANNEXATION. SUBSEQUENT TO THAT, MR. MINNIEAR WOULD LIKE TO BRIEFLY DISCUSS THE POINTS OF LAW RELEVANT TO THE ANNEXATION.

CHIEF FREEMAN ADDRESSED THE BOARD OF COUNTY COMMISSIONERS WITH REGARD TO THE SERVICES THAT THE VILLAGE OF OWENSVILLE IS WILLING TO PROVIDE AS A RESULT OF THE PROPOSED ANNEXATION. HE INDICATED THAT THE VILLAGE IS WILLING TO PROVIDE POLICE PROTECTION, UPDATED ZONING, REDUCED WASTE MANAGEMENT, TRAFFIC CONTROL, ROAD MAINTENANCE, NEW STREET LIGHTS, NEW SIDEWALKS, AND STORM SEWERS. CHIEF FREEMAN PROVIDED A BRIEF OVERVIEW OF THE CURRENT STAFF OF THE VILLAGE OF OWENSVILLE POLICE DEPARTMENT. HE FURTHER REVIEWED THE ANNUAL PROPERTY TAX RECEIPTS AND DISTRIBUTION THEREOF. CHIEF FREEMAN STATED THAT THE VILLAGE OF OWENSVILLE HAS A 1% EARNED INCOME TAX, WHICH MEANS IF YOU ARE RETIRED AND LIVING IN THE VILLAGE, YOU DO NOT PAY EARNED INCOME TAX. CHIEF FREEMAN STATED THAT HE IS ON THE CNE SCHOOL BOARD AND THAT THE NUMBER OF CHILDREN IN SCHOOL HAS DECLINED FROM 2,800 TO 1,400 (SINCE 2006). HE FURTHER STATED THAT GROWTH IN THE VILLAGE IS NEEDED. CHIEF FREEMAN FURTHER STATED THAT SINCE 2013, THE VILLAGE HAS OBTAINED APPROXIMATELY \$3.5 MILLION IN GRANT FUNDS FROM USDA, ODOT, CDBG, PARK DISTRICT AND OPWC. CURRENTLY, THE VILLAGE HAS \$616,000 WORTH OF GRANTS PENDING. A GRANT HAS BEEN SECURED IN THE AMOUNT OF \$1.8 MILLION DOLLARS FOR INTERSECTION IMPROVEMENT PROJECTS IN THE VILLAGE. THE PROJECTS ARE

TO BE IMPLEMENTED IN 2023 AND WILL ALLEVIATE THE TRAFFIC ISSUES IN THE VILLAGE OF OWENSVILLE. IN CLOSING, CHIEF FREEMAN STATED THAT THE VILLAGE OF OWENSVILLE IS WILLING TO DO WHATEVER IT TAKES TO ASSIST THE INDIVIDUALS SEEKING ANNEXATION. HE FURTHER STATED THAT THE INDIVIDUALS CAME TO THE VILLAGE TO SEEK THE ANNEXATION, THE VILLAGE DID NOT APPROACH THEM.

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, ADDRESSED THE BOARD OF COUNTY COMMISSIONERS AND PRESENTED AN OVERVIEW OF THE AREA PROPOSED TO BE ANNEXED. MR. RISNER STATED THAT 96.7449 ACRES OF LAND IS INCLUDED IN THE PROPOSED ANNEXATION. A MAP OF THE ANNEXATION PLAT TO THE VILLAGE OF OWENSVILLE WAS DISPLAYED AND REVIEWED (ATTACHED). MR. RISNER INDICATED THAT THE PETITION CONTAINS THE SIGNATURES OF SEVEN (7) OWNERS OUT OF THE THIRTEEN (13) OWNERS INCLUDED IN THE PROPOSED ANNEXATION (54%). AN ACCURATE LEGAL DESCRIPTION OF THE PERIMETER OF THE TERRITORY PROPOSED TO BE ANNEXED AND AN ACCURATE MAP OR PLAT OF THE TERRITORY HAS BEEN INCLUDED IN THE PETITION FOR ANNEXATION. MR. RISNER STATED THAT THE PROPOSED ANNEXATION WILL RESULT IN A 37% INCREASE IN AREA TO THE VILLAGE OF OWENSVILLE (INCREASING THE SIZE OF THE VILLAGE OF OWENSVILLE FROM APPROXIMATELY 258 ACRES TO 354 ACRES). THE TERRITORY PROPOSED TO BE ANNEXED SHARES A CONTIGUOUS BOUNDARY WITH THE MUNICIPALITY FOR A LENGTH OF 1.4% OF THE PERIMETER OF THE TERRITORY PROPOSED TO BE ANNEXED WHICH REPRESENTS A TOTAL LENGTH OF 224 FEET. THE PETITION FOR ANNEXATION INCLUDES 184.71' OF A COUNTY ROAD, JACKSON PIKE. IF THE ANNEXATION IS APPROVED, THIS PORTION OF JACKSON PIKE WILL BE REMOVED FROM THE ODOT ROAD MILEAGE REIMBURSEMENT PROGRAM AND WILL NO LONGER BE MAINTAINED BY THE CLERMONT COUNTY ENGINEER'S OFFICE. MR. RISNER FURTHER STATED THAT STATE ROUTE 132 AND STATE ROUTE 276 WILL BE SEGMENTED BY THE PROPOSED ANNEXATION AS TO CREATE A ROAD MAINTENANCE PROBLEM AND A REGULATORY SPEED LIMIT PROBLEM. THE COUNTY'S ENGINEER'S OFFICE RECOMMENDS THAT ALL OR NONE OF THE ROAD RIGHT OF WAY BE INCLUDED IN THE PROPOSED ANNEXATION. MR. RISNER STATED THAT IF THE ROAD RIGHT OF WAY IS INCLUDED, IT WILL BE PROBLEMATIC WITH THE VILLAGE HAVING JURISDICTION ON ONE SIDE OF THE ROAD AND THE STATE HAVING JURISDICTION ON THE OTHER SIDE OF THE ROAD. HE FURTHER STATED THAT SOME VILLAGES HAVE AGREEMENTS IN PLACE WITH ODOT FOR ROAD MAINTENANCE, BUT HE IS UNAWARE IF THE VILLAGE OF OWENSVILLE HAS ONE IN PLACE OR NOT. MR. RISNER FURTHER INDICATED THAT MULTIPLE SPEED LIMIT CHANGES ON STATE ROUTE 276 WILL BE PROBLEMATIC, WITH 0% CHANCE OF BEING PROPERLY SIGNED. HOWEVER, THE SPEED LIMIT ISSUE IS ABLE TO BE ADDRESSED AND ELIMINATED OVER TIME IF ODOT AGREES TO CHANGE THEIR SPEED LIMIT TO 35 MILES PER HOUR.

SUBSEQUENT THERETO, THE FOLLOWING INDIVIDUALS ADDRESSED THE BOARD OF COUNTY COMMISSIONERS AND PROVIDED TESTIMONY IN OPPOSITION TO THE PETITION FOR ANNEXATION:

JULIE NORTON  
NAOMI STAHL, STONELICK TOWNSHIP TRUSTEE  
FAYE MILLER  
KERMIT BECKWORTH, JR., STONELICK TOWNSHIP TRUSTEE  
ERIC AVERWATER  
JERRY GLANCY  
LARRY CORNETT  
JAMES MILLER

CHRISTINE PETERSON

LET THE RECORD SHOW THAT THE TESTIMONIES OF THE AFORE STATED INDIVIDUALS WILL BE CONTAINED IN THE OFFICIAL TRANSCRIPT OF THIS PUBLIC HEARING AND WILL BE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

MIKE MINNIEAR, ATTORNEY AT LAW, ADDRESSED THE BOARD OF COUNTY COMMISSIONERS WITH REGARD TO POINTS OF LAW RELEVANT TO THE ANNEXATION. MR. MINNIEAR STATED THAT CERTAIN ISSUES BROUGHT UP IN THE OPPOSITION TO THE PROPOSED ANNEXATION ARE NOT LEGAL JUSTIFICATIONS FOR DENIAL INCLUDING SPEED LIMIT, INCOME TAX, IMPACT ON SCHOOLS, COMPARISON OF SERVICES BETWEEN STONELICK TOWNSHIP AND THE VILLAGE OF OWENSVILLE, POTENTIAL DEVELOPMENT, AND TRAFFIC CONTROL. MR. MINNIEAR FURTHER STATED THAT TESTIMONY RECEIVED TODAY REGARDING PAKLAB IS NOT VALID, DUE TO THE FACT THAT THE PERSON GIVING THE TESTIMONY IS NOT A REPRESENTATIVE OF PAKLAB. MR. MINNIEAR STATED THAT THE 5% CONTIGUOUS BOUNDARY REQUIREMENT ONLY APPLIES TO AN EXPEDITED ANNEXATION, NOT THIS PROPOSED ANNEXATION. MR. MINNIEAR OBJECTED TO THE PETITIONS SUBMITTED TO THE BOARD OF COMMISSIONERS THIS DATE. HE STATED THAT THE DOCUMENTS NEED TO BE IN THE FORM OF AFFIDAVITS AND NEED TO BE SUBMITTED FIFTEEN (15) DAYS PRIOR TO THE PUBLIC HEARING. HE FURTHER STATED THAT HE OBJECTS TO THE PETITIONS BEING PART OF THE RECORD. IN SUMMARY, MR. MINNIEAR INDICATED THAT THE PROPERTIES IN QUESTION MEET ALL THE CRITERIA FOR ANNEXATION AND THE PETITION COMPLIES WITH ALL STATUTORY REQUIREMENTS.

JUDIE KOCICA, CLERK OF THE BOARD, STATED THAT THE BOARD OF COUNTY COMMISSIONERS HAS RECEIVED THE CERTIFICATIONS FROM THE COUNTY AUDITOR REGARDING THE SIGNATORIES OF THE PROPERTIES CONTAINED WITHIN THE PETITION, THE COUNTY ENGINEER'S REPORT, THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT'S REPORT AS MODIFIED, AND AFFIDAVITS OF SOME OF THE SIGNATORIES OF THE PETITION.

IN ADDITION, THE BOARD OF COUNTY COMMISSIONERS RECEIVED THIS DATE PETITIONS IN OPPOSITION TO THE PROPOSED ANNEXATION FROM FAYE MILLER AND A "FACT SHEET" DISSEMINATED BY NAOMI STAHL IN AND AS IT RELATES TO THE NUMBER OF THE CLERMONT COUNTY SHERIFF'S PERSONNEL AND SERVICES PROVIDED THEREBY.

ALLAN EDWARDS, ASSISTANT PROSECUTING ATTORNEY, CLERMONT COUNTY PROSECUTOR'S OFFICE, STATED THAT THE DOCUMENTS RECEIVED THIS DATE ARE TO BE CONSIDERED CORRESPONDENCE, BUT THE ISSUE IS WHETHER OR NOT THE DOCUMENTS ARE TO BE REVIEWED AS EVIDENCE.

COMMISSIONER PAINTER INDICATED THAT THE BOARD HAS TO MAKE A DECISION AS TO WHETHER OR NOT THE PROPOSED ANNEXATION MEETS THE REQUIREMENTS OF SECTION 709.033 (A1-6) OF THE OHIO REVISED CODE (ORC) IN ORDER TO DETERMINE THE DISPOSITION THEREOF. THEREAFTER, COMMISSIONER PAINTER READ THOSE PROVISIONS TO THOSE PRESENT AT THE PUBLIC HEARING.

IT WAS NOTED THAT THE BOARD HAS THIRTY (30) DAYS TO TAKE ACTION ON THE PROPOSED ANNEXATION. ALLAN EDWARDS STATED THAT HE WOULD LIKE TO REVIEW THE TRANSCRIPT OF THE PUBLIC HEARING PRIOR TO SUBMITTING HIS OPINION TO THE BOARD OF COUNTY COMMISSIONERS. IT WAS NOTED THAT THE TRANSCRIPT WILL BE RECEIVED APPROXIMATELY TWO WEEKS FOLLOWING

THE DATE OF THE PUBLIC HEARING.

HAVING NO FURTHER COMMENTS TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION, THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS STATED THAT THIS WILL CONCLUDE THE PUBLIC HEARING. DISPOSITION OF THE PETITION FOR ANNEXATION WILL BE WITHIN THIRTY (30) DAYS OF THIS HEARING PURSUANT TO OHIO REVISED CODE SECTION 709.033. A MOTION WAS MADE BY COMMISSIONER UIBLE AND SECONDED BY COMMISSIONER PAINTER TO ADJOURN THE PUBLIC HEARING AT 12:27 P.M. LOCAL TIME WITH ALL MEMBERS VOTING THEREON AS FOLLOWS:

MR. UIBLE, YES; MR. PAINTER, YES; MR. HUMPHREY, AYE.

**LET THE RECORD SHOW:** COMMISSIONER HUMPHREY REQUESTED A BRIEF RECESS AT 12:28 P.M.

**LET THE RECORD SHOW:** REGULAR SESSION RESUMED AT 12:34 P.M.

**LET THE RECORD SHOW:** A MOTION BY COMMISSIONER PAINTER AND SECONDED BY COMMISSIONER HUMPHREY, TO GO INTO EXECUTIVE SESSION AT 12:35 P.M. PURSUANT TO SECTION 121.22 (G) (1) AND (G) (3) OF THE OHIO REVISED CODE TO (1) CONSIDER THE APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION OR COMPENSATION OF ONE OR MORE PUBLIC EMPLOYEES AND (2) CONFER WITH THE PROSECUTING ATTORNEY REGARDING PENDING OR IMMINENT LITIGATION, RESPECTIVELY, WITH ALL MEMBERS VOTING THEREON AS FOLLOWS:

MR. PAINTER, YES; MR. HUMPHREY, AYE; MR. UIBLE, YES.

**LET THE RECORD SHOW:** THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 1:49 P.M. WITH NO ACTION TAKEN.

**19. IN RE: COUNTY ENGINEER...TOWN OF GOSHEN SUBDIVISION/GOSHEN TOWNSHIP...RECORD PLAT NUMBER 629-3095 FOR THE REPLAT OF LOT NUMBERS 196 AND 197 WITHIN SAME...18-1030-002...EXECUTED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to execute **Record Plat Number 629-3095** for the Replat of Lots in the following subdivision located within Goshen Township:

Subdivision	Record Plat Number	Reason for Replat
Town of Goshen Subdivision Replat of Lot Numbers 196 and 197 Goshen Township	629-3095	To Create New Lot Number 197A

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

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

**20. IN RE: COUNTY ENGINEER...MAMIE CLEPPER SUBDIVISION/UNION TOWNSHIP...RECORD PLAT NUMBER 629-3096 FOR THE REPLAT OF LOT NUMBER 13 WITHIN SAME...18-1031-009...EXECUTED**

Moved by Mr. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to execute **Record Plat Number 629-3096** for the Replat of a Lot in the following subdivision located within Union Township:

Subdivision	Record Plat Number	Reason for Replat
Mamie Clepper Subdivision Replat of Lot Number 13 Union Township	629-3096	To Create a Standard Highway Easement and a Temporary Highway Easement

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

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

**21. IN RE: BOARD OF COUNTY COMMISSIONERS...SATISFACTIONS OF MORTGAGE RELATIVE TO THE SEPTIC SYSTEM REHABILITATION FINANCING PROGRAM...EXECUTED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of Jason A. Fountain, Assistant Prosecuting Attorney, with the concurrence of Thomas J. Eigel, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute Satisfactions of Mortgage, certifying that the terms of the mortgages and promissory notes they secured, as dated, have been satisfied, and authorizing the Recorder to release the said mortgages of record for the following properties, as they relate to the Septic System Rehabilitation Financing Program in concert with the Ohio Development Services Agency Small Cities Community Development Block Grant Program as outlined below:

Name/Address	Parcel Number(s)	Recorded/Executed
Jan R. Watson 3460 Clover Road Bethel, Ohio 45106 DC# 18-1105-006	52-35-11H-071.	Executed: 09/19/2013 Recorded: 10/24/2013 Official Record Book: 2486 Pages: 1708 - 1710
Donna J. Compton 6964 Goshen Road Goshen, Ohio 45122 DC# 18-1105-007	11-43-42.-017.	Executed: 08/23/2013 Recorded: 09/20/2013 Official Record Book: 2481 Pages: 701 - 703

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

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

**22. IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF APPOINTMENT OF HANNAH LUBBERS AS THE CLERMONT COUNTY BOARD OF COMMISSIONERS REPRESENTATIVE TO THE EAST FORK LITTLE MIAMI RIVER WATERSHED COLLABORATIVE**



**EXECUTIVE COMMITTEE FOR FISCAL YEAR 2019...18-1102-006...RATIFIED**

Moved by Mr. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Thomas J. Eigel, County Administrator, to appoint Hannah Lubbers, Project Manager, Clermont County Water Resources Department/Office of Environmental Quality, to represent the Clermont County Board of Commissioners on the East Fork Little Miami River Watershed Collaborative Executive Committee for Fiscal Year 2019.

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

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

**23. IN RE: BOARD OF COUNTY COMMISSIONERS...EXECUTION OF LETTER OF INTENT TO RENEW THE MANAGEMENT AGREEMENT WITH FIRST TRANSIT, INC. TO ACT AS AN INDEPENDENT CONTRACTOR TO MANAGE THE OPERATION OF THE PUBLIC TRANSIT SYSTEM IN CLERMONT COUNTY...18-1026-007...RATIFIED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of Thomas J. Eigel, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute a Letter of Intent to renew the Management Agreement with First Transit, Inc. to act as an independent contractor to manage the operation of the public transit system in Clermont County for the period of January 20, 2019 through January 19, 2020, pursuant to and in compliance with Section 4 of the Management Agreement heretofore ratified by the Board of County Commissioners on 01/17/2018, and which represents the first of two (2) additional one-year renewal options therefore.

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

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

**24. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE CHANGES TO THE ANNUAL APPROPRIATION RESOLUTION FOR FISCAL YEAR 2018...APPROVED**

Moved by Mr. Uible, seconded by Mr. Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of Thomas J. Eigel, County Administrator, to resolve to approve and authorize changes in the Annual Appropriation Resolution Number 185-17 for Fiscal Year 2018 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 2018**

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
MUNI CT PROBATION SERVICE	Muni Court Probation Services OTHER EXPENSES	\$ 20,000.00

<b>WORKFORCE DEVELOPMENT</b>	2212 - 04 - 12 - 365000 - 530000 - Workforce Investment Act <b>OTHER EXPENSES</b> 2404 - 06 - 01 - 087000 - 530000 -	\$ 65,000.00
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Upon roll call on the foregoing motion, the vote was as follows:

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

**25. IN RE: PERSONNEL ACTION...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.

**IN RE: PERSONNEL ACTION...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.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE CHANGES TO THE ANNUAL APPROPRIATION RESOLUTION FOR FISCAL YEAR 2018...APPROVED**

Moved by Mr. Painter, seconded by Mr. Uible, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of Thomas J. Eigel, County Administrator, to resolve to approve and authorize changes in the Annual Appropriation Resolution Number 185-17 for Fiscal Year 2018 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 2018**

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
<b>GENERAL FUND</b>	<b>Office of Management &amp; Budget OVERTIME 1000 - 01 - 01 - 044000 - 512100 -</b>	<b>\$ 300.00</b>

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

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

**LET THE RECORD SHOW:** COMMISSIONER HUMPHREY 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. NO ONE REQUESTED TO ADDRESS THE BOARD.

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

Moved by Mr. Uible, Seconded by Mr. Painter,

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 1:54 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. Uible, Yes; Mr. Painter, Yes; Mr. Humphrey, Aye.

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

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**EDWIN H. HUMPHREY, PRESIDENT**

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**DAVID L. PAINTER, VICE PRESIDENT**

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**DAVID H. UIBLE, MEMBER**

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**JUDITH KOCICA, CLERK OF THE BOARD**

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**DATE APPROVED**