

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 23, 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 OCTOBER 23, 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 **10/16/2019**.

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:** 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. NO ONE REQUESTED TO ADDRESS THE BOARD.

## **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 approve the following recommendations:

**1. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND SEWER MAIN EXTENSIONS FOR SAME...19-1011-001...EXECUTED**

Recommendation of Heath Wilson, P.E., Engineer, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sewer Main Extensions to serve the following subdivision:

Subdivision	Township	Water Main Extension Bond	Sewer Main Extension Bond
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Glenwood Trails Subdivision Section 3 Block B, Phase 2	Batavia	\$1,700.00	\$2,800.00
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**2. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND SEWER MAIN EXTENSIONS FOR SAME...19-1016-001...EXECUTED**

Recommendation of Heath Wilson, P.E., Engineer, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sewer Main Extensions to serve the following subdivision:

Subdivision	Village	Water Main Extension Bond	Sewer Main Extension Bond
Amelia Park II Subdivision Section 12	Amelia	\$4,900.00 *Secured by Cashier's Check Number 61831 issued on 10/09/2019 by North Side Bank and Trust Company, on behalf of David L. Welsh, Welsh Development Co. Inc., 5780 State Route 128, Cleves, Ohio 45002	\$7,500.00 *Secured by Cashier's Check Number 61830 issued on 10/09/2019 by North Side Bank and Trust Company, on behalf of David L. Welsh, Welsh Development Co. Inc., 5780 State Route 128, Cleves, Ohio 45002

**3. 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 6401-60158 RELATIVE TO THE GLENDALE & GLEN WILLOW WATER MAIN REPLACEMENT PROJECT LOCATED WITHIN UNION TOWNSHIP...19-1015-001...ACCEPTED**

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 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 Grantors for Project Number 6401-60158 relative to the Glendale & Glen Willow Water Main Replacement Project located within Union 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 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 \$80.00, payable to Jeannie M. Zurmehly, Clermont County Treasurer, for the recording fees required therefore:

Grantor	Parcel Number	Compensation
Elizabeth Schmidt 4468 Glen Willow Drive Batavia, Ohio 45103 Record Plat Number 629-3170 (Replat of Lot Number 14 in Livmore Acres Subdivision/Block A/Union Township)	41-42-42.-014.	Perm \$537.39

**4. IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE ISSUANCE OF A PROCUREMENT CARD FOR AN EMPLOYEE OF THE**

**BOARD OF COUNTY COMMISSIONERS AND EXECUTION OF THE REQUEST FOR THE ISSUANCE OF PROCUREMENT CARDS RELATIVE THERETO PURSUANT TO THE CLERMONT COUNTY PROCUREMENT CARD POLICY AND PROCEDURES FOR SAME...19-0206-001...EXECUTED**

Recommendation of Thomas J. Eigel, County Administrator, to authorize the issuance of a Procurement Card for Judith Kocica, an employee of the Board of County Commissioners and to authorize David L. Painter, President of the Board of County Commissioners, to execute the Request for the Issuance of Procurement Cards relative thereto, pursuant to and in compliance with the Clermont County Procurement Card Policy and Procedures adopted by the Board of County Commissioners on 06/22/2005 and subsequently amended on 03/28/2007 and 09/24/2014.

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

Recommendation of Mary K. Rains, Director, 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 L. Fraley, County Auditor, to properly record same:

**CASH ADVANCE OF FUNDS FOR FISCAL YEAR 2019**

<b>FROM: FUND - OBJECT - ACCOUNT</b>	<b>TO: FUND - OBJECT - ACCOUNT</b>	<b>AMOUNT</b>
<b>WATER REVENUE</b>	<b>Gibson Road Water Ext</b>	<b>\$ 4,584.97</b>
ADVANCES OUT TO DEBT SERVICE 6001 - 11 - 01 - 141000 - 702400 - Upon Collection Repay 141000	ADVANCES IN FROM ENTERPRISE 3325 - 00 - 00 - 003325 - 482600 -	
<b>WATER REVENUE</b>	<b>WARDS CORNER WATERLINE SA</b>	<b>\$ 961.69</b>
ADVANCES OUT TO DEBT SERVICE 6001 - 11 - 01 - 141000 - 702400 - Upon Collection Repay 141000	ADVANCES IN FROM ENTERPRISE 3326 - 00 - 00 - 003326 - 482600 -	
<b>SEWER REVENUE</b>	<b>2011 VARIOUS WTR AND SWR SA</b>	<b>\$ 28,229.50</b>
ADVANCES OUT TO DEBT SERVICE 6002 - 12 - 01 - 151000 - 702400 - Upon Collection Repay 151000	ADVANCES IN FROM ENTERPRISE 3334 - 00 - 00 - 003334 - 482600 -	
<b>WATER REVENUE</b>	<b>VARIOUS 2002 WATERLINE S A</b>	<b>\$ 482.84</b>
ADVANCES OUT TO DEBT SERVICE 6001 - 11 - 01 - 141000 - 702400 - Upon Collection Repay 141000	ADVANCES IN FROM ENTERPRISE 3328 - 00 - 00 - 003328 - 482600 -	

**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 2019 and any and all amendments subsequent thereto:

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

**Kathryn L. McBride** – One (1) day – Columbus, Ohio – Ohio Judicial College Domestic Relations Roundtable – Total expenses for mileage (\$117.16) and other/parking (\$6.00) estimated not to exceed \$123.16.

**Kay L. Heile** – One (1) day – Columbus, Ohio – 2019 Mediator Roundtables – Total expenses for mileage (\$131.08) estimated not to exceed \$131.08.

**Kay L. Heile** – One (1) day – Columbus, Ohio – Trauma – Understanding and Mitigating its Impact on Court Clients and Staff – Total expenses for mileage (\$131.08) estimated not to exceed \$131.08.

**COURT OF COMMON PLEAS/DIVISION OF PROBATE AND JUVENILE**

**Judge James A. Shriver** – Three (3) days – Columbus, Ohio – 2019 National Assisted Outpatient Treatment (AOT) Symposium and Learning Collaborative – Total expenses for lodging (\$298.00), meals (\$183.00) and registration/conference (\$125.00) estimated not to exceed \$606.00.

**Judge James A. Shriver** – Three (3) days – Columbus, Ohio – 2019 Ohio Association of Juvenile Court Judges Winter Meeting – Total expenses for lodging (\$294.00), meals (\$183.00) and registration/conference (\$125.00) estimated not to exceed \$602.00.

**CLERMONT COUNTY PUBLIC DEFENDER**

**W. Stephen Haynes** – One (1) day – Columbus, Ohio – 2019 Eleventh (11<sup>th</sup>) Annual County Public Defender Summit – Total expenses for mileage (\$157.76) estimated not to exceed \$157.76.

**COUNTY AUDITOR**

**Mike Walker, Mike Fischer and Mike Hicks** – Three (3) days – Reynoldsburg, Ohio – Ohio Department of Agriculture Weights and Measures Training – Total expenses for lodging (\$720.00), meals (\$495.00) and other/parking (\$50.00) estimated not to exceed \$1,265.00.

**CLERMONT COUNTY DEPARTMENT OF PUBLIC SAFETY SERVICES**

**Jessica Wiederhold** – Two (2) days – Springfield, Ohio – Step Up Your Teamwork Class – Total expenses for mileage (\$106.00) and registration/training (\$60.00) estimated not to exceed \$166.00.

**Daniel Cayse** – Two (2) days – Milford, Ohio – Peer Support Training – Total expenses for registration/training (\$250.00) estimated not to exceed \$250.00.

**CLERMONT COUNTY WATER RESOURCES DEPARTMENT**

**Brent Smith** – Three (3) days – Cincinnati, Ohio – Sixteenth (16<sup>th</sup>) Annual EPA Drinking Water Workshop – Small Systems Challenges and Solutions – Total expenses for other/parking (\$21.00) estimated not to exceed \$21.00.

**Tyler Craig** – Up to Ninety (90) days – Batavia, Ohio – Technical Learning College Back-Flow Awareness CEU Training Course - Total expenses for registration/training (\$150.00) estimated not to exceed \$150.00.

**Mike Long** – Up to Ninety (90) days – Batavia, Ohio – Technical Learning College Surface Water Production CEU Training Course - Total expenses for registration/training (\$150.00) estimated not to exceed \$150.00.

**Kyle Forsee** – Up to Eighteen (18) months – Batavia, Ohio – Operator Training Committee of Ohio (OTCO) Water Distribution Correspondence Course - Total expenses for registration/training (\$495.00) estimated not to exceed \$495.00.

**Steve Knipp** – One (1) day – Columbus, Ohio – Operator Training Committee of Ohio, Inc. Water Distribution Systems Workshop - Total expenses for registration/training (\$170.00) estimated not to exceed \$170.00.

**Scott Green** – One (1) day – Columbus, Ohio – Operator Training Committee of Ohio, Inc. Water

Distribution Systems Workshop - Total expenses for registration/training (\$170.00) estimated not to exceed \$170.00.

**Dave Pigg** – One (1) day – Mason, Ohio – Southwest Ohio Water Environment Association Southwest Plant Operators Seminar and Section Meeting - Total expenses for registration/training (\$75.00) estimated not to exceed \$75.00.

**Tony Meek** – One (1) day – Mason, Ohio – Southwest Ohio Water Environment Association Southwest Plant Operators Seminar and Section Meeting - Total expenses for registration/training (\$75.00) estimated not to exceed \$75.00.

**Tim Neyer** – Three (3) days – Columbus, Ohio – Operator Training Committee of Ohio, Inc. Procrastinator's Workshop - Total expenses for lodging (\$244.00), meals (\$138.00), registration/training (\$330.00) and other/parking (\$15.00) estimated not to exceed \$727.00.

#### **CLERMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES**

**Shelley Watson** – One (1) day – Loveland, Ohio – Spirit Seminars & Consulting Workshop entitled Situational Leadership – Total expenses for registration/training (\$198.00) estimated not to exceed \$198.00.

#### **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:

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

### **NON-CONSENT AGENDA**

#### **8. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 164-19/PAYMENT OF BILLS...ADOPTED**

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

Recommendation that the Board of County Commissioners adopt **Resolution Number 164-19** resolving to approve payment to vendors **in the total amount of \$2,412,535.56** as set forth in the BCC Approval Invoice Report(s) for Checks dated **October 23, 2019**, BCC Directed Pre-Paid Invoices Report(s) and Procurement Card Transaction Report presented by the County Auditor on **10/21/2019**, 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.

#### **9. IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT... COMMERCIAL LEASE AGREEMENT WITH 322 E MAIN, LLC. FOR THE LEASE OF OFFICE SPACE FOR THE COMMON PLEAS COURT ADULT PROBATION DEPARTMENT...19-1017-001...RATIFIED**

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

Recommendation of Wade Grabowski, Director, Clermont County Facilities Management Department, with the concurrence of Thomas J. Eigel, County Administrator, to authorize David L. Painter, President of the Board of County Commissioners, to execute the **Commercial Lease Agreement** by and between the Clermont County Board of Commissioners and 322 E Main, LLC., Post Office Box 54111, Cincinnati, Ohio 45254 for the lease of office space located at 322 East Main Street, Batavia, Ohio 45103 **for the Common Pleas Court Adult Probation Department**, at the rate of \$3,000.00 per month, for a total amount not to exceed \$36,000.00, effective for a period of twelve (12) months beginning 10/16/2019 through 10/15/2020, with an option to renew for an additional 12 month period at the rate of \$3,150.00 per month, upon ninety (90) days written notice prior to the lease expiration, pursuant to and in compliance with the terms and conditions specified therein, **and contingent upon the receipt of Exhibit A identified in Article 14 as Building Rules and the issuance and receipt of the required purchase order therefore.**

DISCUSSION: MR. GRABOWSKI RECOGNIZED THAT GARY SCALF, COMMON PLEAS COURT ADMINISTRATOR AND JULIE FREY, DIRECTOR OF COMMON PLEAS ADULT PROBATION WERE IN ATTENDANCE. MR. GRABOWSKI STATED THE EXHIBIT A HAD BEEN RECEIVED AS OF 10/22/19 LEAVING THE RECEIPT OF THE REQUIRED PURCHASE ORDER AS THE ONLY CONTINGENCY.

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

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

**10. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... RESOLUTION NUMBER 165-19/RESOLUTION AMENDING RESOLUTION NUMBER 127-17 WHICH DECLARED THE NECESSITY TO CONSTRUCT, MAINTAIN, AND OPERATE THE WASTEWATER SYSTEM IMPROVEMENTS FOR PROJECT NUMBERS 6402-60116 AND 6402-60117 IDENTIFIED AS THE NEWTONSVILLE COLLECTION SYSTEM ASSESSMENT PROJECT AND THE NEWTONSVILLE WASTEWATER TREATMENT PLANT PROJECT, RESPECTIVELY, (HEREINAFTER CALLED THE "PROJECTS") LOCATED WITHIN THE VILLAGE OF NEWTONSVILLE/WAYNE TOWNSHIP, IN ORDER TO DECLARE THE NECESSITY FOR THE REVISED PROJECTS AND FIXING THE DATE, TIME AND PLACE WHEN OBJECTIONS TO OR ENDORSEMENTS OF THE REVISED IMPROVEMENTS WILL BE HEARD AND AUTHORIZING PUBLICATION OF THE NOTICE OF PUBLIC HEARING IN AND AS IT RELATES THERETO...17-0710-002...ADOPTED**

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

Recommendation of Chris Rowland, P.E., Assistant Sanitary Engineer, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to adopt **Resolution Number 165-19** resolving to amend Resolution Number 127-17 which declared the necessity to construct, operate, and maintain improvements to the Clermont County Wastewater System for Project Numbers 6402-60116 and 6402-60117 consisting of constructing, maintaining, and operating the Newtonsville Collection System Assessment Project and the Newtonsville Wastewater Treatment Plant Project, respectively, located within the Village of Newtonsville/Wayne Township, previously ratified by the Board of County Commissioners on 08/16/2017, since subsequent to the Public Hearing held on 09/25/2017, it was determined to redesign the afore said Projects to a full gravity collection system and that revised cost data needs

to be presented to each benefited property owner since increased tentative special assessments may be levied and collected to pay a portion of the revised costs of said improvements as set forth in Exhibits "A" and "B", attached thereto and made a part thereof, and as more particularly described in the revised detailed plans, specifications, estimates of cost and financing, and tentative assessments which are on file in the Office of the Clermont County Water Resources Department, 4400 Haskell Lane, Batavia, Ohio 45103 where they may be examined by all persons interested therein and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation for two consecutive weeks commencing on 10/31/2019, to publish the date, time, and place designated by the Board of County Commissioners where endorsements of and/or objections to the construction and financing of the aforesaid proposed revised improvements will be heard pursuant to Chapter 6117 of the Ohio Revised Code. **Public Hearing to be held at 6:00 P.M. Local Time on Tuesday, 12/03/2019 at the Clermont Northeastern High School located at 5327 Hutchinson Road, Batavia, Ohio 45103.** 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. Humphrey, Aye; Mrs. Corcoran, Yes; Mr. Painter, Yes.

**11. IN RE: COUNTY ENGINEER...MAMIE CLEPPER SUBDIVISION/UNION TOWNSHIP...RECORD PLAT NUMBER 629-3171 FOR THE REPLAT OF LOT NUMBER 9 WITHIN SAME...19-1011-006...EXECUTED**

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

Recommendation of Jeremy P. Evans, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to execute **Record Plat Number 629-3171** 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 9 Union Township	629-3171	To Create a Temporary Construction Easement and a Permanent Highway Easement

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

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

**12. IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF STAFF PERSONNEL AUTHORIZED TO EXECUTE DOCUMENTATION RELATIVE TO COUNTY OWNED VEHICLE LICENSE PLATES AND TITLES FOR SAME... 19-1018-001 ...EXECUTED**

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

Recommendation to authorize Mary K. Rains, Director, Office of Management and Budget or Wayne Prescott, Fleet Manager, Board of County Commissioners, for and on behalf of the Board of County Commissioners, Clermont County, Ohio, or, in their absence, Thomas J. Eigel, County Administrator, the authority to execute all documentation relative to requests for all license plates, titles and/or title transfers for County owned vehicles.

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...ACCEPTANCE OF PROPOSAL AND EXECUTION OF CONTRACT FOR SERVICES WITH GILA LLC DBA MUNICIPAL SERVICES BUREAU FOR PAYMENTS BY FINANCIAL TRANSACTION DEVICES FOR CLERMONT COUNTY, OHIO, PURSUANT TO AND IN COMPLIANCE WITH SECTIONS 301.28 AND 307.862 OF THE OHIO REVISED CODE...19-0327-003...RATIFIED**

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

Recommendation of Sukie Scheetz, Assistant County Administrator, Board of County Commissioners, to accept the Proposal for Payments by Financial Transaction Devices for Clermont County, Ohio, heretofore submitted by GILA LLC d/b/a/ Municipal Services Bureau, 8325 Tuscany Way, Building 4, Dallas, Texas 78754 and received on 05/30/2019 and to authorize David L. Painter, President of the Board of County Commissioners, to execute the Contract for Services effective upon execution for a period of three (3) years and, at the option of the Board of County Commissioners, may be renewed for one (1) or more successive one-year terms if notice is given to GILA LLC dba Municipal Services Bureau by the Board of County Commissioners no less than thirty (30) days prior to the end of the current term, pursuant to the terms and conditions set forth therein and in compliance with Sections 301.28 and 307.862 of the Ohio Revised Code.

DISCUSSION: COMMISSIONER PAINTER STATED THIS CONTRACT IS PART OF A REVISED PLAN TO ACCEPT CREDIT CARD PAYMENTS AT THE COUNTER FOR SERVICES OFFERED BY THE COUNTY. MS. SCHEETZ INDICATED THAT IS CORRECT, THE COUNTY WILL BE ABLE TO START IMPLEMENTING "AT THE COUNTER PAYMENTS" AT THE RECORDERS OFFICE, CLERK OF COURTS, TREASURER'S OFFICE, SHERIFF'S OFFICE AND A FEW DEPARTMENTS UNDER THE BOARD OF COUNTY COMMISSIONERS, SUCH AS CLERMONT TRANSPORTATION CONNECTION, DEPARTMENT OF JOB AND FAMILY SERVICES AND POTENTIALLY INFORMATION SYSTEMS FOR GOVDEAL PURCHASES.

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

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

**14. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 166-19/RESOLUTION GRANTING ANNEXATION OF 6.4513 ACRES OF LAND OWNED BY WANDA AND ROBERT T. HURST, SR.; EVELYN J. JORDAN; GARY AND LISA MORGAN AND CHARLES GRAVES TO THE VILLAGE OF WILLIAMSBURG IN CLERMONT COUNTY, OHIO...19-0703-002...ADOPTED**

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

That the Board of County Commissioners, Clermont County, Ohio, adopt **Resolution Number 166-19** resolving to find that based upon a preponderance of the substantial, reliable and probative evidence on the whole record, in and as it relates to a Petition for Annexation of 6.4513 Acres from Williamsburg Township, Clermont County, Ohio, to the Village of Williamsburg, Clermont County, Ohio, filed in the Office of the Board of County Commissioners on Wednesday,

July 3, 2019, by Michael Minniewar, Attorney at Law, 626 Main Street, Milford, Ohio 45150, for and on behalf of Susan M. Ellerhorst, 107 West Main Street, Williamsburg, Ohio 45176, as the designated Agent for the Petitioners, and comprising all of Parcel Identification Numbers 523509H049C, 523509H051B, 523509H051E, 523509H051D, 523509H051C and 523509H053A, in compliance with Section 709.02 of the Ohio Revised Code, hereby finds that all of the six (6) conditions in Section 709.033 (A) of the Ohio Revised Code have been met as follows:

- (1) The petition meets all requirements set forth in and was filed in the matter provided in Section 709.02 of the Ohio Revised Code. Based upon the July 10, 2019 letter from Craig Risner, P.S. Deputy Surveyor in the Clermont County Engineer's Office these conditions have been met.
- (2) The persons who signed the petition are the owners of the real estate located in the territory proposed to be annexed in the petition, and as of the time the petition was filed with the Board of County Commissioners, the number of valid signatures on the petition constituted a majority of the owners of the real estate in that territory. Five of the six owners or 83.3% have signed the petition. Therefore this condition has been met.
- (3) The Municipal Corporation to which the territory is proposed to be annexed has complied with division (D) of Section 709.03 of the Ohio Revised Code. The Council of the Village of Williamsburg passed Ordinance No. 1144-19 listing the services that will be provided to the properties if annexed. The Ordinance was filed with the Board of County Commissioners at least 20 days prior to the hearing as required by Section 709.03 (D) of the Ohio Revised Code. Therefore this condition has been met.
- (4) The territory proposed to be annexed is not unreasonably large. In the present case the Village of Williamsburg has set forth in Ordinance No. 1144-19 that they will provide police protection, zoning code, zoning and planning administration, waste management, speed limit control and sewage immediately upon annexation. The territory proposed to be annexed is 6.4513 acres compared to the over 1,600 acres currently contained in the Village. The territory proposed to be annexed is not unreasonably large.
- (5) On balance, the general good of the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area. Five of the owners in the area to be annexed have signed affidavits indicating their desire to be annexed so that they can access the Village sewer system which they cannot do unless they are annexed to the Village. In addition, the Village of Williamsburg in Ordinance No. 1144-19 will provide police protection, zoning code, zoning and planning administration, waste management, speed limit control and sewage immediately upon annexation. On balance the general good of the territory to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area. This condition has been met.
- (6) No street or highway will be divided or segmented by the boundary line between a township and the Municipal Corporation as to create a road maintenance problem. Based upon the September 25, 2019 testimony of Craig Risner, Deputy Surveyor, Clermont County Engineer's Office before the Board of County Commissioners, the proposed annexation will not divide a street or highway as to create a road maintenance problem. This condition has been met.

and, further resolving, that the Board of County Commissioners, having found that based upon a preponderance of substantial, reliable, and probative evidence on the whole record, that each of the six conditions in Section 709.033 (A) of the Ohio Revised Code have been met, the Petition for Annexation of territory described therein to the Village of

Williamsburg, Clermont County, Ohio, be and hereby is granted; and the Clerk of the Board of County Commissioners of Clermont County, Ohio, is hereby directed to enter on the journal the resolution granting annexation and to deliver a certified copy of the Resolution of the Board, to the Agent of the Petitioners, the Fiscal Officer of the Village of Williamsburg, and the Williamsburg Township Fiscal Officer accordingly.

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

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

**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 approve the following recommendation:

Recommendation of Mary K. Rains, Director, 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 L. Fraley, County Auditor, to properly record same:

**SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2019**

<b><u>FUND</u></b>	<b><u>ORGANIZATION - OBJECT - ACCOUNT</u></b>	<b><u>AMOUNT</u></b>
2003 VARIOUS WATERLINE S A	2003 Various Waterline S A OTHER EXPENSES 3329 - 00 - 00 - 003329 - 530000 -	\$ 72.11
OLIVE BRANCH-STONELICK WIDE SA	SA Olive Branch-Stonelick Wide OTHER EXPENSES 3330 - 00 - 00 - 003330 - 530000 -	\$ 42.85
MOTOR VEHICLE AND GAS	Engineer OTHER EXPENSES 2601 - 03 - 09 - 511000 - 530000 -	\$ 500,000.00

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

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

**IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF FOUR AGENDA ITEM(S) TO THE REGULAR SESSION OF 10/23/2019...19-0130-009...APPROVED**

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

Thomas J. Eigel, County Administrator, asked the Board to consider adding four additional items to the agenda of the Regular Session of 10/23/2019 to include the following: (1) Request for Competitive Sealed Proposals for the Administration of the Statutory Requirements of Chapter 955; (2) Tuberculosis Funding Agreement; (3) Services Agreement with Cincinnati Bell Telephone Company LLC and; (4) Request to Extend the Expiration Date for the Disposition of Proposals heretofore received for Payments by Financial Transaction Devices.

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

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

**IN RE: BOARD OF COUNTY COMMISSIONERS...SOLICITATION OF REQUEST FOR COMPETITIVE SEALED PROPOSALS FOR THE ADMINISTRATION OF THE STATUTORY REQUIREMENTS OF CHAPTER 955 OF THE OHIO REVISED CODE FOR THE HOUSING, FEEDING, CARING FOR, DESTROYING AND DISPOSING OF UNLICENSED AND STRAY DOGS WITHIN CLERMONT COUNTY, OHIO, PURSUANT TO SECTION 307.862 OF THE OHIO REVISED CODE...19-1021-001...APPROVED**

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

Recommendation of Thomas J. Eigel, County Administrator, to approve the solicitation of *Request for Competitive Sealed Proposals* for the administration of the statutory requirements of Chapter 955 of the Ohio Revised Code entitled Dogs relative to the housing, feeding, caring for, destroying and disposing of unlicensed and stray dogs within Clermont County, Ohio, pursuant to the specifications set forth therein and in compliance with Section 307.862 of the Ohio Revised Code and to authorize the Clerk of the Board to place a Legal Notice in the Clermont Sun on Thursday, October 31, 2019, with **Request for Competitive Sealed Proposals to be received until 2:00 P.M. Local Time on Thursday, 11/14/19**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and acknowledged accordingly. This notice is also posted on Clermont County's website at the following URL link: [www.clermontcountyohio.gov](http://www.clermontcountyohio.gov)

DISCUSSION: MR. EIGEL EXPLAINED THE REQUEST FOR PROPOSAL IS NECESSARY IN CASE THE CURRENT OPERATOR/HUMANE SOCIETY DOES NOT FULFILL THEIR CONTRACTUAL OBLIGATIONS FOR 2020. MR. EIGEL HAS DISCUSSED AMENDING THE CONTRACT AMOUNT WITH THE CURRENT OPERATOR BUT THEY HAVE NOT ACCEPTED. THE CURRENT CONTRACT, AS IN THE PRIOR TWO YEARS, IS IN THE AMOUNT OF \$310,000.00. THE CURRENT OPERATOR HAS REQUESTED FUNDING BE INCREASED TO \$600,000 FOR THE 2020 CONTRACT YEAR, WHICH MR. EIGEL STATED HE CAN NOT RECOMMEND TO THE BOARD.

COMMISSIONER PAINTER EXPLAINED FOR THE PUBLIC, THAT CHAPTER 955 OF THE ORC ONLY ALLOWS FOR THE COUNTY TO TAKE CARE OF DOGS, IT DOES NOT INCLUDE PROVISIONS FOR OTHER ANIMALS SUCH AS CATS, OR FARM ANIMALS.

MR. EIGEL STATED SOME COUNTIES IN OHIO DIRECTLY EMPLOY A DOG WARDEN AND THAT IS AN OPTION THAT COULD BE CONSIDERED. MR. EIGEL DESCRIBED THE SERVICES WE PROVIDE FOR THE CURRENT OPERATOR/HUMANE SOCIETY THROUGH THE CURRENT CONTRACT INCLUDING PROVIDING THE BUILDING, SECURITY SYSTEM, MAINTENANCE/REPAIRS AND ELECTRIC FOR THE ANIMAL SHELTER, NOTING FURTHER THAT THE OPERATOR/HUMANE SOCIETY CURRENTLY PAYS ALL OTHER UTILITIES. THE COUNTY WILL BE PROVIDING NATURAL GAS AND UPGRADING THE HEATING/AIR CONDITIONING SYSTEM FROM PROPANE TO NATURAL GAS DURING THE NEXT SEVERAL MONTHS, WHICH WOULD ALSO SIGNIFICANTLY DECREASE THE EXPENSES FOR THE CURRENT OPERATOR/HUMANE SOCIETY. THE ESTIMATED NET AMOUNT DISCUSSED WITH THE CURRENT OPERATOR/HUMANE SOCIETY WAS APPROXIMATELY \$390,000.00.

MR. EIGEL NOTED IN PRIOR YEARS THE BOARD HAS PROVIDED AS MUCH AS \$351,000, NOTING THAT THE OPERATOR/HUMANE SOCIETY IS NOT PROHIBITED FROM ACCEPTING DONATIONS FROM PRIVATE ENTITIES TO COVER ADDITIONAL

SERVICES OR COSTS ASSOCIATED WITH HUMANE SOCIETY ACTIVITIES. THE COUNTY RECEIVES THE FOLLOWING FEES FROM THE OPERATOR WHICH ARE THEN DEPOSITED INTO THE DOG AND KENNEL FUND: DOG LICENSE, KENNEL LICENSE, PICK UP, BOARDING, AFFIDAVIT COSTS, MUNICIPAL COURT FINES, DOG AND KENNEL LICENSE PENALTIES, AS WELL AS ANY UNRESTRICTED DONATIONS MADE TO THE CLERMONT COUNTY ANIMAL SHELTER FACILITY.

MR. EIGEL STATED IF THE COUNTY WERE TO PROVIDE SUPPLEMENTAL FUNDING OVER AND ABOVE WHAT IS GENERATED THROUGH THE DOG AND KENNEL FUND, THE MONEY WOULD COME OUT OF THE GENERAL FUND.

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

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

**IN RE: BOARD OF COUNTY COMMISSIONERS...TUBERCULOSIS FUNDING AGREEMENT WITH OHIO DEPARTMENT OF HEALTH FOR REIMBURSEMENT OF THE COST OF PUBLIC HEALTH ACTIVITIES ASSOCIATED WITH TUBERCULOSIS CASES...19-1018-002...RATIFIED**

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

Recommendation of Julianne Nesbit, Health Commissioner, Clermont County Public Health, with the concurrence of Thomas J. Eigel, County Administrator, to authorize David L. Painter, President of the Board of County Commissioners, to execute a *Tuberculosis Funding Agreement* by and between the Clermont County Board of Commissioners and the Ohio Department of Health, Bureau of Infectious Diseases, Tuberculosis/Healthcare-Associated Infections Program, 246 North High Street, Columbus, Ohio 43215 *for the provision of Center for Disease Control and Prevention (CDC) - National Center for HIV, Viral Hepatitis, STDs and TB Prevention (PS) Cooperative Agreement Funds* (Federal Award Identification Number (FAIN) NU52PS004703 - CFDA 93.116) *to offset the cost of public health activities associated with Tuberculosis Cases that complete an approved course of treatment*, in an amount not to exceed \$7,206.00, effective for the period of 07/01/2019 through 12/31/2019, pursuant to and in compliance with the terms and conditions set forth therein.

DISCUSSION: COMMISSIONER HUMPHREY INQUIRED ABOUT THE CONTRACT TERM EFFECTIVE DATES OF 7/1/19 THROUGH 12/31/19. MS. NESBITT EXPLAINED THE CONTRACT TERM IS FOR A SIX MONTH PERIOD, HOWEVER THE STATE IS REIMBURSING EXPENSES FOR WORK COMPLETED IN 2018. MS. NESBITT EXPLAINED THAT PRIOR TO 2018, THERE HAS NOT BEEN CASES THAT WERE ELIGIBLE FOR REIMBURSEMENT DURING THAT TIME. MS. NESBITT INDICATED ONLY CERTAIN TYPES OF TUBERCULOSIS (TB) ARE REIMBURSABLE. MS. NESBITT PROVIDED SOME DETAILS WITH REGARD TO THE TREATMENT FOR RESPIRATORY TB NOTING IT IS A VERY INTENSIVE AND LENGTHY PROCESS. DIRECT OBSERVATION THERAPY (MEDICATION MONITORING) BY THE PUBLIC HEALTH NURSING STAFF IS REQUIRED DURING THE TREATMENT PROCESS FOR THE COSTS TO BE REIMBURSABLE.

COMMISSIONER CORCORAN INQUIRED IF PUBLIC HEALTH CONTRACTS OR WORKS WITH HAMILTON COUNTY ON TUBERCULOSIS CASES. MS. NESBITT EXPLAINED THEY HAVE PREVIOUSLY CONTRACTED WITH HAMILTON COUNTY GENERAL HEALTH DISTRICT FOR TB DOCTOR SERVICES, HOWEVER, CLERMONT COUNTY PUBLIC HEALTH NOW EMPLOYS THEIR OWN MEDICAL DIRECTOR THAT PROVIDES THE NECESSARY PHYSICIAN SERVICES.

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

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

**IN RE: INFORMATION SYSTEMS DEPARTMENT/THE TELECOMMUNICATIONS DIVISION (TTD)...SERVICES AGREEMENT NUMBER 02450786 WITH CINCINNATI BELL TELEPHONE COMPANY LLC FOR THE PROVISION OF 20 MB FUSE DEDICATED INTERNET ACCESS OVER CB ETHERNET SERVICES FOR THE CLERMONT COUNTY BOARD OF ELECTIONS...19-0912-003...RATIFIED**

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

Recommendation of Brandon V. Hoepfner, Director, Information Systems Department/The Telecommunications Division, with the concurrence of Thomas J. Eigel, County Administrator, to authorize David L. Painter, President of the Board of County Commissioners, to execute Services Agreement Number 02450786 by and between the Board of County Commissioners of Clermont County, Ohio, and Cincinnati Bell Telephone Company LLC, 221 East Fourth Street, Post Office Box 2301, Cincinnati, Ohio 45201 for the provision of 20 MB FUSE Dedicated Internet Access over CB Ethernet Services for the Clermont County Board of Elections, at the rate of \$241.00 per month, for a period of thirty-six (36) months, for a total amount of \$8,676.00, plus all applicable fees, if any, pursuant to and in compliance with the stated terms and conditions set forth therein and in concert with the Master Services, Products & License Agreement and Equipment Maintenance Addendum by and between Clermont County, Ohio, and Cincinnati Bell Technology Solutions Inc., previously ratified by the Board of County Commissioners on 08/24/2016 and effective for the period of 08/01/2016 through 07/31/2019, and subsequently extended for an additional ten (10) year period (effective 08/01/2019 through 07/31/2029) through Addendum #02450665-A thereto on 10/24/2018 and contingent upon the receipt of a current Certificate of Liability Insurance therefore.

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

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

**IN RE: BOARD OF COUNTY COMMISSIONERS...REQUEST TO EXTEND THE EXPIRATION DATE FOR THE DISPOSITION OF PROPOSALS HERETOFORE RECEIVED FOR PAYMENTS BY FINANCIAL TRANSACTION DEVICES FOR CLERMONT COUNTY, OHIO...19-0327-003...APPROVED**

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

Recommendation of Sukie Scheetz, Assistant County Administrator, to approve the request to extend the expiration date for the disposition of proposals heretofore received on May 30, 2019 for Payments by Financial Transaction Devices for Clermont County, Ohio, from Friday October 25, 2019 to Friday, November 22, 2019 to provide additional time to finalize the contract documents therefore.

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

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

**LET THE RECORD SHOW: A MOTION BY COMMISSIONER CORCORAN AND**

SECONDED BY COMMISSIONER HUMPHREY, TO GO INTO EXECUTIVE SESSION AT 10:35 A.M. PURSUANT TO SECTION 121.22 (G) (1) AND (G) (3) OF THE OHIO REVISED CODE TO (1) CONSIDER THE APPOINTMENT, EMPLOYMENT, PROMOTION OR COMPENSATION OF ONE OR MORE PUBLIC EMPLOYEES AND (2) CONFER WITH THE PROSECUTING ATTORNEY REGARDING PENDING OR IMMINENT LITIGATION, RESPECTIVELY.

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

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

**LET THE RECORD SHOW:** THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 12:49 P.M. WITH NO ACTION TAKEN.

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

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

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 12:50 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**

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**DAVID L. PAINTER, PRESIDENT**

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**EDWIN H. HUMPHREY, VICE PRESIDENT**

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**CLAIRE B. CORCORAN, MEMBER**

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**JUDITH KOCICA, CLERK OF THE BOARD**

**10/30/19**  
**DATE APPROVED**