

**THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,**  
met in regular session on the 16th day of Sept. 2020, with the following members present:

David L. Painter, President  
Edwin H. Humphrey, Vice President  
Claire Corcoran, Member

Commissioner Corcoran Moved for the adoption of the following Resolution:

**RESOLUTION NO. 149-20**

**RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO CLERMONT COUNTY AUDITOR FOR PLACEMENT ON REAL PROPERTY TAX LIST AND DUPLICATE**

**WHEREAS**, the statutes of the State of Ohio provides and set forth the manner and method of collection of delinquent accounts for charges assessed for utility services; and

**WHEREAS**, Ohio Revised Code Sections 6117.02 and 6103.02 provides that when any rents or charges for utility services are not paid when due and the unpaid rents or charges have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection, the Board of County Commissioners may certify the amount together with any penalties to the County Auditor who shall place them upon the real property tax list and duplicate against the property served by such connection; and

**WHEREAS**, the Rules and Regulations of the Clermont County Water Resources, Clermont County, Ohio, as amended, provide that the gross balance amount for utility services owing after the certification date and which has arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection shall be certified to the County Auditor for placement on the real property tax list and duplicate against the property served by the connection and that the certified amount shall constitute a lien on the property from the date placed on the tax list and duplicate; and

**WHEREAS**, there are unpaid rents or charges owing for utility services for individuals past the certification date.

**NOW, THEREFORE, BE IT RESOLVED**, that the following list of individuals owing delinquent utility charges in the amount stated be certified to the Clermont County Auditor for placement on the real property tax list and duplicate against the identified properties served by the connection as identified in the attached Exhibit "A" and the Board certifies that these charges or rents have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that upon the date of payment in full of any of the delinquent utility charges hereby certified to the real property tax list and duplicate, such paid charge will be removed as a lien against the property which it was hereby levied.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meeting open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of Ohio Revised Code.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be certified to the Clermont County Auditor for placement on the next tax bill.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution with Exhibit "A" be provided to the Clermont County Treasurer to enable him to notify the Auditor at such time as any of the certified charges are paid.

Commissioner Humphrey seconded the Resolution and upon roll call, the vote resulted as follows:

Mr. Painter, *Yes*

Mr. Humphrey, *Aye*

Mrs. Corcoran, *Yes*

Date: September 16, 2020

ATTEST:

Holly Cruik  
Holly Cruik, Assistant Clerk  
Board of County Commissioners

**RECEIPT**

The undersigned, County Auditor of Clermont County, Ohio hereby acknowledges receipt of Resolution No. 149-20 Certifying Delinquent Utility Charges, certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed Sept. 16th, 2020 by the Board of County Commissioners of said County.

Date: Sept 16th, 2020

Linda L. Fraley  
Linda L. Fraley  
County Auditor

Prepared and Approved By:  
The Office of the Prosecuting Attorney  
Clermont County, Ohio  
D. VINCENT FARIS

BY: Alan L. Galman DATE: 9-9-20  
Assistant Prosecutor

**THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO,**  
met in regular session on the 11<sup>th</sup> day of Sept. 2020 with the following members present:

David L. Painter, President  
Edwin H. Humphrey, Vice President  
Claire B. Corcoran, Member

Commissioner Corcoran Moved for the adoption of the following Resolution:

**RESOLUTION NO. 150-20**

**RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO CLERMONT COUNTY AUDITOR FOR PLACEMENT ON REAL PROPERTY TAX LIST AND DUPLICATE**

**WHEREAS**, the statutes of the State of Ohio provides and set forth the manner and method of collection of delinquent accounts for charges assessed for utility services; and

**WHEREAS**, Ohio Revised Code Sections 6117.02 and 6103.02 provides that when any rents or charges for utility services are not paid when due and the unpaid rents or charges have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection, the Board of County Commissioners may certify the amount together with any penalties to the County Auditor who shall place them upon the real property tax list and duplicate against the property served by such connection; and

**WHEREAS**, the Rules and Regulations of the Clermont County Water Resources, Clermont County, Ohio, as amended, provide that the gross balance amount for utility services owing after the certification date and which has arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection shall be certified to the County Auditor for placement on the real property tax list and duplicate against the property served by the connection and that the certified amount shall constitute a lien on the property from the date placed on the tax list and duplicate; and

**WHEREAS**, there are unpaid rents or charges owing for utility services for individuals past the certification date.

**NOW, THEREFORE, BE IT RESOLVED**, that the following list of individuals owing delinquent utility charges in the amount stated be certified to the Clermont County Auditor for placement on the real property tax list and duplicate against the identified properties served by the connection as identified in the attached Exhibit "A" and the Board certifies that these charges or rents have arisen pursuant to a service contract made directly with an owner who occupies the property served by the connection.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that upon the date of payment in full of any of the delinquent utility charges hereby certified to the real property tax list and duplicate, such paid charge will be removed as a lien against the property which it was hereby levied.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meeting open to the public, in full compliance with the applicable

legal requirements, including Section 121.22 of Ohio Revised Code.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that a copy of this Resolution with Exhibit "A" be certified to the Clermont County Auditor for placement on the next tax bill.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that a copy of this Resolution with Exhibit "A" be provided to the Clermont County Treasurer to enable him to notify the Auditor at such time as any of the certified charges are paid.

Commissioner Humphrey seconded the Resolution and upon roll call, the vote resulted as follows:

Mr. Painter, yes                      Mr. Humphrey, Aye                      Mrs. Corcoran, ( 1 - )

Date: Sept 16, 2020

ATTEST:

Holly Crucey  
Holly Crucey, Assistant Clerk  
Board of County Commissioners

**RECEIPT**

The undersigned, County Auditor of Clermont County, Ohio hereby acknowledges receipt of Resolution No. 150-20 Certifying Delinquent Utility Charges, certified in accordance with section 6117.02 and 6103.02 of the Ohio Revised Code, passed September 16, 2020 by the Board of County Commissioners of said County.

Date: Sept 17, 2020

Linda L. Fraley  
Linda L. Fraley  
County Auditor

Prepared and Approved By:  
The Office of the Prosecuting Attorney  
Clermont County, Ohio  
D. VINCENT FARIS

BY: Allen J. Edmund DATE: 9-9-20  
Assistant Prosecutor

Moved by Mr(s). Humphrey, seconded by Mr(s). Corcoran

Recommendation that the Board of County Commissioners adopt Resolution Number 151-20 resolving to approve payment to vendors in the Revised Total Amount of \$960,526.34 as set forth in the BCC Approval Invoice Report for Checks Dated September 16, 2020, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on 09/15/2020, 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:

David L. Painter,	<u>Yes</u>
Edwin H. Humphrey,	<u>Aye</u>
Claire B. Corcoran,	<u>Yes</u>

Date Adopted: Sept 16, 2020

David L. Painter  
David L. Painter, President

Edwin H. Humphrey  
Edwin H. Humphrey, Vice-President

Claire B. Corcoran  
Claire B. Corcoran, Member  
pursuant to and in compliance with House Bill 157 of the 131st Ohio General Assembly effective 03/27/20 through 12/01/20.

OR

Thomas J. Eigel  
Thomas J. Eigel, County Administrator

RESOLUTION NUMBER 152-20

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 16<sup>th</sup> day of September 2020, with the following members present:

David L. Painter, President  
Edwin H. Humphrey, Vice President  
Claire B. Corcoran, Member

Commissioner Corcoran moved for the adoption of the following Resolution:

RESOLUTION DETERMINING TO VACATE A PORTION OF POPLAR STREET (F-1126) MIAMI TOWNSHIP, CLERMONT COUNTY, OHIO

WHEREAS, the Board of County Commissioners has determined pursuant to Section 5553.04 of the Ohio Revised Code to investigate whether the vacation of a portion of Poplar Street in Miami Township, Clermont County, Ohio, would be for the public convenience and welfare subsequent to the receipt of a request submitted by Mel Pistor, P.S., McGill Smith Punshon, Inc., in and as it relates thereto; and,

WHEREAS, pursuant to Sections 5553.06 and 5553.07 of the Ohio Revised Code, the County Engineer has reviewed the area proposed to be vacated and has approved the appropriate legal description prepared therefore; and,

WHEREAS, the Board of County Commissioners has viewed the proposed area to be vacated and has held a public hearing concerning the proposed vacation of a portion of Poplar Street in Miami Township, on September 17, 2020, which is recorded in Commissioner's Journal Number 318, and,

WHEREAS, all appropriate statutory procedures have been followed according to the Ohio Revised Code;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Clermont County, Ohio, at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Board of County Commissioners hereby determines that the public convenience and welfare would be best served by the vacation of a portion of Poplar Street in Miami Township and in Todd's Military Survey Number 1017, and as described, is hereby vacated, to wit:

Situate in Todd's Military Survey 1017, Miami Township, Clermont County, Ohio, being part of the right of way dedicated in M.F. Robinson's 5th Addition to Miamiville recorded in Plat Book "B," Page 51, Clermont County, Ohio Recorder's Office Clermont County, Ohio Recorder's Office, more particularly described as follows:

DESCRIPTION FOR: South half of Poplar Street right-of-way vacation

Beginning at a 5/8" iron pin found in an east line of the 26.371 acre parcel of land conveyed to Moeller Athletic Center by deed recorded in Official Record 2799, Page 354 at the northwest corner of Lot 6 of said M.F. Robinson's 5th Addition to Miamiville;

Thence with the east line of said 26.371 acres, North 00°31'00" West, 25.00 feet to a 5/8" iron pin set;

Thence North 89°59'00" East, 150.00 feet to a 5/8" iron pin set;

Thence South 00°01'00" East, 25.00 feet to a 5/8" iron pin set in the north line of said Lot 6;

Thence with said north line, South 89°59'00" West, 149.78 feet to the point of beginning.

Containing 0.0860 acres of land.

Subject to all legal highways, easements and restrictions of record.

Being the result of a survey and plat dated June 15, 2020 and prepared by McGill Smith Punshon, Inc. under the direction of Melvin W. Pistor, Jr., P.S., Ohio Registration No. 8180.

DESCRIPTION FOR: North half of Poplar Street right-of-way vacation

LOCATION: Miamiville

Situate in Todd's Military Survey 1017, Miami Township, Clermont County, Ohio, being part of the right of way shown on M.F. Robinson's 5th Addition to Miamiville recorded in Plat Book "B," Page 51, Clermont County, Ohio Recorder's Office Clermont County, Ohio Recorder's Office, more particularly described as follows:

Beginning at a 5/8" iron pin set in an east line of the 26.371-acre parcel of land conveyed to Moeller Athletic Center by deed recorded in Official Record 2799, Page 354 lying North 03°35'00" West, 25.00 feet from the northwest corner of Lot 6 of said M.F. Robinson's 5th Addition to

Miamiville;

Thence with the east line of said 26.371 acres, North 00°31'00" West, 25.00 feet to a 5/8" iron pin set at the southwest corner of a 2.12-acre parcel of land conveyed to Douglas C. Scott and Jan L. Stretcher Scott by deed recorded in Official Record 2783, Page 1565, Clermont County, Ohio Recorder's;

Thence with the south line of said 2.12 acres, North 89°59'00" East, 150.22 feet to a 5/8" iron pin set;

Thence with a new division line, South 00°01'00" East, 25 .00 feet to a 5/8" iron pin set in the centerline of Poplar Street;

Thence South 89 °59'00" West, 150.00 feet to the point of beginning.

Containing 0.0861 acres of land.

Subject to all legal highways, easements and restrictions of record.

Being the result of a survey and plat dated June 15, 2020 and prepared by McGill Smith Punshon, Inc. under the direction of Melvin W. Pistor, Jr., P.S. , Ohio Registration No. 8180.

#### SECTION II

That the Board of County Commissioners further finds that as to the issue of compensation and damages pursuant to Section 5553.09 of the Ohio Revised Code, no compensation and damages are necessary in this proceeding and none are awarded at this final hearing.

#### SECTION III

That the Clerk of the Board shall certify a copy of these proceedings to Mel Pistor, P.S., McGill Smith Punshon, Inc., the County Engineer, and the County Auditor.

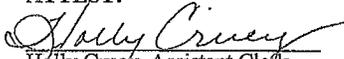
#### SECTION IV

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of the Board and that all deliberations of this Board and its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Commissioner Humphrey seconded the foregoing Resolution and upon roll call the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Humphrey, Aye; Commissioner Painter, Yes.

ATTEST:

  
Holly Crucey, Assistant Clerk  
Board of County Commissioners  
Clermont County, Ohio

Adopted: September 16, 2020