

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

Recommendation that the Board of County Commissioners adopt Resolution Number 174-20 resolving to approve payment to vendors in the total amount of \$3,175,843.83 as set forth in the BCC Approval Invoice Report(s) for **Checks Dated November 18, 2020**, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on 11/16/2020, 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: November 18, 2020

David L. Painter 18 Nov. 2020
David L. Painter, President

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

Claire B. Corcoran
pursuant to and in compliance with House
Bill 197 of the 137th General Assembly
Claire B. Corcoran, Member
effective 03/27/20 through 12/01/20.

OR

Thomas J. Eigel, County Administrator

RESOLUTION NO. 175-20

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 18th day of November, 2020, with the following members present:

David L. Painter, President

Edwin H. Humphrey, Vice President

Claire B. Corcoran, Member

~~Mr.~~ /Mrs. Corcoran moved for the adoption of the following Resolution:

**RESOLUTION DESIGNATING MEDIATION CONFERENCE
REPRESENTATIVE**

WHEREAS, the Board of County Commissioners is a defendant in a lawsuit pending in the United States Court of Appeals for the Sixth Circuit (the "Court") and designated with case number 20-4161 and captioned as Sarah Wilson, et al. v. Eric Gregory, et al; and

WHEREAS, the Court has scheduled a telephone mediation conference for December 2, 2020 at 9:30 a.m. for the purposes of addressing any procedural issues relating to the appeal, clarify the main substantive issues presented on appeal and to explore possibilities for settlement; and

WHEREAS, the Court has strongly encouraged a representative of the Board of County Commissioners attend/participate in the said mediation conference; and

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

SECTION I

That as it relates to the case filed in the United States Court of Appeals for the Sixth Circuit, Case No. 20-4161, wherein the Board of County Commissioners is a defendant the

Board of County Commissioners does hereby designate Commissioner David L. Painter as the Representative of the Board of County Commissioners of Clermont County, Ohio to attend/participate in the medication conference on December 2, 2020; and

SECTION II

That the Board of County Commissioners does hereby authorize David L. Painter, as its Representative to the said mediation conference, to enter into a settlement agreement on behalf of the Board of County Commissioners, wherein United States Court of Appeals for the Sixth Circuit, Case No. 20-4161 is settled such that the relevant litigation will be concluded; and

SECTION III

That the Board of County Commissioners does hereby direct that David L. Painter, as the said Representative of the Board of County Commissioners at the said settlement conferences, has no authority to enter into a settlement agreement with terms and conditions that exceed or are in any manner greater than the settlement terms and conditions as discussed by this Board in executive session with legal counsel; and

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 this 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 all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. /Mrs. Humphrey seconded the Resolution and on roll call, the vote resulted as follows:

Mr. Painter	<u>Abstain</u>
Mr. Humphrey	<u>Aye</u>
Mrs. Corcoran	<u>Yes</u>

This Resolution was duly passed on the 18th day of November, 2020.

ATTEST:

Holly Crucey
Holly Crucey, Clerk
Clermont County Board of
Commissioners

This Resolution was prepared and approved as to form by the
Office of Prosecuting Attorney of Clermont County, Ohio
By: G. Ernie Ramos, Jr.
G. Ernie Ramos, Jr.
Chief Assistant Prosecuting
Attorney
Date: 11-13-2020