

Moved by Mr(s). Painter, seconded by Mr(s). Batchler,

Recommendation that the Board of County Commissioners adopt Resolution Number 021-21 resolving to approve payment to vendors in the total amount of **\$2,798,854.70** as set forth in the BCC Approval Invoice Report(s) for **Checks Dated February 17, 2021**, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on 02/16/2021, 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:

Claire B. Corcoran,	<u>Yes</u>
David L. Painter,	<u>Yes</u>
Bonnie J. Batchler,	<u>Yes</u>

Date Adopted: February 17, 2021

Claire B. Corcoran  
Claire B. Corcoran, President

David L. Painter  
David L. Painter, Vice-President

Bonnie J. Batchler  
Bonnie J. Batchler, Member

OR

\_\_\_\_\_  
Thomas J. Eigel, County Administrator

RESOLUTION NO. 022-21

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 17<sup>th</sup> day of February 2021, with the following members present:

Claire B. Corcoran, President

David L. Painter, Vice President

Bonnie Batchler, Member

Mr. Painter moved for the adoption of the following

Resolution:

**RESOLUTION ACCEPTING RECOMMENDATION OF ENGINEER;  
TERMINATING PERFORMANCE BOND AND ACTIVATING  
MAINTENANCE BOND OF COMBINED PERFORMANCE AND  
MAINTENANCE BOND DOCUMENTS FOR LEXINGTON RUN  
CHAMPION'S CROSSING SUBDIVISION, PHASE 4B, IN BATAVIA  
TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated December 13, 2017 as appears in Commissioners' Journal 314, accepted a Combined Performance and Maintenance Bond of Fischer Development Company, Inc. as principal and The RLI Insurance Company as surety for the development and construction of Bluegrass Boulevard and Derby Place Road and related improvements of Lexington Run Champion's Crossing Subdivision, Phase 4B, and

WHEREAS, the office of the County Engineer has inspected the right-of-way and related improvements, and approves they have been constructed according to the plans and specifications previously approved; and

WHEREAS, the Combined Performance and Maintenance Bond by its own terms requires a conversion to a Maintenance Bond for a period of one year to insure that the above-referenced principal maintain the improvements in accordance with the subdivision regulations of Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the performance provisions of the above referenced bond have been completed and the bond is released as to the performance aspects. The surety represented by the previously referenced bond shall continue as surety for the maintenance aspects of the bond.
2. That the Maintenance Bond provisions of the Combined Performance and Maintenance Bonds are hereby effective and activated and that the said principal and sureties shall remain firmly bound to Clermont County, Ohio in the penal sum of \$10,000.00 as previously provided and shall continue to be so responsible for a period of one year of use from the date of this conversion during which period the Maintenance Bond shall remain in full force and effect upon the terms previously specified in said Bond.
3. That the Clerk shall certify this Resolution to the County Engineer who shall notify the principal and sureties of this conversion of the bond pursuant to its terms.

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 the Resolution were taken in an open meeting of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mrs. Batchler seconded the motion and upon roll call, the vote was as follows:

Mrs. Corcoran Yes; Mr. Painter Yes; Mrs. Batchler Yes;

DATED: 2-17-21

ATTEST:

Holly Cruey  
HOLLY CRUEY, CLERK  
Board of County Commissioners

**RESOLUTION NUMBER 023-21**

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 17th day of February, 2021, with the following members present:

**Claire B. Corcoran, President**  
**David L. Painter, Vice President**  
**Bonnie J. Batchler, Member**

Ms. Batchler moved for the adoption of the following Resolution:

**RESOLUTION DETERMINING TO VACATE A PORTION OF MT. CARMEL-TOBASCO ROAD (C-87) IN UNION 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 Mt. Carmel-Tobasco Road (C-87) in Union Township, Clermont County, Ohio, would be for the public convenience and welfare subsequent to the receipt of the request of Jeremy P. Evans, County Engineer, 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 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 Mt. Carmel-Tobasco Road (C-87) in Union Township, on February 17, 2021, 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 Mt. Carmel-Tobasco Road (C-87) in Union Township and in Mosley Military Survey Number 1115, and as described, is hereby vacated, to wit:

**Being part of parcel number 41-32-13A-018 of land conveyed to Clermont County Commissioners by deed of record in OR 2508 PG 422, and being part of parcel number 41-32-13A-307 of land conveyed to Clermont County Commissioners by deed of record in OR 2847 PG 4570, and being part of parcel number 41-32-13A-321 of land conveyed to Clermont County Commissioners by deed of record in OR 2854 PG 5464, and being more particularly described as follows;**

**Beginning at a point lying on the left side of the centerline of construction of Mt. Carmel-Tobasco Road as delineated upon the CLE-32-0.63 Right-Of-Way Plan on file with the Clermont County Engineer's Office; Thence, S.61°41'52"W. 15.67', N.04°07'26"E. 164.41', with the arc of a circle curving to the right having a radius of 706.62' a length of 282.44' a chord of N.18°11'25"E. 280.56', with the arc of a circle curving to the right having a radius of 703.94' a length of 22.04' a chord of S.14°50'50"W. 22.04', S.15°44'40"W. 141.19', with the arc of a circle curving to the left having a radius of 823.94' a length of 129.49' a chord of S.11°14'31"W. 129.36', and S.06°44'23"W. 139.99' to the place of beginning and containing 0.169 acres.**

**Of the above described area, 0.074 acres are contained within Clermont County Auditor's Parcel 41-32-13A-018. Of the above described area, 0.042 acres are contained within Clermont County Auditor's Parcel 41-32-13A-307. Of the above described area, 0.053 acres are contained within Clermont County Auditor's Parcel 41-32-13A-321.**

**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 the Board of Union Township Trustees, the County Engineer, and the County Auditor.

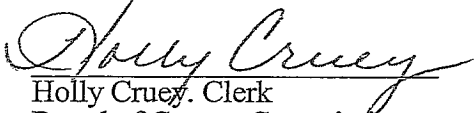
**SECTION IV**

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.

Mr. Painter seconded the foregoing Resolution and upon roll call the vote was as follows:

ATTEST:



Holly Cruey, Clerk  
Board of County Commissioners  
Clermont County, Ohio

Adopted: February 17, 2021

202100009598

INTEROFFICE MAIL TO COMMISSIONERS OFFICE