

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON FEBRUARY 8, 2023, WITH THE FOLLOWING MEMBERS PRESENT: BONNIE J. BATCHLER, PRESIDENT CLAIRE B. CORCORAN, VICE PRESIDENT AND DAVID L. PAINTER, 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 FEBRUARY 8, 2023 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 Commissioner Painter, seconded by Commissioner Corcoran,

To approve the minutes of Regular Session of **02/01/2023**.

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**LET THE RECORD SHOW:** New employees to Clermont County in various departments were introduced to the Board. The Board welcomed each one of them and thanked them for choosing to work in Clermont County.

**LET THE RECORD SHOW:** COMMISSIONER BATCHLER STATED THAT THE BOARD HAD REACHED THE PUBLIC PARTICIPATION SECTION OF THE AGENDA. SHE INQUIRED IF THERE WAS ANYONE IN THE AUDIENCE THAT WOULD LIKE TO ADDRESS THE BOARD. NO ONE REQUESTED TO ADDRESS THE BOARD.

**LET THE RECORD SHOW:** COMMISSIONER BATCHLER STATED THAT THE BOARD MOVE UP COUNTY STAFF/ELECTED OFFICIAL DISCUSSION SECTION OF THE AGENDA. SHE INQUIRED IF THERE WAS ANYONE THAT WOULD LIKE TO ADDRESS THE BOARD.

**LET THE RECORD SHOW:** Susan Walther, Director, Department of Job and Family Services and Daphne Reeves, Director, Public Assistance and Ohio Means Jobs (OMJ) provided an overview of the Supplemental Nutrition Assistance Program (SNAP). Daphne Reeves explained that SNAP is a nutritional assistance program and through the pandemic, SNAP households received temporary benefits, known as emergency allotments. These additional benefits were known as Family First Coronavirus Response Act which provided all SNAP households in Clermont County with maximum benefits and an additional \$95.00 monthly. SNAP households have been receiving the extra benefits for three years. As of March 1<sup>st</sup>, they will be going back to their original allotment. To combat food insecurities in Clermont County, DJFS has started a food pantry where families can self-attest to needing assistance with groceries. They can come into the facility, someone will be working the pantry and be able to help with groceries from the Free Store Food Bank. There will be flyers for additional information to different pantries as well as partnering with Ohio State Extension program to help foster SNAP Education. The program will be once a month to demonstrate how to prepare meals differently and stretch their SNAP benefits.

Susan Walther stated a senior in the community was receiving about \$20.00 a month but for over two years now they have received \$200.00 a month. The pantry will be very specific to education and not just about donated food. The pantry will open in a few weeks. The goal is to supplement and provide education.

The Emergency Rental Assistance this year received \$4.9 Million to help families in Clermont County and these funds are almost exhausted. The department has applied for additional allocation funds and they received \$1.4 million in second quarter. The department will continue to request

additional allocations. About \$450,000.00 of those funds are being used monthly through Clermont Community Services.

Commissioner Painter asked about Medicaid. Medicaid will be decreased in May, not much information is available yet. Households can go to Healthcare.gov, pay a small fee and see if they are cut from Medicaid. About 22% of Clermont County Residents are on Medicaid and SNAP. The goal is to give people a better way of living and to transition them to Ohio Means Jobs (OMJ). (23-0110-004)

**LET THE RECORD SHOW:** Wade Grabowski, Facilities Director, provided updates regarding proposed Change Order Requests for the Juvenile Court Expansion/Renovation project, as per the ORC 153.36 Committee requirements. Mr. Grabowski shared the results of the Committee vote thus far on the Change Order Requests. Mr. Grabowski explained the cost of each item in Change Order Requests include coiling grille power with an increase cost of \$6,608.94, public restroom vanities will decrease costs by \$4,475.38 and ductwork is no charge, which totals \$2,133.56. Mr. Grabowski shared the contingency rate is currently at 4.68%. The Administration will meet with the Architects in regards to missing the coiling grille power. The following vote would be taken as individual members of the committee required by ORC Section 153.36.

Upon roll call, the votes were as follows:

*COR #41 – Coiling Grille Power:*

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

*COR #45 – Public Restroom Vanities;*

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

*COR #47 – Ductwork.*

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

**IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF (1) ONE AGENDA ITEM TO THE REGULAR SESSION OF 02/08/2023...23-0110-001...APPROVED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Commissioner Painter asked the Board to consider adding (1) one additional item to the agenda of the Regular Session of 02/08/2023 to include Change Order No. 7 to the Contract with Mark Spaulding Construction Company. Commissioner Batchler asked for a motion to approve the addition to the agenda for today's Regular Session.

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

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT... CHANGE ORDER #7 TO THE CONTRACT FOR EXPANSION/RENOVATION OF JUVENILE COURT FOR CLERMONT COUNTY WITH MARK SPAULDING CONSTRUCTION COMPANY...21-1007-002...EXECUTED**

Moved by Commissioner Painter, seconded by Commissioner Corcoran, that the Board of County Commissioners approve the following recommendation:

Recommendation to authorize Bonnie J. Batchler, President of the Board of County

Commissioners, to execute Change Order No. 7 to the Contract with Mark Spaulding Construction Company, 5785 Constitution Drive, Florence, KY, 41042, for construction of the Juvenile Court Expansion/Renovation project, previously ratified by the Board of County Commissioners on 01/26/2022, and subsequently amended on 03/09/2022, 06/29/2022, 08/10/2022, 11/02/2022, 12/14/2022 and 01/25/2023, for a net increase in the amount of \$2,133.56, which represents changes relative to coiling grille power, public restroom vanities and ductwork for a total adjusted contract price in the amount of \$8,366,844.37, as more fully described therein, in compliance with the terms and conditions within the Contract for Juvenile Court Expansion/Renovation.

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**LET THE RECORD SHOW:** Wade Grabowski, Facilities Director, explained the increase of furniture prices since 2019. The Board originally approved a \$450,000.00 budget for the furniture for the entire building. The current pricing is nearly \$700,000.00 for that same furniture with eleven price increases since 2019. To reduce the cost some casework has been included and the extra casework will be eliminated since it was in the original bid. The next price increase is to be expected at 6%. Commissioners requested the color samples to be brought to the board during session.

**CONSENT AGENDA**

**LET THE RECORD SHOW:** GAEL FAWLEY, CLERK, ASKED FOR THE TRAINING AND TRAVEL RELATED TO TRACIE BRAUN IN ITEM #5 TO BE REMOVED FROM THE CONSENT AGENDA.

**BOARD OF COUNTY COMMISSIONERS...REMOVED**

**Tracie Braun** – (1) days – Cincinnati, Ohio – Clermont County Chamber of Commerce 2023 Economic Forecast Breakfast with Connor Lokar: Shifting Trends at Crossroads East Side – total expenses for registration (\$85.00), estimated not to exceed \$85.00.

**LET THE RECORD SHOW:** COMMISSIONER BATCHLER STATED THAT THE CONSENT AGENDA WITH THE CORRECTION 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 Commissioner Painter, seconded by Commissioner Corcoran, that the Board of County Commissioners approve the following recommendations:

**1. IN RE: REQUESTS FROM A DEPARTMENT TO JOIN A PROFESSIONAL ORGANIZATIONS AND AUTHORIZATION FOR REIMBURSEMENT OF ROUTINE TRAVEL EXPENSES...APPROVED**

Requests from various departments to join professional organizations and to authorize payment of the annual dues in the amounts outlined below for membership, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of **routine travel expenses** associated (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or transportation by common carrier*) pursuant to the policies and procedures of the Board of County Commissioners and in compliance with the Annual Appropriations for Calendar Year 2023 and any amendments:

Elected Official or Department/Employee	Organization	Annual Dues	Term
Clermont County Water Resources Bryan Gruber DC# 22-1206-015 *previously approved on 12/28/22	Ohio Rural Water Association	\$222.00  *Original amount approved 216.00	01/01/2023 through 12/31/2023
Board of County Commissioners Thomas J. Eigel & Greg Bickford	County Administrators' Association of Ohio (CAAO)	\$720.00	01/01/2023 through

23-0131-001	(Includes OCMA)		12/31/2023
Department of Job and Family Services Susan M. Walther and/or Staff DC# 23-0201-001           Theresa Bechtel Ellison, Esq. Richele Maria Stroop, Esq. Timothy Edward Rogus, Esq. Rebecca E. Thomas, Esq.	Ohio Job and Family Services Directors' Association	\$9,560.36	01/01/2023 through 12/31/2023
	Public Children Services Association of Ohio	\$11,230.66	
	Ohio Child Support Enforcement Directors' Association	\$7,032.00	
	Cincinnati District OCDA annual dues/meetings	\$120.00	
	Ohio Family & Children First Coordinators Association Membership dues	\$125.00	
	Southwest Ohio Job & Family Services Directors' Association District Dues	\$350.00	
	Family and Children First - Tristate Trauma Network Membership	\$360.00	
	Ohio State Bar Association - Dues for three Child Support Lawyers (\$125.00 each)	\$500.00	
	Ohio CSEA Director's Association CLEAR	\$779.84	
	Safety Net Alliance 2023 Membership Dues	\$500.00	

**2. IN RE: INFORMATION SYSTEMS DEPARTMENT...ELECTRONIC SUBSCRIPTION RENEWAL FOR SOFTWARE AND HARDWARE UPDATES AND SUPPORT FOR SAME...23-0127-002...APPROVED**

Recommendation of Chris Davis, ISD Director, with the concurrence of Greg Bickford, Assistant County Administrator, to approve an electronic subscription renewal for the provision of software and hardware updates and support at the estimated not to exceed rates and terms outlined below and as outlined in the electronic subscription renewal, all of which are on file in the Information Systems Department and to authorize the County Auditor to remit payment:

Vendor	Software/Hardware	Not to Exceed Estimated Rate	Term
<b>Information Systems Department</b>			
Insight Public Sector Sled, 6820 S Harl Avenue Tempe, Arizona 85283-4318	Symantec Mail Security for Microsoft Exchange (1,400 Licenses)	\$12,000.00	02/24/2023 through 02/23/2024

**3. IN RE: COUNTY ENGINEER...ROSEWOOD SUBDIVISION/SECTION 3/BATAVIA TOWNSHIP...RECORD PLAT NUMBER 629-3390 AND COMBINED PERFORMANCE-MAINTENANCE BOND, AS WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY...23-0126-001...EXECUTED**

Recommendation of Jeremy P. Evans, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to execute Record Plat Number **629-3390** for the following subdivision/location within Batavia Township, and to execute the Combined Performance-Maintenance Bond, as well as, Performance Bond for Sidewalks as surety for the construction of

the streets listed below:

Subdivision/Location	Performance-Maintenance	Sidewalk	Street/Length (miles)
Rosewood Subdivision Section 3 Batavia Township	\$83,000.00/\$18,000.00	\$70,320.00	Clearbrook Lane (0.058) Millstream Drive (0.180) Rosebud Way (0.033)

**4. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND SANITARY SEWER MAIN EXTENSIONS...EXECUTED**

Recommendation to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sanitary Sewer Main Extensions to serve the following Subdivision/Location:

Subdivision/Location	Township	Water Bond	Sewer Bond
Rosewood Subdivision Section 3 DC# 23-0126-004	Batavia	\$9,700.00	\$12,500.00
Redwood Cincinnati Tealtown Road DC# 23-0131-002	Union	\$13,900.00* *Secured by Check #2016392486 issued on 12/20/2022 by Redwood Living, Inc.	\$8,200.00* *Secured by Check 2016392487 issued on 12/20/2022 by Redwood Living, Inc.

**5. IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES...APPROVED**

Recommendation to approve the following requests for reimbursement of expenses for training and travel according to the policies and procedures of the Board of County Commissioners and in compliance with the Annual Appropriations for Calendar Year 2023 and any amendments:

**COUNTY SHERIFF**

**Deputy Ethan Eyre, Deputy Zachary Houchin, Deputy Erik Pike and Deputy Josh Dales** – (3) days – London, Ohio – Basic Academy Driving Instructor – total expenses for lodging (\$624.56), meals (\$708.00), total expenses for registration (\$2,000.00) and other (\$200.00), estimated not to exceed \$3,532.56.

**Deputy Erik Benkelmann and Deputy Todd Blankenship** – (6) days – Mantua, Ohio – Precision Rifle Operator – total expenses for lodging (\$750.00), meals (\$708.00), total expenses for registration (\$1,200.00) and other (\$200.00), estimated not to exceed \$2,858.00.

**DEPARTMENT OF JOB AND FAMILY SERVICES**

**Susan Walther and Anne Gross** – (2) days – Lewis Center, Ohio – Public Children Services Association of Ohio PCSAO – total expenses for lodging (\$250.00), meals (\$116.00), mileage (\$286.89), total expenses for registration (\$400.00), estimated not to exceed \$1,052.89.

**Kevin O’Brien** – (3) days – Newark, Ohio – Ohio Council on Welfare Fraud – total expenses for lodging (\$240.00), meals (\$147.50), mileage (\$195.19), estimated not to exceed \$582.69.

**DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT**

**Kennedy Briggs** — Batavia, Ohio – National Association for County Community and Economic Development – CDBG in IDIS Training Online – total expenses for registration (\$550.00) estimated not to exceed \$550.00.

**OFFICE OF MANAGEMENT AND BUDGET**

**Emily Akers** – (3) days – Batavia, Ohio – GFOA eLearning Course -“Overview of Public Procurement” – total expenses for registration (\$315.00), estimated not to exceed \$315.00.

**6. IN RE: PERSONNEL ACTIONS...APPROVED**

Recommendation to approve the following personnel actions **contingent upon the successful completion of a background check and drug screen for new hires/rehires:**

\* 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.

**7. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE FINANCIAL/BUDGETARY ACTIONS FOR CALENDAR YEAR 2023...RATIFIED**

Recommendation 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 182-22**) for Calendar Year 2023, including the 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 TRANSFER OF FUNDS FOR CALENDAR YEAR 2023**

<b>FROM: FUND - OBJECT - ACCOUNT</b>	<b>TO: FUND - OBJECT - ACCOUNT</b>	<b>AMOUNT</b>
<b>DEVELOPMENTAL DISABILITIES TRANSFERS OUT TO SPEC REV 7000 - 06 - 23 - 010001 - 700200 -</b>	<b>DISABILITIES RESIDENTIAL - SRF OPERATING TRF IN FR SPEC REV 7011 - 06 - 23 - 010002 - 480200 -</b>	<b>\$ 2,100,000.00</b>

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**NON-CONSENT AGENDA**

**8. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 017-23/PAYMENT OF BILLS...RATIFIED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 017-23** resolving to approve payment to vendors **in the total amount of \$1,869,123.91** as set forth in the BCC Approval Invoice Report for Checks dated **February 8, 2023**, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on **02/06/2023**, 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:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**9. IN RE: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER RS-01-23 RELATIVE TO THE 2023 ROAD RESURFACING PROGRAM LOCATED IN VARIOUS TOWNSHIPS...23-0124-001...APPROVED**

Moved by Commissioner Painter, seconded by Commissioner Corcoran, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve the request to advertise for bids for **Project Number RS-01-23 relative to the 2023 Road Resurfacing Program located in Various Townships**, pursuant to the plans and specifications and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 02/16/23, with bids to be received until **2:00 P.M. Local Time on Thursday, 03/02/23**, 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. This notice is also posted on Clermont County's website at the following URL link: [www.clermontcountyohio.gov](http://www.clermontcountyohio.gov).

**DISCUSSION:** Commissioner Painter asked the new number of miles and total contract value. Doug Royer, Engineer, stated the total contract value is about \$8 million and approximately 31 miles for county roads. The County Engineer portion is approximately \$4 million. Commissioner Batchler asked what villages and townships are included. The project includes Union Township, Batavia Township, Pierce Township, Village of Williamsburg, Williamsburg Township, City of Milford and Water Resources.

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**10. IN RE: COUNTY ENGINEER...AGREEMENTS FOR RESURFACING OF TOWNSHIP ROADS WITH THE BOARD OF TOWNSHIP TRUSTEES OF BATAVIA, PIERCE AND UNION TOWNSHIPS; AGREEMENT FOR RESURFACING OF VILLAGE ROADS WITH THE COUNCIL OF THE VILLAGE OF WILLIAMSBURG; AGREEMENT FOR RESURFACING OF CITY ROADS WITH THE CITY OF MILFORD FOR PROJECT NUMBER RS-01-23 FOR THE 2023 ROAD RESURFACING PROGRAM...EXECUTED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation to execute Agreements for Resurfacing of Township Road(s) between the Board of County Commissioners of Clermont County, Ohio, and the Board of Township Trustees of Batavia, Pierce, and Union Townships; Agreement for the Resurfacing of Village Roads with the Council of the Village of Williamsburg; Agreement for the Resurfacing of City Roads with the Council of the City of Milford for Project Number **RS-01-23** for the 2023 Road Resurfacing Program, whereby the County will undertake the public bidding procedure to obtain bids for such improvement(s) and/or repair(s) and resurfacing, respectively, as described in the attached Exhibits A, for the township, village or city roads, at an estimated not to exceed cost of the sum totals as outlined below, and to be paid to the County Engineer by the Boards of Township Trustees or the Councils of the Village and City, in compliance with the terms and conditions included in the agreements.

Township/Municipality	Roads	Estimated Costs
<b>Batavia Township</b> <b>1535 Clough Pike</b> <b>Batavia, Ohio 45103</b> DC# 23-0124-002	Cabin Ridge Drive Crooked Nail Lane Crossridge Drive Old SR 74 Ross Road Shag Bark Silverwood Drive Summit Road Swan Lane Wolfer Drive Woodlands Drive	\$335,000.00
<b>Pierce Township</b> <b>950 Locust Corner Road</b> <b>Cincinnati, Ohio 45245</b> DC# 23-0124-005	Appomatox Drive Arrowhead Drive Beech Circle Betty Jane Lane Crossbow Court Cypress Circle Falcon Circle Fawn Court Fox Den Court Greens Farm Ivy Farm Way Quail Brace Stonehill Run Tartan Hill Terrydel Lane Whitekirk Way Winged Foot Way	\$400,000.00
<b>Union Township</b> <b>4350 Aicholtz Road</b>	Birchwood Drive Brandonmore Drive	\$800,000.00

<p><b>Cincinnati, Ohio 45245</b> DC# 23-0124-001</p>	<p>Dameron Lane East Levitt Place Elm Tree Court Elmridge Drive Jackson Road Maplevalley Court McDonogh Drive McGuffy Lane Miles Court Miles Lane Northport Drive Roundhouse Drive Rumpke Road Silver Streak Drive Track Lane View Lane Yarabee Trace</p>	
<p><b>Village of Williamsburg</b> <b>107 West Main Street</b> <b>Williamsburg, Ohio 45176</b> DC# 23-0124-003</p>	<p>Second Street Curry Drive Kermit Avenue Mulberry Alley Mulberry Alley(South) North 2<sup>nd</sup> Street</p>	<p>\$95,000.00</p>
<p><b>City of Milford</b> <b>745 Center Street</b> <b>Milford, Ohio 45150</b> Drive DC# 23-0124-004</p>	<p>Beech Street Cleveland Avenue Edgecombe Road Winnebago Drive</p>	<p>\$200,000.00</p>

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

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**11. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...GRANT APPLICATION THROUGH THE OHIO ENVIRONMENTAL PROTECTION AGENCY (Ohio EPA) RELATIVE TO THE EQUIPMENT GRANT TO ASSIST WITH IMPLEMENTATION OF ASSET MANAGEMENT PROGRAMS...23-0125-001...RATIFIED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation to acknowledge the *electronic submittal of a Grant Application on or about January 24, 2023*, for funding through the Ohio EPA, Division of Drinking and Ground Waters, P.O. Box 1049, Columbus, OH 43216-1049, relative to the Equipment Grant program to assist with the implementation of Asset Management Programs and to be used by the Clermont County Water Resources Department in an amount not-to-exceed \$10,000.00, with no local match required, and to authorize Lyle G. Bloom, P.E., Sanitary Engineer, to sign the grant agreement.

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

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**12. IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT ...RESOLUTION 018-23 APPROVING, SOLELY FOR THE PURPOSE OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, THE ISSUANCE BY THE CLERMONT COUNTY PORT AUTHORITY OF NOT TO EXCEED \$62,000,000.00 MULTIFAMILY HOUSING REVENUE BONDS, SERIES 2023 (UNION COMMONS FAMILY PROJECT)...23-0123-002...ADOPTED**

Moved by Commissioner Painter, seconded by Commissioner Corcoran, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 018-23** resolving to authorize the Clermont County Port Authority to issue its Multifamily Housing Revenue Bonds in a principal amount

not to exceed \$62,000,000.00 for the purpose of financing the cost of acquisition, construction, installation, furnishing, improving, equipping, designing and developing an approximately 262 unit multifamily residential rental project for lease to individuals and families that earn 60% or less of area median income, which will be leased to and operated by ECG Union Commons Family, L.P., the Lessee, and which will be located in Clermont County, Ohio pursuant to and in compliance with Chapter 4582 of the Ohio Revised Code and Sections 13 and 16 of Article VIII of the Ohio Constitution.

**DISCUSSION:** The bonds are going to be purchased by a single investor which includes two projects, the first is a family project with 262 units in five buildings and a companion senior project. Both sites are located on 4342 Glen Este Withamsville Road, Cincinnati, Ohio. The project will be workforce, family and senior housing. Union Township is aware of the project and has been in the works for nearly 2 years. Commissioner Batchler stated it is a beautiful complex based on the drawings.

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**13. IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT ...RESOLUTION 019-23 APPROVING, SOLELY FOR THE PURPOSE OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, THE ISSUANCE BY THE CLERMONT COUNTY PORT AUTHORITY OF NOT TO EXCEED \$22,000,000.00 MULTIFAMILY HOUSING REVENUE BONDS, SERIES 2023 (UNION COMMONS SENIOR PROJECT)...23-0123-003...ADOPTED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 019-23** resolving to authorize the Clermont County Port Authority to issue its Multifamily Housing Revenue Bonds in a principal amount not to exceed \$22,000,000.00 for the purpose of financing the cost of acquisition, construction, installation, furnishing, improving, equipping, designing and developing of an approximately 126 unit multifamily residential rental project for lease to seniors (ages 55 and over) which will be leased to and operated by ECG Union Commons Senior, L.P., the Lessee, and which will be located in Clermont County, Ohio pursuant to and in compliance with Chapter 4582 of the Ohio Revised Code and Sections 13 and 16 of Article VIII of the Ohio Constitution.

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

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**14. IN RE: BOARD OF COUNTY COMMISSIONERS... MOTION TO ACCEPT THE MATERIAL TERMS OF A SETTLEMENT AGREEMENT BY AND BETWEEN CLERMONT COUNTY AND MEIJER, INC. AND ITS RELATED SUBSIDIARIES AND ENTITIES, RELATED TO *IN RE NATIONAL PRESCRIPTION OPIOID LITIGATION*, CASE NO. 17-MD-2804, AND TO AUTHORIZE EXECUTION OF A PARTICIPATION AGREEMENT AND SETTLEMENT AGREEMENT IN ACCORDANCE THEREWITH ...23-0203-006...EXECTUED**

Moved by Commissioner Painter, seconded by Commissioner Corcoran, that the Board of County Commissioners approve the following recommendation:

Recommendation to accept the material terms of a settlement agreement by and between Clermont County, and Meijer, Inc. and its related subsidiaries and entities with respect to the ongoing national opioid litigation captioned as *In re National Prescription Opioid Litigation*, Case No. 17-md-2804; and authorizing the execution of a Participation Agreement and Settlement Agreement noting Clermont County's acceptance of said terms.

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**15. IN RE: BOARD OF COUNTY COMMISSIONERS...EMPLOYMENT OF OUTSIDE LEGAL COUNSEL PURSUANT TO R.C. § 305.14 TO ADVISE THE BOARD OF CLERMONT COUNTY COMMISSIONERS AS IT RELATES TO OHIO REVISED CODE SECTIONS 325.17 AND 1901.31....23-0203-001...EXECUTED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation to employ the Law Firm of Isaac, Wiles, Burkholder & Teetor, LLC, Two Miranova Place, Suite 700, Columbus, Ohio, 43215, as outside legal counsel to advise the Board of Clermont County Commissioners as it relates to Ohio Revised Code Sections 325.17 and 1901.31, and further to authorize Thomas J. Eigel, County Administrator, to execute a Professional Services Contract by and between the Board of Clermont County Commissioners and the Law Firm of Isaac, Wiles, Burkholder & Teetor, LLC, pursuant to and in compliance with Ohio Revised Code § 305.14 and the terms and conditions set forth therein, with the total compensation for attorneys' fees and costs associated therefore not to exceed \$5,000.00.

**DISCUSSION:** Commissioner Painter asked if the amount not to exceed of \$5,000.00 is enough. Mr. Eigel stated at the moment it is.

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

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**16. IN RE: TRAINING AND TRAVEL REQUEST...REIMBURSEMENT OF EXPENSES...REMOVED**

**LET THE RECORD SHOW:** GAEL FAWLEY, CLERK, ASKED FOR THE TRAINING AND TRAVEL RELATED TO COMMISSIONER PAINTER #16 ON THE NON-CONSENT AGENDA TO BE REMOVED.

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners remove the following recommendation:

Recommendation to approve the following request 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 Calendar Year 2022 and any amendments:

**David Painter** – (1) days – Cincinnati, Ohio – Clermont County Chamber of Commerce 2023 Economic Forecast Breakfast with Connor Lokar: Shifting Trends at Crossroads East Side – total expenses for registration (\$85.00), estimated not to exceed \$85.00.

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

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**17. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE CHANGES TO THE ANNUAL APPROPRIATION RESOLUTION FOR CALENDAR YEAR 2023...RATIFIED**

Moved by Commissioner Painter, seconded by Commissioner Corcoran, that the Board of County Commissioners approve the following recommendation:

Recommendation to resolve to approve and authorize changes in the Annual Appropriation Resolution Number 182-22 for Calendar Year 2023 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 CALENDAR YEAR 2023**

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
FEMA	FEMA OTHER EXPENSES 2024 - 07 - 02 - 024000 - 530000 -	\$ 273,000.00

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**LET THE RECORD SHOW:** A MOTION BY COMMISSIONER PAINTER AND SECONDED BY COMMISSIONER CORCORAN, TO GO INTO EXECUTIVE SESSION AT 10:57 A.M. PURSUANT TO SECTION 121.22 (G)(1) AND (G)(3) OF THE OHIO REVISED CODE (1) TO CONSIDER THE PROMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR MORE PUBLIC EMPLOYEES AND (2) TO CONFER WITH THE PROSECUTING ATTORNEY CONCERNING DISPUTES INVOLVING THE PUBLIC BODY THAT ARE THE SUBJECT OF PENDING OR IMMINENT COURT ACTION, RESPECTIVELY.

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**LET THE RECORD SHOW:** THE BOARD OF COUNTY COMMISSIONERS RETURNED FROM EXECUTIVE SESSION AND RESUMED REGULAR SESSION AT 11:32 A.M. AFTER CONSIDERING THE PROMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR MORE PUBLIC EMPLOYEES AND HAVING CONFERRED WITH THE PROSECUTING ATTORNEY CONCERNING DISPUTES INVOLVING THE PUBLIC BODY THAT ARE THE SUBJECT OF PENDING OR IMMINENT COURT ACTION, RESPECTIVELY, WITH NO ACTION TAKEN AND NO DECISIONS MADE.

**IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF (1) ONE AGENDA ITEM TO THE REGULAR SESSION OF 02/08/2023...23-0110-001...APPROVED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Thomas J. Eigel, County Administrator, asked the Board to consider adding (1) one additional item to the agenda of the Regular Session of 02/08/2023 to include a 2023 Supplement Appropriation. Commissioner Batchler asked for a motion to approve the addition to the agenda for today's Regular Session.

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

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Yes.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE CHANGES TO THE ANNUAL APPROPRIATION RESOLUTION FOR CALENDAR YEAR 2023...RATIFIED**

Moved by Commissioner Painter, seconded by Commissioner Corcoran, that the Board of County Commissioners approve the following recommendation:

Recommendation to resolve to approve and authorize changes in the Annual Appropriation Resolution Number 182-22 for Calendar Year 2023 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 CALENDAR YEAR 2023**

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
<b>GENERAL</b>	<b>Municipal Clerk of Courts</b>	<b>\$</b>
	<b>REGULAR SALARY</b>	<b>150,500.00</b>
	1000 - 02 - 06 - 321000 - 511200	
<b>GENERAL</b>	<b>Municipal Clerk of Courts</b>	<b>\$</b>
	<b>FRINGE BENEFITS</b>	<b>25,325.00</b>
	1000 - 02 - 06 - 321000 - 520000	

**DISCUSSION:** Commissioner Painter stated this was discussed during the initial budget request to start a night shift clerk’s office. Prior to the pandemic, there were night shift hours. Mary Rains said there were five night shift positions that were eliminated in early 2020. The Municipal Clerk has requested the positions be reinstated due to an increase in cases and also to provide convenience to the law enforcement community.

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

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**LET THE RECORD SHOW:** WADE GRABOWSKI, FACILITIES DIRECTOR, HAS ADDRESSED THE BOARD WITH COLORS AND SAMPLES FOR JUVENILE COURT RENOVATION.

**LET THE RECORD SHOW:** COMMISSIONER BATCHLER OPENED THE MEETING FOR BOARD MEMBER COMMENTS AND THERE WERE NONE.

**IN RE: ADJOURNMENT...APPROVED**

Moved by Commissioner Painter, seconded by Commissioner Corcoran,

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 11:42 A.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:

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

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

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**BONNIE J. BATCHLER, PRESIDENT**

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**CLAIRE B. CORCORAN, VICE PRESIDENT**

Abstain  
**DAVID L. PAINTER, MEMBER**

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**Gael Fawley, Clerk of the Board**

02/15/2023  
**DATE APPROVED**