

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JULY 12, 2023, WITH THE FOLLOWING MEMBERS PRESENT: PRESIDENT BONNIE J. BATCHLER AND VICE PRESIDENT CLAIRE B. CORCORAN. 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.

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 AT <https://www.youtube.com/user/clermontcounty/playlists>.

LET THE RECORD SHOW: Commissioner Batchler acknowledged Commissioner Painter's absence.

IN RE: MINUTES OF REGULAR SESSION...APPROVED

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

To approve the minutes of Regular Session of **06/21/2023, 06/28/2023** and the minutes for the Special Session of **06/29/2023**.

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

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

NEW EMPLOYEE INTRODUCTIONS: The Board welcomed new employees and thanked them for choosing to work for Clermont County.

COUNTY STAFF/ELECTED OFFICIALS DISCUSSION: Commissioner Batchler moved up County Staff/Elected Officials Discussion.

Tim Pappas, Chief Dog Warden, stated there is a special adoption event this weekend called Clear the Shelter. There will be activities, giveaways and food trucks.

Chris Turner, Assistant Facilities Director, addressed the members of the 153.36 Committee regarding change order requests for the Expansion/Renovation of Juvenile Court, which would result in a net increase of \$34,247.46 for a total adjusted contract price of \$8,928,864.83. The change order requests included lighting revisions, security changes, ceramic tile, and connector painting.

Upon roll call, the votes were as follows:

COR #074 – Lighting Revisions an increase of \$4,346.63

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

COR #075R1 – Security Changes an increase of \$26,339.90

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

COR #076-2 – Ceramic Tile for a full wall an increase of \$5,292.96

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

COR #077 – Revisions to Connector Painting for a decrease of \$1,732.03

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

PUBLIC PARTICIPATION: No one requested to address the Board.

CONSENT AGENDA

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

1. IN RE: BOARD OF COUNTY COMMISSIONERS...SATISFACTION OF MORTGAGE RELATIVE TO THE SEPTIC SYSTEM REHABILITATION FINANCING PROGRAM...23-0621-003...APPROVED

Recommendation to authorize Bonnie J. Batchler, President of the Board of County Commissioners, Clermont County, Ohio, to execute Satisfaction of Mortgage, certifying that the terms of the mortgage and promissory note it secured, as dated, has been satisfied, and authorizing the Recorder to release the said mortgage of record for the following property, as it relates to the Septic System Rehabilitation Financing Program in concert with the Ohio Development Services Agency Small Cities Community Development Block Grant Program as outlined below:

Name/Address	Parcel Number(s)	Recorded/Executed
Rhonda Ward 1186 White Oak Road Amelia, OH 45102	28-28-13A-120.	Executed: 1/4/2022 Recorded: 1/21/2022 Official Record Book: 2909 Pages: 1601-1603

2. IN RE: COUNTY ENGINEER...THE RETREAT AT VILLAGES OF BELMONT SUBDIVISION/SECTION 1/GOSHEN TOWNSHIP...RECORD PLAT NUMBER 629-3418 AND COMBINED PERFORMANCE-MAINTENANCE BOND, AND THE PERFORMANCE BOND FOR SIDEWALKS AS SURETY...23-0613-005...EXECUTED

Recommendation to execute Record Plat Number **629-3418** for the following subdivision within Goshen Township and further to execute the Combined Performance-Maintenance Bond and the Performance Bond for Sidewalks as surety for the construction of the streets listed below:

Subdivision/Location	Performance-Maintenance	Sidewalk	Street/Length (miles)
The Retreat at the Villages of Belmont Subdivision Section 1 Goshen Township	\$39,000.00/\$12,000.00	\$48,000.00	Mustang Circle (0.095) Clydesdale Circle (0.110)

3. IN RE: COUNTY ENGINEER...RECORD PLAT NUMBER 629-3419 FOR THE REPLAT OF LOTS IN THE FOLLOWING SUBDIVISION...EXECUTED

Recommendation to execute the Record Plat outlined below for the Replat of Lots in the following Subdivision:

Subdivision	Record Plat Number	Reason for Replat
Billingsley Subdivision Section 6 Replat of Lot 145 Batavia Township DC# 23-0623-002	629-3419	To create new lots 145A, 145B, and 145C.

4. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...OHIO DEPARTMENT OF JOB AND FAMILY SERVICES (ODJFS) TITLE IV-E CHILD PLACEMENT AGREEMENT WITH FOUNDATIONS FOR LIVING FOR RESIDENTIAL TREATMENT SERVICES...23-0628-002...EXECUTED

Recommendation to authorize Susan Walther, Director, Department of Job and Family Services, to execute an Ohio Department of Job and Family Services (ODJFS) *Title IV-E Child Placement Agreement* by and between the County of Clermont, Ohio, and *Foundations for Living*, 1451 Lucas Road, Mansfield, Ohio 44903, for *residential treatment services for children* referred by the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rate of \$319.00 per day, effective 07/01/2023 through 06/30/2024, pursuant to and in compliance with the terms and conditions *and contingent upon the release and receipt of the required Purchase Order.*

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:

CLERMONT COUNTY DEPARTMENT OF PUBLIC SAFETY SERVICES

Dominick Daulton – 4 days – Golden, Colorado – Location Systems User Group Conference – total expenses for airfare (\$800.00), car rental (\$200.00), lodging (\$777.00), meals (\$316.00), mileage (\$81.88), registration (\$600.00) and other (\$100.00), estimated not to exceed \$2,874.88.

CLERMONT COUNTY DOMESTIC RELATIONS COURT

Magistrate Penny Gates - 2 days – Cambridge, Ohio – Ohio Judicial College/Ohio Association of Magistrates – estimated not to exceed \$0.00.

CLERMONT COUNTY HUMAN RESOURCES

Sandra Tahat, Terri Brandenburg, Angela Brand, Erin Meadows, Yvonne Smith – 1 day – Batavia, Ohio – SkillPath Webinar – registration (\$199.00), estimated not to exceed \$199.00.

CLERMONT COUNTY SHERIFF

Deputy R. L. McElfresh and Deputy Ryan Patton – 2 days – Columbus, Ohio – Ohio School Safety Summit – estimated not to exceed \$0.00.

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...APPROVED

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:

BUDGET TRANSFER OF FUNDS FOR CALENDAR YEAR 2023

FUND	FROM: ORGANIZATION - OBJECT - ACCOUNT	TO: ORGANIZATION - OBJECT - ACCOUNT	AMOUNT
CERT OF TITLE ADMINISTRATION	Clerk of Cts - Crt of Title Admin REGULAR SALARY 2102 - 01 - 05 - 221000 - 511200 -	Clerk of Cts - Crt of Title Admin OVERTIME 2102 - 01 - 05 - 221000 - 512100 -	\$ 1,000.00
GENERAL FUND	Building Inspection Division REGULAR SALARY 1000 - 04 - 01 - 122000 - 511200 -	Building Inspection Division RETIREMENT PAYOUT 1000 - 04 - 01 - 122000 - 513200 -	\$ 2,419.00

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

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

NON-CONSENT AGENDA

8. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 096-23/PAYMENT OF BILLS...APPROVED

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

Recommendation that the Board of County Commissioners adopt **Resolution Number 096-23** resolving to approve payment to vendors **in the total amount of \$5,424,747.94** as set forth in the BCC Approval Invoice Report for Checks dated **July 12, 2023**, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on **07/10/2023**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

DISCUSSION: Commissioner Batchler clarified that this is two weeks' worth of bills. Commissioner Corcoran stated there was a two-week notice sent out.

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

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

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

Moved by Commissioner Corcoran, seconded by Commissioner Batchler, 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

FUND	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
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GENERAL FUND	Domestic Relations Court	\$ 1,814.21
	OTHER EXPENSES	
	1000 - 02 - 13 - 251000 - 530000 -	
ADMINISTRATION OF JUSTICE	CP Improvement of Adm of Justice	\$ 1,500.00
	OTHER EXPENSES	
	2142 - 02 - 11 - 233000 - 530000 -	

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

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

10. IN RE: BOARD OF COUNTY COMMISSIONERS...APPOINTMENTS OF REPRESENTATIVES TO SERVE ON THE AREA 12 WORKFORCE INVESTMENT BOARD FOR SAME...23-0628-005...APPROVED

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

Recommendation to appoint the following representatives to serve on the Area 12 Workforce Investment Board for the terms as identified below, pursuant to Section 107 of the Workforce Innovation and Opportunity Act (WIOA):

Name	Representation	Term
Susan Berman	Workforce: Labor Organization	07/01/2023 through 06/30/2025 (to fill the unexpired term of Anthony Riccardi)
Nathan Strange	Wagner/Peyser representative for the State of Ohio	07/01/2023 through 06/30/2026 (first full term)

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

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

11. IN RE: DEPARTMENT OF HUMAN RESOURCES...AMENDMENT TO APPENDIX 4.09 OF THE CLERMONT COUNTY PERSONNEL POLICY AND PROCEDURE MANUAL WITH RESPECT TO THE CLERMONT COUNTY CLASSIFICATION PLAN...23-0630-002...APPROVED

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

Recommendation to amend Appendix 4.09 of the Clermont County Personnel Policy and Procedure Manual with respect to the Clermont County Classification Plan as outlined below and in Exhibit A, effective upon approval, and further to authorize the update of the appropriate internet links and appendices accordingly.

Action	Class Title	Class Number	Pay Range
Change Pay Range	Planner	69125	From: 15 To: A
Change Pay Range	Senior Planner	69127	From: A To: B
Abolish	Permit Specialist 1	19121	7
Reclassify Job Title	From: Permit Specialist 2 To: Permit Specialist	19122	10

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

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

12. IN RE: BOARD OF COUNTY COMMISSIONERS...ADOPTION OF A REVISED TABLE OF ORGANIZATION FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT...23-0630-003...ADOPTED

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

Recommendation to adopt a revised Table of Organization for the Community and Economic Development Department, to amend the Planner as Planner and/or Senior Planner and to amend the Permit Specialist 1/Permit Specialist 2 to Permit Specialist as in Exhibit A, attached and made a part thereof, effective upon approval, and further to authorize the update of the appropriate internet links and appendices accordingly.

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

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

13. IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT ...COOPERATIVE PURCHASE AGREEMENT WITH GARLAND/DBS, INC. FOR ROOFING PROJECTS AT THE OLD COURTHOUSE AND THE FAMILY COURT BUILDINGS FOR CLERMONT COUNTY, OHIO...23-0525-003...EXECUTED

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

Recommendation to execute a Cooperative Purchase Agreement between the Board of County Commissioners, Clermont County, Ohio, and Garland/DBS, Inc., 3800 East 91st Street, Cleveland, Ohio 44105, for Roofing Projects at the Old Courthouse located at 270 East Main Street, Batavia, Ohio, and the Family Court Buildings located at 2340 Clermont Center Drive at a cost of \$885,694.00 to be completed by 10/31/2023 and in compliance with the terms and conditions.

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

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

14. IN RE: CLERMONT COUNTY SHERIFF...FIRST AMENDMENT TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH AXON ENTERPRISES, INC. FOR THE PROVISION OF FIVE ADDITIONAL LAW ENFORCEMENT BODY-WORN CAMERA SEAT LICENSES...22-0325-001...EXECUTED

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

Recommendation to execute the First Amendment to the Professional Services Contract between the Board of Commissioners of Clermont County, Ohio, and Axon Enterprises, Inc., 17800 N 85th Street, Scottsdale, Arizona, 85255, a sole source provider, for the provision of Five additional Law Enforcement Body-Worn Camera Seat Licenses, at \$2,746.25 per year for four years for a total cost not to exceed \$10,985.00, beginning April 2023 through April 2027, in compliance with Ohio Revised Code Section 307.86(B1) and (B2) with all terms and conditions to remain in full force and effect and contingent upon the release of the required purchase order.

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

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

15. IN RE: CLERMONT COUNTY SHERIFF...SECOND AMENDMENT TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH AXON ENTERPRISES, INC. FOR THE PROVISION OF TWENTY ADDITIONAL LAW ENFORCEMENT BODY-WORN CAMERA SEAT LICENSES...22-0325-001...EXECUTED

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

Recommendation to execute the Second Amendment to the Professional Services Contract between the Board of Commissioners of Clermont County, Ohio, and Axon Enterprises, Inc., 17800 N 85th Street, Scottsdale, Arizona, 85255, a sole source provider, for the provision of Twenty additional Law Enforcement Body-Worn Camera Seat Licenses, for the increase annual amount of \$15,695.79 for 2023, \$45,276.35 for 2024, \$47,087.40 for 2025, and \$48,970.90 for 2026 for a total cost not to exceed \$157,030.44, beginning 06/01/2023, in compliance with Ohio Revised Code Section 307.86(B1) and (B2) with all terms and conditions to remain in full force and effect and contingent upon the release of the required purchase order.

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

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

16. IN RE: CLERMONT COUNTY JUVENILE COURT...AMENDMENT 2 TO THE OHIO DEPARTMENT OF YOUTH SERVICES JUVENILE COURT GRANT AGREEMENT AND FUNDING APPLICATION FOR THE RECLAIM OHIO (401) GRANT SUBSIDY, YOUTH SERVICES (510) GRANT SUBSIDY PROGRAM AND COMPETITIVE RECLAIM ALLOCATION FOR STATE FISCAL YEAR 2023...23-0307-001...EXECUTED

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

Recommendation to authorize Bonnie J. Batchler, President of the Board of Clermont County Commissioners, to execute Amendment Number 2 to the Ohio Department of Youth Services Juvenile Court Grant Agreement and Funding Application between the Board of Clermont County Commissioners and the Ohio Department of Youth Services, 4545 Fisher Road, Suite D, Columbus, Ohio 43228, on behalf of the Clermont County Juvenile Court, for the Reclaim Ohio (401) Grant Subsidy Program, the Youth Services (510) Grant Subsidy Program and the Competitive Reclaim Allocation for State Fiscal Year 2023 (07/01/2022-06/30/2023), for the biennial period commencing 07/01/2021 and ending 06/30/2023, previously amended by the Board of County Commissioners on 03/22/2023, for the realignment of funds which represents an increase in the amount of \$6,525.00 to the overall Total Program Cost, revising the overall Total Program Costs for the grant programs from \$1,793,064.90 to \$1,799,589.90, in compliance with the terms and conditions of the grant.

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

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

17. IN RE: CLERMONT COUNTY JUVENILE COURT...SUBGRANT AGREEMENT BY AND AMONG THE CLERMONT COUNTY BOARD OF COMMISSIONERS, THE CLERMONT COUNTY JUVENILE COURT, THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES AND THE OHIO DEPARTMENT OF MEDICAID FOR THE REIMBURSEMENT OF FOSTER CARE MAINTENANCE, ADMINISTRATIVE, AND TRAINING COSTS RELATIVE TO THE ADMINISTRATION OF THE TITLE IV-E

PROGRAM FOR SAME...23-0623-001...EXECUTED

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

Recommendation to authorize Bonnie J. Batchler, President of the Board of Clermont County Commissioners, to execute a Subgrant Agreement (G-2425-06-0122) by and among the Clermont County Board of Commissioners, the Clermont County Juvenile Court, the Ohio Department of Job and Family Services, 30 East Broad Street, 32nd Floor, Columbus, Ohio 43215-3414 and the Ohio Department of Medicaid, 50 West Town Street, Columbus, Ohio 43215-3414 for the reimbursement of foster care maintenance, administrative, and training costs relative to Clermont County Juvenile Court's administration of the Title IV-E Program, with the total amount to be reimbursed not to exceed \$1,000,000.00 for State Fiscal Years 2024 and 2025, effective 07/01/2023 through 06/30/2025, pursuant to and in compliance with the terms and conditions specified therein.

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

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

18. IN RE: CLERMONT COUNTY ANIMAL SHELTER...RESOLUTION AUTHORIZING THE TEMPORARY REDUCTION OF COUNTY-IMPOSED DOG ADOPTION FEES FOR DOGS AGED OVER 12 MONTHS TO HELP ALLEVIATE SHELTER OVERCROWDING WITHIN CLERMONT COUNTY, OHIO...23-0706-001...ADOPTED

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

Recommendation to adopt **Resolution Number 097-23** temporarily lowering the county-imposed dog adoption fee to \$20.00 plus dog registration fees for dogs aged 12 months and older, adopted on July 15th & 16th, 2023; to help alleviate the unusually high number of dogs being cared for, fed and housed pursuant to Section 955 of the Ohio Revised Code.

DISCUSSION: Commissioner Batchler asked how many dogs are at the Animal Shelter. Tim Pappas responded with 84 dogs; only 2 dogs came in during the holiday weekend.

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

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

19. IN RE: CLERMONT COUNTY INFORMATION SYSTEMS DEPARTMENT (ISD) /THE TELECOMMUNICATIONS DIVISION (TTD)...EXECUTION OF THE RIGHT TO ENGAGE NUMBER OPP-00521791 WITH CINCINNATI BELL TELEPHONE COMPANY LLC FOR AVAYA CM & SYSTEM MANAGER TRAINING...23-0621-004...EXECUTED

Moved by Commissioner Corcoran, seconded by Commissioner Batchler, 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 The Right to Engage Number OPP-00521791, by and between the Board of County Commissioners of Clermont County, Ohio, and Cincinnati Bell Telephone Company LLC, 221 East Fourth Street, Cincinnati, Ohio 45201, for the provision of training services on Clermont County's Avaya Phone System, at a rate not to exceed \$7,500.00 and contingent upon the release of the required Purchase Order.

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

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

20. IN RE: CLERMONT COUNTY DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT...CONTRACT FOR MINOR PUBLIC IMPROVEMENT PROJECTS WITH THE DJ DREW COMPANY, LLC FOR THE HARMONY HILL MUSEUM PAVILION SITE & CONCRETE CONSTRUCTION FOR PROJECT CDBG-CV-07...22-1216-006...EXECUTED

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

Recommendation to execute a *Contract for Minor Public Improvement Projects* between the Board of Commissioners of Clermont County, Ohio, and *The DJ Drew Company, LLC*, 2432 Bauer Road, Batavia, Ohio 45103, for the *Harmony Hill Museum Pavilion Site & Concrete Construction* for Project Number CDBG-CV-07 in accordance with the Scope of Services identified in Exhibit A, in an amount not to exceed \$48,500.00, with services to be completed within 90 days of Contractor's receipt of signed contract and Notice to Proceed pursuant to and in compliance with the terms and conditions *and contingent upon the release of the required purchase order.*

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

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

21. IN RE: CLERMONT COUNTY ENGINEER...AWARD OF BID FOR PROJECT NUMBER UN-28-20 RELATIVE TO THE SHAYLER ROAD BRIDGE REPLACEMENT C107-1.98 LOCATED IN UNION TOWNSHIP AND EXECUTION OF CONTRACT RELATIVE THERETO...23-0508-001...EXECUTED

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

Recommendation to *award the bid* for Project Number UN-28-20 relative to the *Shayler Road Bridge Replacement C107-1.98 Project located in Union Township*, pursuant to the plans and specifications, to Ford Development Corp., 11148 Woodward Lane, Cincinnati, Ohio 45241, for their lowest and best bid received on 06/08/2023, in the amount of \$497,037.40, and to *execute Contract No. UN-28-20*, in compliance with the terms and conditions of the bid and *contingent upon the release of the required purchase order.*

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

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

22. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...GRANT OF WATER EASEMENT WITH RIGHT OF RE-ENTRY FOR REPAIR AND REPLACEMENT GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 6401-60218 RELATIVE TO THE BRANCH HILL MIAMIVILLE ROAD WATER MAIN REPLACEMENT (FRONT STREET TO BOOSTER 1) PROJECT LOCATED WITHIN MIAMI TOWNSHIP...23-0621-007...APPROVED

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

Recommendation to accept the following *Grant of Water Easement* with Right of Re-Entry for Repair and Replacement granted and conveyed to the County of Clermont, Ohio, by the Grantor as outlined below for utility purposes for *Project Number 6401-60218 relative to the Branch Hill Miami Road Water Main Replacement (Front Street to Booster 1) Project* located within

Miami Township, and to authorize the County Auditor to remit payment as compensation for the Permanent Easement and Right-of-Way granted thereby:

Grantor(s)	Parcel Number	Compensation	
Paul J. & Catherine M. Westrich 2 Rose Lane Farm Loveland, Ohio 45140	18-25-18G-239.	Perm	\$250.00
		Total	\$250.00

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

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

23. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... GRANT OF SEWER EASEMENT WITH RIGHT OF RE-ENTRY FOR REPAIR AND REPLACEMENT GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 6402-60161 FOR THE DEERFIELD ROAD SEWER PETITION PROJECT LOCATED IN GOSHEN TOWNSHIP...23-0621-008... APPROVED

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

Recommendation to accept the following Grant of Sewer Easement with Right of Re-Entry for Repair and Replacement granted and conveyed to the County of Clermont, Ohio, by the Grantor as outlined below for utility purposes for Project Number 6402-60161 for the Deerfield Road Sewer Petition Project located in Goshen Township, and to authorize the County Auditor to remit payment as compensation for the Permanent Easement and Right-of-Way granted and Repairs relative thereto:

Grantors	Parcel Number	Compensation	
Steven Guevremont 6024 Deerfield Road Milford, Ohio 45150	11-22-09C-179.	Perm	\$1,216.91
		Repairs	\$1,000.00
		Total	\$2,216.91

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

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

24. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... AMENDMENT NUMBER 1 TO THE MEMORANDUM OF UNDERSTANDING WITH THE MIAMI TOWNSHIP BOARD OF TRUSTEES RELATIVE TO THE COORDINATION OF A WATER MAIN REPLACEMENT ALONG MAIN STREET AND MILL STREET LOCATED IN MIAMI TOWNSHIP...22-0407-002...EXECUTED

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

Recommendation to execute an Amendment Number 1 to the Memorandum of Understanding by and between the Clermont County Board of Commissioners and the Miami Township Board of Trustees, 6101 Meijer Drive, Milford, Ohio 45150, previously ratified by the Board of County Commissioners on April 13, 2022, relative to the coordination of a water main replacement along Main Street and Mill Street located in Miami Township, to increase the not-to-exceed estimated amount for the water main replacement portion of the project from \$150,000 to \$225,000, with all other terms and conditions of the original Memorandum of Understanding to remain in full force and effect.

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

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

LET THE RECORD SHOW: Commissioner Batchler asked Mr. Bloom about the activity at the Beckjord plant. Several citizens have spoken to her since Neighbors Opposing Pit Expansion (NOPE) filed their federal lawsuit. Mr. Bloom said he knew the ash was moving from plot A to plot C, but nothing recent has been discussed. He said there is a meeting later this month with the EPA. Commissioner Corcoran requested that the board be notified of the date and time of the next meeting. Mr. Bloom provided the meeting date and time of 07/26/2023 at 1:00 p.m. via Microsoft Teams, and he will send the information to the Board.

ADDITIONAL AGENDA ITEMS: Commissioner Batchler inquired if there were any additions to the agenda.

IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF FOUR AGENDA ITEMS TO THE REGULAR SESSION OF 07/12/2023...23-0110-001...APPROVED

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

Thomas J. Eigel, Administrator, asked the Board to consider adding 1) Expansion/Renovation of Juvenile Court Change Order No. 14 with Mark Spaulding Construction Company, 2) Filager Campus Improvement Phase 1 with Monarch Construction Company 3) Clermont County Commercial Driver's License Training Program, and 4) Travel Requests to Regular Session.

Commissioner Batchler requested a motion to approve the additions to today's Regular Session agenda.

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

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

IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT... CHANGE ORDER #14 TO CONTRACT FOR THE EXPANSION/ RENOVATION OF JUVENILE COURT FOR CLERMONT COUNTY WITH MARK SPAULDING CONSTRUCTION COMPANY...21-1007-002...EXECUTED

Moved by Commissioner Corcoran, seconded by Commissioner Batchler, 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. 14 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, 01/25/2023, 02/08/2023, 03/13/2023, 04/05/2023, 04/24/2023, 05/03/2023 and 06/07/2023, for a net increase in the amount of \$34,247.46, which represents changes relative to lighting revisions, security changes, ceramic tile-full wall, as well as, a credit in the amount of (\$1,732.03) due to connector painting for a total adjusted contract price in the amount of \$8,928,864.83 as more fully described therein, pursuant to and in compliance with the terms and conditions set forth within the Contract for Juvenile Court Expansion/Renovation.

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

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

**IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT
...CHANGE ORDER #1 TO CONTRACT FOR THE FILAGER CAMPUS
IMPROVEMENT PHASE 1 FOR CLERMONT COUNTY, OHIO...21-
0610-001...APPROVED**

Moved by Commissioner Corcoran, seconded by Commissioner Batchler, 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. 1 to the contract with Monarch Construction Company**, 164 Sherman Avenue, P.O. Box 12249, Cincinnati, Ohio, 45212-0249, for construction of the Filager Campus Improvement Phase 1 project, previously ratified by the Board of County Commissioners on 05/31/2023, with **no change** in the total contract price of \$18,516,000.00 or the completion date of 08/05/2024, which represents an acknowledgment of differing site conditions resulting in the required use of an amount **not to exceed \$255,910.00 of the contract contingency allowance** as more fully described therein, pursuant to and in compliance with the terms and conditions set forth within the Contract for Filager Campus Improvement Phase 1.

DISCUSSION: Commissioner Batchler said the reason for the differing site conditions is that large chunks of cement were buried at the project site. No one knows who put it there or how it got there.

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

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

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
CLERMONT COUNTY COMMERCIAL DRIVER'S LICENSE PROGRAM
POLICY...23-0615-008...EXECUTED**

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

Recommendation to authorize the County Administrator or Assistant County Administrator to execute an Employee CDL Training Agreement between the Board of County Commissioners of Clermont County, Ohio, and Clermont County Water Resources Department employees as outlined below. Effective for four calendar years upon receipt of the signed agreement, in compliance with the terms and conditions set within Section 4.13 of the BCC Policy & Procedures Manual, and **contingent upon the release of the required purchase order**.

Employee Name	Training Cost
Jacob Moore	\$6,240.06
Brandon Harp	\$6,058.65
Zachary Howard	\$6,000.36

DISCUSSION: Commissioner Corcoran requested background on this item. Mr. Bloom stated that this new policy was added a few months ago, similar to the tuition reimbursement program.

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

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

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

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

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:

CLERMONT COUNTY BUILDING INSPECTION DEPARTMENT

Bruce Crase and Heather Woodall – 1 day – Batavia, Ohio – HalfMoon Education Live Webinars: Stormwater Basins and Underground Systems – total expenses for registration (\$578.00), estimated not to exceed \$578.00.

Bruce Crase, Jason Brinker, Shawn Harmon, and Alex Wakefield – 3 days – St. Louis, Missouri – 2023 International Code Council Conference and Expo – lodging (\$3,435.50), meals (\$768.00), mileage (\$989.58), registration (\$3,020.00), estimated not to exceed \$8,213.08.

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

Commissioner Corcoran, Yes; Commissioner Batchler, Yes; Commissioner Painter, Absent

COUNTY STAFF/ELECTED OFFICIALS DISCUSSION: No one requested to address the Board.

MEMBER COMMENTS: No member comments.

LET THE RECORD SHOW: Commissioner Batchler requested a 10-minute recess at 10:50 a.m.

Moved by Commissioner Corcoran, seconded by Commissioner Batchler, the Board of County Commissioners entered into a 10-minute recess until 11:00 a.m.

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

Commissioner Corcoran, Yes; Commissioner Batchler, Yes; Commissioner Painter, Absent

LET THE RECORD SHOW: Regular Session resumed at 11:00 a.m.

PUBLIC HEARING: The Public Hearing was called to order shortly after 11:00 a.m. in the office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, for public comment on the request to vacate a portion of an Un-Named Alley in Miami Township pursuant to section 5553.04 of the Ohio Revised Code as requested by John Adams, Rose Farm Rentals, LLC. (23-0502-005)

Public Hearing was video recorded and is available for public inspection Monday through Friday between 8:00 a.m. to 4:30 p.m. local time. In addition, the Public Hearing is available for public viewing at <https://www.youtube.com/user/clermontcounty/playlists>.

Craig Risner, Deputy Surveyor, Clermont County Engineer, provided an overview of the property, approximately 0.019 miles (100 feet) of the un-named alley, a dedicated right of way as it appears in the Village of Miamiville. The proposed vacation will not reduce the Miami Township Ohio Department of Transportation (ODOT) road mileage certification and will not create any landlocked parcels. The requested portion to be vacated is adjacent to one owner, the petitioner, John Adams, Rose Farm Rentals, LLC.

The viewing was held at 8:30 a.m.; no residents attended the viewing.

Jason Fountain, Assistant Prosecuting Attorney, was present to swear in any individual who would like to testify regarding the proposed road vacation. No one appeared.

No correspondence was received regarding the proposed road vacation.

Having no further comment to come before the Board of County Commissioners for consideration, the Public Hearing was concluded at 11:05 a.m.

IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF ONE AGENDA ITEM TO THE REGULAR SESSION OF 07/12/2023...23-0110-001...APPROVED

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

Gael Fawley, Clerk, asked the Board to consider adding a Resolution to Vacate an Un-Named Alley located in Miami Township to Regular Session.

Commissioner Batchler requested a motion to approve the addition to today's Regular Session agenda.

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

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

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 098-23/RESOLUTION DETERMINING TO VACATE A PORTION OF AN UN-NAMED ALLEY LOCATED IN MIAMI TOWNSHIP...23-0502-005...ADOPTED

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

Recommendation to adopt **Resolution Number 098-23** determining to vacate a portion of an Un-Named Alley located in Miami Township, Clermont County, Ohio, as described therein, pursuant to and in compliance with Section 5553.04 of the Ohio Revised Code and contingent upon the presentation and execution of a consolidated plat to include parcel identification numbers 18-14-26-006 and 18-14-26-007 for 0.19 miles and a total vacation length of 100 feet.

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

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

EXECUTIVE SESSION: A motion by Commissioner Corcoran and seconded by Commissioner Batchler, to go into Executive Session at 11:08 a.m. pursuant to section 121.22 (G)(1) and (G)(3) of the Ohio Revised Code 1) to consider the employment dismissal, discipline, or compensation of a public employee or more public employees, and 2) to confer with legal counsel concerning disputes involving the public body that are the subject of pending or imminent court action.

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

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

EXECUTIVE SESSION: The Board of County Commissioners returned from Executive Session and resumed Regular Session at 11:59 a.m. after having considered the employment, dismissal, discipline, or compensation of a public employee or more public employees, and conferred with legal counsel concerning disputes involving the public body that are the subject of pending or imminent court action, with no action taken and no decisions made.

ADDITIONAL AGENDA ITEMS: Commissioner Batchler inquired if there were any additions to the agenda.

IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF ONE AGENDA ITEM TO THE REGULAR SESSION OF 07/12/2023...23-0110-001...APPROVED

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

Thomas J. Eigel, Administrator, asked the Board to consider adding a Personnel Action to Regular Session.

Commissioner Batchler requested a motion to approve the addition to today's Regular Session agenda.

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

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

N RE: PERSONNEL ACTION...APPROVED

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

Recommendation to approve the following personnel action:

WATER RESOURCES DEPARTMENT							
RUBEN	DEMAREST	EMP#	13438	WRD OPERATOR 1	TERMINATION	PROBATIONARY REMOVAL	07/12/2023

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

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

IN RE: ADJOURNMENT...APPROVED

Moved by Commissioner Corcoran, seconded by Commissioner Batchler, that the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 12:01 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:

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

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

BONNIE J. BATCHLER, PRESIDENT

CLAIRE B. CORCORAN, VICE PRESIDENT

DAVID L. PAINTER, MEMBER

Gael Fawley, Clerk of the Board

07/19/2023
DATE APPROVED