

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON AUGUST 23, 2023, WITH THE FOLLOWING MEMBERS PRESENT: PRESIDENT BONNIE J. BATCHLER, VICE PRESIDENT CLAIRE B. CORCORAN AND MEMBER DAVID L. PAINTER. 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>.**

**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 **08/16/2023**.

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

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

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

**1. IN RE: BOARD OF COUNTY COMMISSIONERS...MOTION TO AUTHORIZE THE COUNTY ADMINISTRATOR OR THE ASSISTANT COUNTY ADMINISTRATOR TO APPROVE MASTER SERVICE AGREEMENT(S) AND TO RELEASE THE SUBSEQUENT PURCHASE ORDER(S) RELATED TO THE AGREEMENT(S)...APPROVED**

Recommendation to authorize the County Administrator and/or the Assistant County Administrator to approve the Master Service Agreement(s) as outlined below and to allow the release of the required purchase order(s) for the terms and conditions specified in the agreement(s):

Vendor	MSA Service	Term
Steven V. Rainey Enterprises dba Rainey Tree Services 708 Loveland Miamiville Road Loveland, Ohio 45140 DC# 23-0810-006	Tree Removal Service	08/23/2023 to 08/22/2026

**2. IN RE: BOARD OF COUNTY COMMISSIONERS... ELECTRONIC SUBSCRIPTION MEMBERSHIP REQUEST FOR THE BOARD OF COUNTY COMMISSIONERS WITH ZOOM VIDEO COMMUNICATIONS, INC...23-0818-004...APPROVED**

Recommendation to approve the following amount for an electronic subscription membership by

and between the County of Clermont, Ohio and Zoom Video Communications, Inc., not to exceed rate and term outlined below and to authorize the County Auditor to remit the payment:

Vendor	Subscription	Not to Exceed Rate	Term
Zoom Video Communications, Inc. PO Box 888843 Los Angeles, CA 90088	Zoom One Business <i>(Quantity: 15 licenses)</i>	\$2,998.50 Annually	03/20/2023 through 03/19/2024

**3. IN RE: CLERMONT COUNTY ENGINEER...WOODSIDE PARK SUBDIVISION/SECTION 4-B/PIERCE TOWNSHIP...REQUEST TO REDUCE THE AMOUNT OF THE PERFORMANCE BOND FOR SIDEWALKS APPROVED AS SURETY ...22-0412-001...APPROVED**

Recommendation to approve the request of the developer of the following subdivision to reduce the amount of the Performance Bond for Sidewalks previously approved by the Board of County Commissioners on 04/27/2022 as surety, for which the reduced amount reflects a fifty percent (50%) completion and in compliance with the terms and conditions in the surety bonds:

Subdivision	Initial Amount of Performance Bond for Sidewalks	Revised Amount of Performance Bond for Sidewalks
Woodside Park Subdivision Section 4-B Pierce Township	\$57,880.00	\$28,940.00

**4. IN RE: CLERMONT COUNTY ENGINEER...FOR THE REPLAT OF LOTS IN GOSHEN AND BATAVIA TOWNSHIP...EXECUTED**

Recommendation to execute Record Plat Numbers for the Replat of Lots in the following Subdivisions as listed below:

Subdivision/Location	Record Plat Number	Reason for Replat
Frank D. Stewart Farm Subdivision Replat of Lots 18 through 23 Goshen Township DC #23-0809-002	629-3425	To create new lot number 18A.
Billingsley Subdivision Section 6 Replat of Lot 154 Batavia Township DC #23-0809-001	629-3426	To create new lot numbers 154A, 154B, and 154C.
Estrella Subdivision Phase 5 Replat of Lot 131 and 132 Batavia Township DC #23-0810-004	629-3427	To create new lot numbers 131A, 131B, 132A, and 132B
Estrella Subdivision Phase 5 Replate of Lot 126 Batavia Township DC #23-0810-005	629-3428	To create new lot numbers 126A, and 126B

**5. IN RE: CLERMONT COUNTY ENGINEER...RECORD PLAT NUMBER 629-3429 FOR THE REPLAT OF LOTS 146, LOT 145, AND PART OF OUTLOT 1 WITHIN GOSHEN TOWNSHIP...23-0809-003...EXECUTED**

Recommendation to execute Record Plat Number **629-3429** for the Replat of Lots in the following location within Goshen Township:

Location	Record Plat Number	Reason for Replat
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First Addition to Town of Goshen Replat of Lot 146, Lot 145, and Part of Outlot 1 Goshen Township	629-3429	To create new lot number 145A.
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**6. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...AGREEMENT WITH SPARKS PSYCHOLOGICAL SERVICES, LLC FOR THE PROVISION OF PSYCHOLOGICAL EVALUATIONS...23-0807-004...EXECUTED**

Recommendation to execute an Agreement between the County of Clermont, Ohio, and Sparks Psychological Services, LLC, 8118 Corporate Way, Suite 121, Mason, Ohio 45040, for the provision of psychological evaluations for children and adults referred by the Department of Job and Family Services, Children’s Protective Services, as well as, court testimonies relative thereto, at the rates as identified, effective 09/13/2023 through 09/12/2024, pursuant to the terms and conditions specified, and contingent upon the release of the required Purchase Order.

**7. 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 COURT OF COMMON PLEAS**

**Judge Richard Ferenc** – 2 days – Columbus, Ohio – Annual Meeting of the Ohio Judicial Conference – total expenses for lodging (\$192.00), meals (\$128.00), mileage (\$158.51), registration (\$375.00) and other (\$20.00), estimated not to exceed \$873.51.

**CLERMONT COUNTY ECONOMIC DEVELOPMENT**

**Leonard Kendall** – 1 day – Columbus, Ohio –APA Ohio Planning Conference – total expenses for mileage (\$133.62), registration (\$175.00) and other (\$43.00), estimated not to exceed \$351.62.

**CLERMONT COUNTY SHERIFF**

**Sheriff Robert Leahy and Chief Deputy Christopher Stratton** – 4 days – Sandusky, Ohio – Buckeye State Sheriff’s Association 2023 Annual Conference and Training Program – total expenses for lodging (\$800.00), meals (\$512.00), registration (\$1,200.00) and other (\$400.00), estimated not to exceed \$2,912.00.

**8. 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.

**9. 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:

**APPROPRIATION CHANGES FOR CALENDAR YEAR 2023**

<b><u>FUND</u></b>	<b><u>ORGANIZATION - OBJECT - ACCOUNT</u></b>	<b><u>AMOUNT</u></b>
<b>MOTOR VEHICLE AND GAS</b>	<b>Engineer REGULAR SALARY 2601 - 03 - 09 - 511000 - 511200 -</b>	<b>\$ 21,000.00</b>
<b>MOTOR VEHICLE AND GAS</b>	<b>Engineer TEMPORARY 2601 - 03 - 09 - 511000 - 511800 -</b>	<b>\$ (5,000.00)</b>
<b>MOTOR VEHICLE AND GAS</b>	<b>Engineer OVERTIME 2601 - 03 - 09 - 511000 - 512100 -</b>	<b>\$ (19,000.00)</b>
<b>MOTOR VEHICLE AND GAS</b>	<b>Engineer FRINGE BENEFITS 2601 - 03 - 09 - 511000 - 520000 -</b>	<b>\$ 3,000.00</b>

**CASH TRANSFER OF FUNDS FOR CALENDAR YEAR 2023**

<b><u>FROM: FUND - OBJECT - ACCOUNT</u></b>	<b><u>TO: FUND - OBJECT - ACCOUNT</u></b>	<b><u>AMOUNT</u></b>
<b>GENERAL FUND TRANSFERS OUT TO SPEC REV 1000 - 02 - 01 - 033328 - 700200 -</b>	<b>ADVOCATE PROJECT OPERATING TRF IN FROM GEN FUND 2061 - 02 - 04 - 381000 - 480100 -</b>	<b>\$ 32,506.00</b>

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

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

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

Wade Grabowski, Director of Facilities Management, introduced Jason Fleming of Garmann-Miller, who provided an update regarding current work and next steps of the Filager Campus Improvement Project Phase 1. The Filager Campus Improvement Project Phase 1 includes a highway operations facility, salt barn, fleet maintenance building, wash bay and equipment storage building.

Commissioner Painter explained that, among other improvements, this project will provide protection for expensive equipment that historically has been exposed to weather elements.

**NON-CONSENT AGENDA**

**10. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 118-23/PAYMENT OF BILLS...APPROVED**

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 118-23** resolving to approve payment to vendors **in the total amount of \$1,680,799.26** as set forth in the BCC Approval Invoice Report for Checks dated **August 23, 2023**, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on **08/21/2023**, 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.

**11. IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT...CHANGE ORDER #2 TO CONTRACT FOR THE FILAGER CAMPUS IMPROVEMENT PHASE 1 FOR CLERMONT COUNTY, OHIO...21-0610-001...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. 2 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 and subsequently amended on 07/12/23, with **no change** in the total contract price of \$18,516,000.00 or completion date of August 5, 2024, which represents a cost associated with the additional 2' depth of concrete debris removal and stockpiling on site and providing concrete debris removal for sanitary line installation resulting in the required use of an amount **not to exceed \$110,198.95 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 Painter asked for clarification regarding which items related to sanitary excavation were included within this change order. Mr. Fleming explained that the excavation required as part of the original bid of the project was not included in the change order.

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

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

**12. IN RE: BOARD OF COUNTY COMMISSIONERS... ADDITIONAL AMS-MERRICK LOCATION ADDENDUM FOR CLERMONT COUNTY PARK DISTRICT WITH AUTOMATED MERCHANT SYSTEMS INCORPORATED AND MERRICK BANK CORPORATION FOR PAYMENTS BY FINANCIAL TRANSACTION DEVICES FOR CLERMONT COUNTY, OHIO, PURSUANT TO AND IN COMPLIANCE WITH SECTIONS 301.28 AND 307.862 OF THE OHIO REVISED CODE...19-1203-005...EXECUTED**

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

Recommendation to authorize Thomas J. Eigel, County Administrator, to execute an **additional AMS-Merrick Location Addendum for Clermont County Park District with Automated Merchant Systems Incorporated**, 1071 South Sun Drive, Suite 2001, Lake Mary, Florida 32746 and Merrick Bank Corporation, 135 Crossways Drive North, Suite A, Woodbury, New York 11797, previously ratified by the Board of County Commissioners on 12/18/2019, for processing payments by financial transaction advice, effective upon execution, pursuant to the terms and conditions and in compliance with Sections 301.28 and 307.862 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.

**13. IN RE: CLERMONT COUNTY SHERIFF...SUBGRANT APPLICATION**

**NUMBER 2023-EX-OOS-00009 FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY/OFFICE OF CRIMINAL JUSTICE SERVICES FOR THE EXTRADITION TRANSPORT REIMBURSEMENT FUND 2023 GRANT PROGRAM FOR THE PROJECT ENTITLED CLERMONT COUNTY SHERIFF'S OFFICE EXTRADITION FOR SAME...23-0810-001...APPROVED**

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

Recommendation to acknowledge the electronic submittal of Subgrant Number 2023-EX-OOS-00009 on or about August 14, 2023, for funding from the Ohio Department of Public Safety, Office of Criminal Justice Services, PO Box 182632, 1970 West Broad Street, Columbus, Ohio 43218-2632 through the Extradition Transport Reimbursement Fund 2023 Grant Program for the project entitled Clermont County Sheriff's Office Extradition, for \$2,822.50, with no required cash match or pre-award conditions, for the period of 07/18/2023 through 06/10/2024, for and on behalf of the Clermont County Sheriff as the designated agency for the administration and implementation and in compliance with the terms and conditions.

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

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

**14. IN RE: CLERMONT COUNTY SHERIFF...ACKNOWLEDGEMENT OF THE ELECTRONICALLY SUBMITTED GRANT APPLICATION FOR FUNDING IN COORDINATION WITH THE OHIO EMERGENCY MANAGEMENT AGENCY FOR RETENTION FUNDING THROUGH THE AMERICAN RESCUE PLAN ACT (ARPA), FIRST RESPONDER WELLNESS, RECRUITMENT, RETENTION, AND RESILIENCY GRANT...23-0818-005...APPROVED**

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 June 1, 2022, for funding through the State of Ohio Office of Criminal Justice Services, 1970 West Broad Street, Columbus, Ohio 43223, in coordination with the Ohio Emergency Management Agency, 2855 West Dublin-Granville Rd., Columbus, OH 43235, relative to the American Rescue Plan Act (ARPA), First Responder Retention Incentives Program, effective July 1, 2022, through December 31, 2024, and to authorize Bonnie J. Batchler, President of the Board of County Commissioners, to act as the Authorized Signatory Official for the verification of eligible employees form in compliance with the terms and conditions.

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

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

**15. IN RE: CLERMONT COUNTY EMERGENCY MANAGEMENT AGENCY... AUTHORIZATION TO EXTEND THE OFFER TO PURCHASE PROPERTY UNDER THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR THE HAZARD MITIGATION GRANT PROGRAM - FEMA-DR-4507-OH...23-0727-001...APPROVED**

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

Recommendation to authorize Pam Haverkos, Director of the Clermont County Emergency Agency, to extend the offer to purchase the property for parcel number 272811C020 located at 653 Old US 52, New Richmond, Ohio 45157 to Christopher Wood (property owner) under the US Department of Homeland Security Hazard Mitigation Grant Program FEMA-DR-4507-OH, in

the amount of \$194,000.00, to be used only for purposes compatible with open space requirements, in accordance with deed restrictions consistent with 44 CFR Part 80.19 in perpetuity.

**DISCUSSION:** Ms. Haverkos explained the grant process related to this buyout of a repetitive loss property. This grant program allows federal funds to be expended to create green space. Commissioner Painter asked which entity would receive the deed for the property. Ms. Haverkos explained that when the process is complete, the property will become part of the Park District to be used as part of a bike path or kayaking access point. Commissioner Painter asked about how insurance claims can impact this process. Ms. Haverkos explained that these are factored into the final offer amount.

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

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

**16. IN RE: CLERMONT COUNTY DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT...EXECUTE SUBRECIPIENT GRANT AGREEMENT WITH MIAMI TOWNSHIP BOARD OF TRUSTEES...23-0803-003...EXECUTED**

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

Recommendation to execute the following Subrecipient Grant Agreement between the Board of County Commissioners of Clermont County, Ohio, and the following political subdivision for funding in concert with the Clermont County Community Development Block Grant (CDBG) Program as outlined below:

Subrecipient	Address	CDBG Project Name	Funding Amount	Contract Term
Miami Township Trustees	6101 Meijer Drive Miami Township, Ohio, 45150	Miami Township Business 28 Corridor Sidewalk Construction Project Number CDBG-2021-06	\$217,000.00	09/25/2023 to 12/29/2023

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

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

**17. IN RE: CLERMONT COUNTY ENGINEER...RECORD PLAT NUMBER 629-3430 FOR TWELVE OAKS SUBDIVISION/SECTION 4, LOCATED IN UNION TOWNSHIP...23-0811-001...EXECUTED**

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

Recommendation to execute Record Plat Number **629-3430** for Twelve Oaks Subdivision, Section 4, located within Union Township, which includes Traditions Ridge, a private street not for public maintenance, as well as a 20-foot public water easement and a 24-foot public utility easement.

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

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

**18. IN RE: CLERMONT COUNTY ENGINEER...RECORD PLAT NUMBER 629-3431 FOR PARKVIEW CONDOMINIUM/PHASE FOUR/EASEMENTS LOCATED IN MIAMI TOWNSHIP...23-0810-002...EXECUTED**

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

Recommendation to execute Record Plat Number **629-3431** for Parkview Condominium, Phase Four Easement Plat, located within Miami Township, which includes Summerview Lane, a private street not for public maintenance, as well as a 50-foot public water and sanitary sewer easement.

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

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

**19. IN RE: CLERMONT COUNTY ENGINEER...RECORD PLAT NUMBER 629-3432 FOR PARKVIEW CONDOMINIUM/PHASE FIVE/EASEMENTS LOCATED IN MIAMI TOWNSHIP...23-0810-003...EXECUTED**

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

Recommendation to execute Record Plat Number **629-3432** for Parkview Condominium, Phase Five Easement Plat, located within Miami Township, which includes Parkview Lane, a private street not for public maintenance, as well as a 50-foot public water and sanitary sewer easement.

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

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

**20. IN RE: CLERMONT COUNTY ENGINEER...RESOLUTION NUMBER 119-23 AUTHORIZING THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO PROCEED WITH PROJECT NO. CLE-32 2.33, PID NO. 103957 FOR THE GLEN ESTE WITHAMSVILLE OVERPASS, APPROACHES AND RAMPS IN UNION TOWNSHIP AND AUTHORIZING THE EXECUTION OF A CONTRACT...23-0329-002...ADOPTED**

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

Recommendation to adopt **Resolution 119-23** resolving to authorize the Ohio Department of Transportation (ODOT), 505 South SR 741, Lebanon, Ohio 45036, to (1) proceed with ODOT Project No. CLE-32 2.33, PID No. 103957, for the Glen Este Withamsville overpass, approaches and ramps, and local connector distributor road construction on State Route 32 in Union Township, and (2) to authorize Thomas J. Eigel, County Administrator, to execute the contract providing for the payment of \$3,100,000.00, to the Treasurer of the State of Ohio for the Clermont County local share of the project and (3) to direct the County Auditor to issue payment in compliance with the terms and conditions of the contract.

**DISCUSSION:** Sukie Scheetz, Senior Administrator, Clermont County Engineer, explained the history of this project, match requirements and the funding makeup for the project. The benefits of the project were discussed.

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

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

**21. IN RE: CLERMONT COUNTY ENGINEER...SERVICES ORDER FORM WITH VERIZON CONNECT FOR VEHICLE TRACKING SUBSCRIPTION...23-0804-002...APPROVED**

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

Recommendation to authorize Sukie Scheetz, Senior Administrator, Clermont County Engineer, to execute a Services Order Form with Verizon Connect, 2002 Summit Blvd, Suite 1800, Atlanta,

GA 30319, for Vehicle Tracking, PTO/Digital Input, Driver ID, Engine Connect, Driving Style and 30 Second Plotting Subscriptions for 3 vehicles for the Clermont County Engineer at a monthly cost of \$56.85 for the initial term of 12 months from Subscription Start Date with automatic one-month renewals until either party provides written notice of termination, pursuant to and in compliance with the terms and conditions in the subscription 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 Painter, Yes; Commissioner Batchler, Yes.

**22. IN RE: CLERMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES...MEMORANDUM OF UNDERSTANDING BETWEEN THE BOARD OF COUNTY COMMISSIONERS, CLERMONT COUNTY, OHIO, AND CLERMONT COUNTY FAMILY AND CHILDREN FIRST FOR STATE FISCAL YEAR 2024 IN CONCERT WITH THE CLERMONT COUNTY FAMILY AND CHILDREN FIRST LOCAL CONTRIBUTION POLICY...23-0802-001...EXECUTED**

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

Recommendation to execute a Memorandum of Understanding between the Board of County Commissioners, Clermont County, Ohio, and Clermont County Family and Children First, whose administrative agent is the Clermont County Department of Job and Family Services, 2400 Clermont Center Drive, Batavia, Ohio 45103, for the establishment of a cooperative and mutually beneficial relationship between all parties, and further, to provide for the contribution of \$37,558.00 by the Board of County Commissioners to Clermont County Family and Children First, which represents the Board of County Commissioners' local contribution for the period of 07/01/2023 through 06/30/2024 (SFY 2024), pursuant to the terms and conditions specified and in compliance with the Clermont County Family and Children First Local Contribution Policy attached therein.

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

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

**23. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH RACK & BALLAUER EXCAVATING COMPANY, INC. FOR PROJECT NUMBER 6402-60148 FOR THE NINE MILE COLLECTION SYSTEM IMPROVEMENTS PROJECT LOCATED IN PIERCE TOWNSHIP...22-0519-008...EXECUTED**

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

Recommendation to authorize Bonnie J. Batchler, President of the Board of County Commissioners, or in her absence, any other member of the Board of County Commissioners, to execute Change Order Number 1 to the Contract with Rack & Ballauer Excavating Company, Inc., 11321 Paddy's Run Road, Hamilton, Ohio 45013, previously ratified by the Board of County Commissioners on 11/02/22, for Project Number 6402-60148 for the Nine Mile Collection System Improvements Project located in Pierce Township, which represents an increase in the amount of \$73,564.82, for a total adjusted contract price to date of \$3,356,743.82, as well as, a reduction of time of 53 calendar days, for a revised contract completion date of 06/22/23, for additions, deletions and/or modifications.

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

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

**24. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
RECOMMENDATION NOT TO PROCEED WITH THE BLACKBURN  
DRIVE SEWER PETITION PROJECT LOCATED IN MIAMI  
TOWNSHIP...23-0811-002...APPROVED**

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

Recommendation *not to proceed* with the *Blackburn Drive Sewer Petition Project* located in Miami Township due to the lack of support from property owners for the project and to authorize the Clermont County Water Resources Department to send notice to the owners of property affected by this project advising them that the project is no longer active and to declare that all proceedings are hereby discontinued.

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

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

**25. 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 Painter, 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 the same:

**SUPPLEMENTAL APPROPRIATIONS FOR CALENDAR YEAR 2023**

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
<b>MIAMI TRAILS WES STORMWATER</b>	<b>Miami Trails WES Storm Water OTHER EXPENSES 6008 - 03 - 01 - 169423 - 530000 -</b>	<b>\$ 8,000.00</b>
<b>GENERAL FUND</b>	<b>Board of Elections OTHER EXPENSES 1000 - 01 - 07 - 191000 - 530000 -</b>	<b>\$ 214,000.00</b>

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

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

**26. IN RE: CLERMONT COUNTY BOARD OF COMMISSIONERS...RESOLUTION  
NUMBER 120-23 SUPPORTING AN APPLICATION FOR THE 2023  
CLEAN OHIO GREENSPACE CONSERVATION PROGRAM FUND,  
NRAC 10, APPLICATION FOR THE GRAIL PROPERTY ACQUISITION  
(APPROX. 89 ACRES) IN CLERMONT COUNTY, OHIO...23-0818-  
007...ADOPTED**

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

Recommendation that the Board of County Commissioners adopt **Resolution Number 120-23** to support Cardinal Land Conservancy, Inc.'s 2023 Clean Ohio Greenspace Conservation Program Fund application for funding to be utilized for the Grail property acquisition of approximately 89

acres located in Clermont County, Ohio.

**DISCUSSION:** Commissioner Batchler shared that she believes this project is wonderful. The passion displayed during the public participation portion of last week's Session regarding this item was discussed.

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

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

**27. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 121-23 FOR THE DISPOSITION OF PETITION FOR ANNEXATION OF 6.640 ACRES OF LAND FROM WILLIAMSBURG TOWNSHIP TO THE VILLAGE OF WILLIAMSBURG, CLERMONT COUNTY, OHIO, PURSUANT TO SECTION 709.033 OF THE OHIO REVISED CODE...23-0531-001...ADOPTED**

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

That the Board of County Commissioners, Clermont County, Ohio, adopt **Resolution Number 121-23 granting the annexation of 6.0640 acres owned by Redstone Properties to the Village of Williamsburg, Clermont County, Ohio,** filed in the Office of the Board of County Commissioners on Wednesday, Wednesday, May 31, 2019, by Michael Minniear, Attorney at Law, 626 Main Street, Milford, Ohio 45150, for and on behalf of Andrew Gephardt, 107 West Main Street, Williamsburg, Ohio 45176, as the designated Agent for the Petitioners, **and comprising all of Parcel Identification Numbers 52-35-09H-138B, 52-35-09H-131B, 52-35-09H-064A and 52-35-09H-062A,** and hereby finds that based on a preponderance of the substantial, reliable and probative evidence on the whole record that all six of the requirements of Ohio Revised Code Section 709.033 (A) have been met.

**DISCUSSION:** Gael Fawley, Clerk of the Board, provided the history of this agenda item.

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

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

**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 08/23/2023...23-0110-001...APPROVED**

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

Thomas J. Eigel, County Administrator, asked the Board to consider adding-Change Order No. 15 to the Contract with Mark Spaulding Construction Company 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 Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**IN RE: CLERMONT COUNTY FACILITIES MANAGEMENT DEPARTMENT... CHANGE ORDER #15 TO CONTRACT FOR THE**

**EXPANSION/RENOVATION OF JUVENILE COURT FOR CLERMONT COUNTY WITH MARK SPAULDING CONSTRUCTION COMPANY...21-1007-002...**

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. 15 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, 06/07/2023 and 07/12/2023, for a net increase in the amount of \$1,002.46, which represents added fence per owner's request and guardian ad litem shift for a total adjusted contract price in the amount of \$8,929,867.29 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.

**DISCUSSION:** Chris Turner explained that this change order included a cost for fencing as well as a no-cost change related to the relocation of the Guardian ad Litem table within a courtroom.

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

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

**IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF ONE AGENDA ITEM TO THE REGULAR SESSION OF 08/23/2023...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 Executive Session pursuant to Section 121.22 (G)(3) of the Ohio Revised Code to confer with the prosecuting attorney concerning disputes involving the public body that are the subject of pending or imminent court action.

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 Painter, Yes; Commissioner Batchler, Yes.

**EXECUTIVE SESSION:** A motion by Commissioner Painter and seconded by Commissioner Corcoran, to go into Executive Session at 10:43 a.m. pursuant to section 121.22 (G)(1) and (G)(3) of the Ohio Revised Code to 1) consider the employment or compensation of a public employee or more public employees and 2) confer with the prosecuting attorney 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 Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Yes.

**EXECUTIVE SESSION:** The Board of County Commissioners returned from Executive Session and resumed Regular Session at 11:54 a.m. after having 1) considered the employment or compensation of a public employee or more public employees and 2) conferred with the prosecuting attorney concerning disputes involving the public body that are the subject of pending or imminent court action, with no action taken and no decisions made.

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

**MEMBER COMMENTS:** Commissioner Painter shared his excitement regarding the Grail project and discussed the citizens' passion for this project. Commissioner Batchler discussed the public's passion and enthusiasm regarding this project. Commissioner Corcoran shared that this project, in conjunction with the Park District, will be a great asset for Loveland and Clermont County. Commissioner Batchler expressed that the Commissioners need to do what the citizens want, as showcased today.

Commissioner Painter shared that he attended the County Commissioners' Summer Symposium. Commissioner Painter shared that a local parliamentarian, Mr. Byron Baxter, taught classes at the Symposium that was heavily attended. There are 60 freshman commissioners in Ohio, and they are eager to learn more about their new roles.

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

Moved by Commissioner Corcoran, seconded by Commissioner Painter,

that the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 11:57 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 Corcoran, Yes; Commissioner Painter, 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**

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**DAVID L. PAINTER, MEMBER**

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**REBECCA GOFF, CLERK PRO TEM**

**08/30/2023**  
**DATE APPROVED**