

On motion of Mr. Hartman, seconded by Mr. Monzel, the resolution was adopted.

RESOLUTION
ADOPTING THE FY 2016 – 2020 CAPITAL IMPROVEMENT PROGRAM
THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI
HAMILTON COUNTY, OHIO

BL-6

AND CAPITAL IMPROVEMENT PROGRAM APPROPRIATION

WHEREAS, the Board of County Commissioner of Hamilton County, Ohio (“Board”) did, on May 1, 1968, enter into an agreement with the City of Cincinnati (“City”) for the management and operation of the Metropolitan Sewer District of Greater Cincinnati (“MSD”), a County Sewer District organized in accordance with Chapter 6117 of the Ohio Revised Code; and

WHEREAS, under the terms of that agreement, the County owns the MSD and the City operates the MSD, subject to the exclusive control and direction of the Board; and

WHEREAS, said agreement, at Section 5.3, provides that the City of Cincinnati will prepare annually a Capital Improvement Program (“MSD CIP”) for the year next ensuing and submit said program to the Board and that the Board will hold a public hearing thereon; and

WHEREAS, the Executive Director of MSD and the City of Cincinnati Department of Sewers has submitted to this Board, a Capital Improvement Program for the years 2016 – 2020; and

WHEREAS, this Board has reviewed said FY 2016 -2020 MSD CIP as submitted by MSD; and

WHEREAS, after legal advertisement, this Board did conduct a public hearing on November 18, and December 9, 2015 on the FY 2016 – 2020 MSD CIP, at which hearing all persons desiring to ask questions and make statements were afforded such opportunity; and

WHEREAS, by approving this FY 2016 – 2020 MSD CIP, the Board also is specifically authorizing the preparation of detailed plans, specifications, estimates of costs, and where appropriate, preparation of tentative assessments, subject to the conditions of the Board, for the projects contained and outlined in Exhibit A, for 2016, which are attached hereto and by reference made a part thereof, subject to the modifications, terms, conditions, and restrictions contained in this Resolution; and

WHEREAS, by approving this FY 2016 – 2020 MSD CIP, the Board also is specifically approving the detailed plans, specifications, and estimates of cost for the projects contained and outlined in Exhibit B, subject to the conditions of the Board, which are attached hereto and by reference made a part thereof; and

WHEREAS, by approving this FY 2016 -2020 MSD CIP, the Board is requiring that any project contained in Exhibit A, when ordered constructed, have specific authorization and

appropriation of funds through legislation passed by the Board, subject to the modifications, terms, conditions, and restrictions contained in this Resolution; and

WHEREAS, by approving this FY 2016 – 2020 MSD CIP, the Board is specifically approving the amounts for certain projects identified in Exhibits A and B with modifications as specified in this Resolution; and

WHEREAS, where conflicts exist between this Resolution and any Exhibits attached hereto, this Resolution shall control; and

WHEREAS, by approving this FY 2016 – 2020 MSD CIP, the Board is approving, in concept only, the submitted project list and total project cost estimates not contained in Exhibits A or B, and any such project not contained in these Exhibits, when ordered designed or constructed, will require specific authorization and appropriation of funds through legislation passed by the Board; and

WHEREAS, by approving this FY 2016 – 2020 MSD CIP, the Board is also specifically appropriating funds amounting to \$22,648,495 for either (a) planning activities and studies, (b) the preparation of detailed project plans, specifications, cost estimate; (c) project easement acquisition; or (d) a combination of only these project activities for projects contained in Exhibit A; and

WHEREAS, by approving this FY 2016 – 2020 MSD CIP, the Board is specifically appropriating funds amounting to \$30,543,000 for construction and authorizing the construction of projects as identified in Exhibit B; and

WHEREAS, by approving this FY 2016 – 2020 MSD CIP, the Board is specifically appropriating funds amounting to \$11,500,000 for the establishment of a program contingency (Project ID 13090000); and

WHEREAS, it has been determined sufficient unappropriated funds are available for use by MSD to temporarily finance construction costs prior to the issuance of long-term revenue and/or special assessment bonds.

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Hamilton County, Ohio, that the FY 2016 – 2020 Capital Improvement Program of the Metropolitan Sewer District of Greater Cincinnati, as amended by the County, for the period of January 1, 2016 – December 31, 2016, which is inclusive of Exhibits A and B, be and hereby is approved and adopted, subject to the terms, conditions, and restrictions in this Resolution.

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Hamilton County, Ohio, that the following terms, conditions, and restrictions apply to all funds legislated for the Capital Improvement Program budget of MSD:

1. The approved 2016 – 2020 MSD CIP budget amount shall be treated as an amount not to be exceeded. If MSD proposes a new project to be added to the 2016 – 2020 MSD CIP, MSD shall identify a project (or multiple projects) currently in the CIP that will be cancelled or delayed until the 2017 program or later to offset the additional cost of the proposed project. If no

offsetting projects can be identified, and the County concurs, MSD shall provide documentation of the need for the project to be added to the 2016 – 2020 MSD CIP for review and concurrence by the County prior to requesting Board of County Commissioners approval

2. By approving this FY 2016 – 2020 MSD CIP, the Board is specifically placing a hold on certain projects in Exhibits A and B, and explained in MSD Resolution Requesting Additional Information for Specific Projects Approved in the FY 2016-2020 Capital Improvement Program CIP Book; a hold which shall be lifted once MSD obtains written County approval to proceed with each project; and

3. By approving this FY 2016 – 2020 MSD CIP, the Board is specifically directing MSD, when submitting for approval design funding legislation, to provide a quality assurance report that compares the current project design to the approved BCE project approach. This quality assurance report must be approved by the County prior to any expenditure of any authorized funds; and

4. By approving this FY 2016 – 2020 MSD CIP, the Board is specifically directing MSD, when submitting for approval construction funding legislation, to provide a quality assurance report that compares the current project design to the approved BCE project approach. This quality assurance report must be approved by the County prior to any expenditure of any authorized funds; and

5. By approving this FY 2016 – 2020 MSD CIP, the Board directs MSD, no later than January 31, 2016, to submit to the Board a Lower Mill Creek Partial Remedy (LMCPR) program cost estimate report. In addition to the data MSD provides in its routine monthly report this cost estimate will include all related Program Management and Support Services (PMC) and other Allowance related costs already expended and anticipated to be spent throughout the completion of the LMCPR program; and

6. For any Allowance funded expense exceeding \$100,000, MSD will provide to the County for approval prior to the expenditure of any funds a Business Case Evaluation (BCE) justifying the expense.

BE IT FURTHER RESOLVED, that the sum of \$64,691,495 currently existing in unappropriated funds available for use by MSD in Capital Improvement Fund 704 maintained by the City of Cincinnati, and the Surplus Account held at US Bank is hereby appropriated to pay costs for planning, design, easement acquisition, and/or other related pre-construction activity costs incurred in connection with the 2016 – 2020 MSD CIP as outlined in Exhibit A or the construction costs of those projects as identified in Exhibit B.

BE IT FURTHER RESOLVED, by the Board as follows:

SECTION 1. Hamilton County, Ohio (the “County”) may be expected to pay and/or incur costs with respect to the Project (“Prior Capital Expenditures”) on or after the date of this resolution and prior to the issuance of the obligations (the “Obligations”) which will finance the projects defined in Exhibits A and B.

SECTION 2. The Board hereby approves the use of the Obligations in the maximum principle amount of \$64,691,495 dollars to finance the costs of the Projects contained in Exhibits A and B and declares its intent that any prior Capital expenditures made by the County will be made in anticipation of the issuance of such Obligations to reimburse said prior Capital expenditures. This declaration is made pursuant to Treas. Reg. Section 1.150-2 or any success thereto.

SECTION 3. The County Administrator, the Director of MSD, the Director of Finance of the City of Cincinnati, the County Auditor and/or US Bank, NA, as trustee, each as applicable are hereby authorized and directed to reimburse, not later than 18 months after the later of (i) the date the original expenditure was paid or (ii) the date the item was placed in service, only those prior Capital expenditures from Projects contained in Exhibits A and B and made with respect to assets having a reasonably expected economic life of at least one year, and, in addition, eligible preliminary expenditures paid and incurred in connection with the Project from the Revenue Fund, Replacement and Improvement Account and/or the Surplus Account.

SECTION 4. The Board finds and determines that, consistent with the County's budgetary and financial circumstances, it does not have funds currently available and does not expect to have funds available in the future that may be allocated on a long-term basis, other than the proceeds of the Obligations, to finance the prior Capital expenditures from Projects contained in Exhibits A and B.

SECTION 5. The Board hereby directs the County Administrator, the Director of MSD, the Director of Finance of the City of Cincinnati, the County Auditor and/or US Bank, NA, as trustee, each as applicable, to take the following action at the time the prior Capital expenditures from Projects contained in Exhibits A and B are reimbursed from proceeds of the Obligations only if said reimbursement relieves the proceeds used for reimbursement from any restrictions imposed by both legal documents under which the Obligations were issued and applicable state law: (1) evidence the reimbursement on the books and records maintained with respect to the Obligations, and (2) identify either the actual prior expenditure to be reimbursed or, in the case of reimbursement of a fund or account, the fund or account from which the expenditure was paid.

SECTION 6. The books, records, and processing of the County and MSD with respect to this resolution shall be made reasonably available by the County for inspection by the general public at the County's administrative office every business day during normal business hours commencing no later than 30 days after the passage of this resolution. Said books, records and proceedings of the County with respect to this resolution will continue to be reasonably available to the general public until the date of issuance of the Obligations.

BE IT FURTHER RESOLVED, that no less than 24 months after the adoption of this FY 2016 - 2020 MSD CIP, the Hamilton County Administrator is hereby authorized to review and submit to this Board an evaluation of the use and continued applicability of the MSD Financial Policy Manual provision regarding the Programmatic Contingency and de-appropriation of previously-appropriated capital funds.

BE IT FURTHER RESOLVED, that the Clerk of this Board be and hereby is directed to certify copies of this resolution to Christian Sigman, Hamilton County Administrator; John Cranley, Mayor, City of Cincinnati; the Council of the City of Cincinnati in care of the Clerk of

Council; Cincinnati City Manager; and Gerald Checco, Executive Director of the Metropolitan Sewer District of Greater Cincinnati.

BE IT FURTHER RESOLVED, that this Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

ADOPTED at a regularly adjourned meeting of the Board of County Commissioners of Hamilton County, Ohio, this 16th day of December, 2015.

Mr. Monzel YES

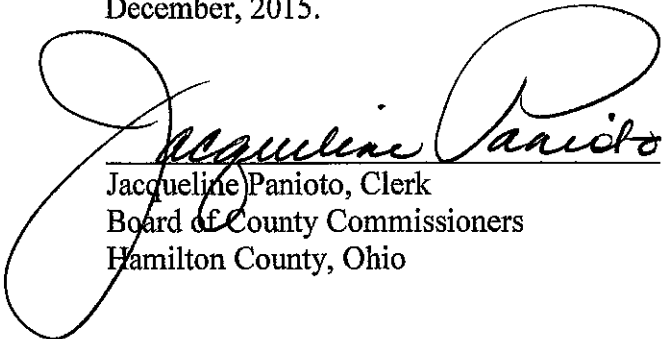
Mr. Hartmann YES

Mr. Portune YES

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution adopted by the Board of County Commissioners in session this 16th day of December, 2015.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of the Office of the Board of County Commissioners of Hamilton County, Ohio, this 16th day of December, 2015.


Jacqueline Panioto, Clerk
Board of County Commissioners
Hamilton County, Ohio

MSD RESOLUTION

**REQUESTING ADDITIONAL INFORMATION
FOR SPECIFIC PROJECTS APPROVED IN THE
FY 2016 - 2020 CAPITAL IMPROVEMENT PROGRAM**

THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI

WHEREAS, this Board of County Commissioners of Hamilton County, Ohio, did on a date even herewith, duly authorize the preparation of detailed plans, specifications and estimate of cost for the sewer projects contained in the FY 2016 -2020 Capital Improvement Program (CIP) for the Metropolitan Sewer District of Greater Cincinnati (MSD); and

WHEREAS, the said detailed plans, specifications, and estimates of cost for the sewer projects have been completed and have been presented to this Board by the Hamilton County Sanitary Engineer (for the purposes of the Metropolitan Sewer District of Greater Cincinnati as authorized in the Resolution of February 28, 2007, Comm. Minutes, Vol. 305, Images 4190 – 4191), with his recommendation for approval by this Board; and

WHEREAS, the aforesaid detailed plans, specifications, and estimate of cost of the sewer projects contained in FY 2016-2020 CIP have been approved by this Board of County Commissioners.

WHEREAS, the Board of County Commissioners would like more information on the projects listed within **Attachment A** to this resolution in order to ensure that the listed projects remain on schedule and within the requested budget.

NOW THEREFORE BE IT RESOLVED, that the Board of County Commissioners requests that MSD provide the information in **Attachment A** for the purpose of ensuring that the FY 2016-2020 CIP, specifically those projects listed in **Attachment A**, remains on schedule and on budget.

BE IT FURTHER RESOLVED, that this Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Board of County Commissioners and that all deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

ADOPTED at a regularly adjourned meeting of the Board of County Commissioners of Hamilton County, Ohio, this 16th day of December, 2015.

Mr. Hartmann YES

Mr. Monzel YES

Mr. Portune YES

**ATTACHMENT A TO MSD RESOLUTION
REQUESTING ADDITIONAL INFORMATION
FOR SPECIFIC PROJECTS APPROVED IN THE
FY 2016 - 2020 CAPITAL IMPROVEMENT PROGRAM**

By Resolution Adopting the FY 2016-2020 Capital Improvement Program (Image Stamp _____), the County has authorized funds to support the FY 2016-2020 Capital Improvement Program (CIP). Certain projects within the authorized CIP require additional coordination between the County and MSD before the projects can proceed. MSD shall not expend any funds on these projects until County and MSD coordination is complete and the County issues written notice for MSD to proceed. The projects and required action or required information that the County identified are listed below. The County is interested in expeditiously advancing these projects and is prepared to meet without delay with MSD to discuss the specific concerns for each project.

PROJECT NUMBER	PROJECT NAME	BUDGET AMOUNT ON HOLD	ACTION/INFORMATION REQUESTED
	Muddy Creek Basin IWAP/Planning	\$ 1,000,000	MSD has indicated that they do not believe an integrated watershed action plan will have benefit for the Muddy Creek Basin. MSDGC is to provide a summary of the \$8 million of reports that MSD has produced for the watershed and identify the action plan and specific projects recommended. The summary report is due by March 31, 2016.
11170050	East Duck Creek IWAP	\$ 1,000,000	This IWAP was funded in the 2015 CIP but not executed, so this project is added to 2016 CIP to support the Phase 2 planning. MSD to provide scope and cost to County for review and approval.
10180116	Main Sewer Renewal Program 2016	\$ 6,000,000 Authorized \$ 3,000,000 On Hold (\$ 3,000,000 Appropriated Effective 1/1/16)	MSD is to provide by January 15, 2016 reporting of footage renewed from the past three years' expenditures and current projected footage renewal for 2016 compared against annual asset management and risk reduction targets.
10180216	Manhole Renewal Program 2016	\$ 1,300,000 Authorized \$ 700,000 On Hold	MSD to provide by January 15, 2016 reporting of manholes renewed, three past years' expenditures and current projected manhole renewal for 2016 compared against annual asset management and risk reduction

		(\$ 600,000 Appropriated Effective 1/1/16)	targets. In addition, by jurisdiction, MSD to report quarterly, number of MHs raised and number of MHs repaired or rehabilitated. MSD is to provide the agreements with the various jurisdictions for addressing MH's in areas where pavement grades are changing.
	WWIP Phase 2 Planning	\$ 200,000	WWIP Phase 2 planning has been removed from the Wet Weather Program Management allowance. Provide County planning scope for approval. Please assign a Project ID number.
	Financial Tracking and Analyses	\$ 200,000	Financial Tracking and Analyses has been removed from the Wet Weather Program Management allowance. Meet with County by January 15, 2016 to discuss preliminary scope. Provide County scope for approval, including the financial capability and affordability analysis required to develop a phase 2 schedule for the WWIP. Please assign a Project ID number.
10370025	Kenwood Hills Local Sewer	\$ 974,892	Provide design scope and project benefits to the County for review and approval.
10221245	Taylor Creek WWTP Disinfection Upgrade	\$ 147,000	Provide BCE based upon local testing data.
10230041	Westport Village PS Elimination	\$ 967,100	Condition Score listed as "Good" (structure), "Good" (pump) and "Good" (electrical) in Pump Station Prioritization Study with a priority ranking of 20 out of 107. Provide a rationale as to why a pump station in good condition should be eliminated ahead of Pump Stations in poor condition. Obtain County approval.
10240291	Mill Creek WWTP Solids Handling Improvements Phase 1	\$ 12,212,100	All significant solids handling processes need to be included in the District-wide solids handling plan. Contingent upon County approval of a District-Wide Solids Management Master Plan to be provided by MSD.
10240380	CSO 005 Water Connection	\$ 71,000	BCE type document and Const. Documents are to be provided with Construction Legislation for authorization. The BCE or addendum to the BCE needs to confirm that with the change in flow resulting from the Lick Run project this project is still necessary.

10240450	Vinton Street - Beekman to Liddell Street Sewer Replacement	\$ 204,200	Provide BCE to confirm whether the project separates stormwater from CSO 005.
10240495	Wahl Terrace Sewer Replacement	\$ 251,200	Contingent upon County approval of BCE
10240635	Mill Creek WWTP Plant Influent and Headworks Odor Control	\$ 1,259,000	Design funding was legislated in 2015. No construction funding was legislated in 2015. Scope to be developed as part of BCE development. MSD to provide updated information and identify which project costs are to be funded from WWT Asset Renewal.
10240650	Hackberry Street Sewer Replacement	\$ 280,900	Contingent upon County approval of BCE.
10240660	Mill Creek WWTP Gravity Thickeners Odor Control	\$ 926,805	Provide BCE that justifies project and quantifies the degree of offsite odor reduction.
10240685	Division of Industrial Waste Building Roof Replacement	\$ 532,500	BCE type document and Construction Documents are to be provided with Construction Legislation for authorization. MSD to explain why project cost has doubled.
10270008	Dry Run Sewers Contract 8M	\$ 5,352,100	Purpose and need for miscellaneous expenses to be provided to County for review and approval.
10270190	Columbia Square Development Separation	\$ 139,100	Contingent upon County approval of BCE.
10280505	Pump Station Telemetry System Upgrades	\$ 400,000	Contingent upon County approval of BCE.
10280186	WWT System Asset Renewal 2016	\$ 2,000,000 Authorized \$ 1,500,000 On Hold (\$ 500,000 Appropriated Effective 1/1/16)	Based on historic analyses allocate as follows: Mill Creek WWTP - \$1.5M Muddy Creek WWTP - \$0.25M Little Miami WWTP - \$0.25M Provide County a BCE for projects greater than \$100k that defines and evaluates scope as separate projects. Access to Funds contingent on providing the following: <ul style="list-style-type: none"> • A risk and criticality ranking for each listed project. • Indicate how and why the listed

			projects are the highest risk and criticality projects within the WWT Facilities.
10280236	Hydraulic Modeling 2016	\$ 750,000	MSD to provide to the County: 1) Details on specific expenditures within the Allowance; 2) Indicate which models will be updated in 2016 to meet MSD's current Modeling Standards (Version 3), and confirmation from MSDGC's CFO that the work is a capital expenditure.
10280316	Emergency Sewer Repairs 2016 <i>[f.k.a. "Prioritized Wastewater Collection System Improvements 2016"]</i>	\$ 7,000,000 Authorized \$ 5,000,000 On Hold (\$ 2,000,000 Appropriated Effective 1/1/16)	Restore to two allowances Emergency Sewer Repairs & High Risk Asset Renewal consistent with an industry standard asset management program. MSD to provide by January 15, 2016 for 2016 projected expenditures a) Total linear feet (LF) to be renewed or replaced, b) Current planned annual Asset Renewal Rate and Target Renewal Rate (as a percentage of the total system footage, i.e., 0.5%, 1.0% etc.), c) LF of EXTREME and HIGH Criticality pipes renewed or replaced, d) LF of EXTREME and HIGH Criticality pipe known to be remaining.
80516	High Risk Asset Renewal 2016 <i>[f.k.a. "Prioritized Wastewater Collection System Improvements 2016"]</i>	\$ 3,000,000 Authorized \$ 2,000,000 On Hold (\$ 1,000,000 Appropriated Effective 1/1/16)	Restore to two allowances Emergency Sewer Repairs & High Risk Asset Renewal consistent with an industry standard asset management program. MSD to provide by January 15, 2016 for 2016 projected expenditures a) Total linear feet (LF) to be renewed or replaced, b) Current planned annual Asset Renewal Rate and Target Renewal Rate (as a percentage of the total system footage, i.e., 0.5%, 1.0% etc.), c) LF of EXTREME and HIGH Criticality pipes renewed or replaced, d) LF of EXTREME and HIGH Criticality pipe known to be remaining.
10280606	Building Sewer Renewal Program 2016	\$ 1,000,000 Authorized \$ 750,000 On Hold (\$ 250,000 Appropriated Effective 1/1/16)	Provide BCE to evaluate risk and recommend policy change. Obtain approval by the County and rule or policy implementation by the BOCC. Funds provided to support emergency repair of laterals (building sewers). Funding recognizes potential delays resulting from analyses and the likely need for Policy or Rule change.

10240695	Mill Creek WWTP Odor Control Dispersion Model	\$ 250,000	Moved from Operating Budget (Odor Control Category). Requires a BCE for County review.
10240700	Mill Creek WWTP Security Enhancements	\$ 250,000	Moved from Operating Budget (Security Category). Provide security assessment report for County review and approval. Provide BCE as appropriate.
10290145	Financial Management System Integration	\$ 1,500,000	MSD to provide scope and cost for system assessment effort for County review and approval. Scope should be phased to allow for assessment of current systems, needs, and benefits before proceeding to next phase.
10280716	Asset Management Projects	\$ 10,000,000	New Allowance proposed by County to address critical assets. County will provide direction as to how this allowance will be used no later than January 31, 2016

MSD RESOLUTION

**AUTHORIZING THE PREPARATION OF DETAILED PLANS,
SPECIFICATIONS AND ESTIMATES OF COST
FY 2016- 2020 CAPITAL IMPROVEMENT PROGRAM**

THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI

WHEREAS, the Board of County Commissioners of Hamilton County, Ohio, did, by resolution adopted on a date even herewith, approve the FY2016 – 2020 Capital Improvement Plan for the Metropolitan Sewer District of Greater Cincinnati (MSD); and

WHEREAS, the Board wishes to proceed with the completion of detailed plans, specifications, cost estimates, right-of-way acquisition, administrative expenses and other expenses for the projects contained in **Exhibits A, and B**, located in the Metropolitan Sewer District; and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director of the Metropolitan Sewer District of Greater Cincinnati be, and he is hereby authorized and directed to complete preparation and submit forthwith, for the consideration and approval of this Board, detail plans, specifications and estimate of cost for projects contained in **Exhibits A, and B**, subject to the modifications, terms, conditions, and restrictions passed by this Board this same day in a resolution titled "Resolution Adopting the FY 2016 – 2020 Capital Improvement Program, The Metropolitan Sewer District of Greater Cincinnati, Hamilton County, Ohio."

BE IT FURTHER RESOLVED that the projects shall conform with all applicable Board of County Commissioners Resolutions, and MSD Rules and Regulations prior to initiating additional work.

BE IT FURTHER RESOLVED, that this Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Board of County Commissioners and that all deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

ADOPTED at a regularly adjourned meeting of the Board of County Commissioners of Hamilton County, Ohio, this 16th day of December, 2015.

Mr. Hartman YES

Mr. Monzel YES

Mr. Portune YES

MSD RESOLUTION

**DECLARING THE NECESSITY TO CONSTRUCT
SEWER PROJECTS CONTAINED IN EXHIBIT B**

**THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI
HAMILTON, COUNTY, OHIO**

AND DETERMINING TO PROCEED WITH THE IMPROVEMENTS

WHEREAS, this Board of County Commissioners of Hamilton County, Ohio has heretofore approved a General Plan for the construction, maintenance, and operation of a sanitary sewer system in the Metropolitan Sewer District of Greater Cincinnati, Hamilton County, Ohio (the "Metropolitan Sewer District"); and

WHEREAS, the Board of County Commissioners of Hamilton County, Ohio did approve, on a date even herewith the detailed plans, specifications, and estimate of cost for the sewer projects as contained in **Exhibit B**; and

WHEREAS, said sewer projects as contained in said **Exhibits B** are for the purpose of the operation and maintenance of the Metropolitan Sewer District of Greater Cincinnati, as operated by this Board under Chapter 6117 Revised Code of Ohio, are in compliance with Section 133.01(Z) R.C., and all projects contained in **Exhibit B** are recognized as either "sanitary facilities" or "drainage facilities" under Chapter 6117.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hamilton County:

SECTION 1. That it is hereby declared necessary for the preservation and promotion of the public health and welfare to proceed with the construction of the sewer projects contained in **Exhibit B**.

SECTION 2. That the construction of the sewer projects contained in **Exhibit B** together with the necessary appurtenances thereto, shall be in accordance with the General Plan of sewerage of the Metropolitan Sewer District of Greater Cincinnati. The estimated cost of construction, including engineering and incidental expenses, is more fully described in **Exhibits B**.

SECTION 3. That to provide a means to pay for the said improvements contained in **Exhibit B**, bonds and certificates of indebtedness in anticipation thereof may be issued in accordance with Chapters 6117 and 133 of the Ohio Revised Code which will be retired from unencumbered sewerage service charge revenues of the Metropolitan Sewer District. No part of the cost of the said improvements shall be assessed against the benefited properties.

SECTION 4. That said sewer projects as contained in **Exhibit B**, together with the necessary appurtenances thereto, shall be located as more fully described under "LOCATION" of each

project in said Exhibit and of the materials set forth in the approved detailed plans and specifications.

BE IT FURTHER RESOLVED, that said sewer projects as contained in **EXHIBIT B**, in the Metropolitan Sewer District, be and the same is hereby ordered to be constructed in accordance with the plans and specifications heretofore adopted and approved by this Board, which hereby ratifies the same.

BE IT FURTHER RESOLVED, that this Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Board of County Commissioners and that all deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

ADOPTED at a regularly adjourned meeting of the Board of County Commissioners of Hamilton County,

Ohio, this 16th day of December, 2015.

Mr. Hartmann YES

Mr. Monzel YES

Mr. Portune YES

MSD RESOLUTION

**AUTHORIZING THE CITY MANAGER
TO ADVERTISE FOR BIDS**

WHEREAS, on a date even herewith this Board of County Commissioners of Hamilton County, Ohio, determined to proceed with the construction of sewer projects as contained in **Exhibit B** in the Metropolitan Sewer District of Greater Cincinnati, in accordance with the plans, specifications and estimate of cost, heretofore approved and ratified; and

WHEREAS, said sewer projects as contained in said **Exhibit B** are for the purpose of the operation and maintenance of the Metropolitan Sewer District of Greater Cincinnati, as operated by this Board under Chapter 6117 Revised Code of Ohio, are in compliance with Section 133.01(Z) R.C., and all projects on **Exhibit B** are recognized as either "sanitary facilities" or "drainage facilities" under Chapter 6117.

WHEREAS, it is deemed advisable to proceed at once with the next legislative step required by law, which is the offering of said contract for competitive bidding.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Hamilton County, Ohio, that the City Manager of Cincinnati, Ohio, is hereby authorized to proceed at once, at the earliest possible time, in accordance with the pertinent competitive bidding procedures and requirements set forth in the Ohio Revised Code and the Hamilton County Board of County Commissioner's Resolution establishing Procurement Policies for the Metropolitan Sewer District dated September 16, 2013, to advertise the contract for said sewer projects as contained in Exhibit B, in the Metropolitan Sewer District of Greater Cincinnati.

BE IT FURTHER RESOLVED, that this Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Board of County Commissioners and that all deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

ADOPTED at a regularly adjourned meeting of the Board of County Commissioners of Hamilton County,

Ohio, this 16th day of December, 2015.

Mr. Hartmann YES

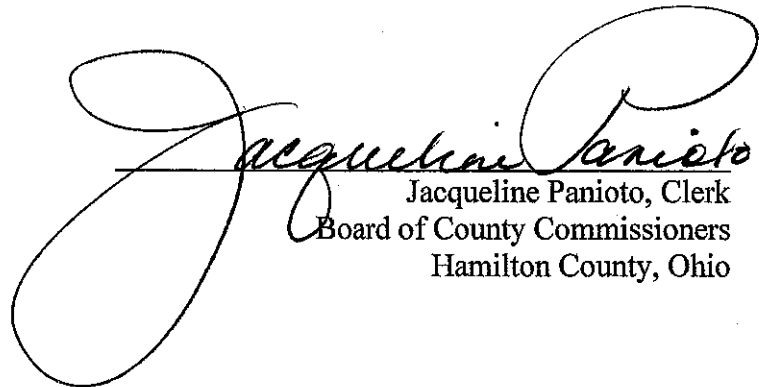
Mr. Monzel YES

Mr. Portune YES

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of resolutions adopted by the Board of County Commissioners in session the 16th day of December, 2015.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of the Office of the Board of County Commissioners of Hamilton County, Ohio, this 16th day of December, 2015.



Jacqueline Panioto, Clerk
Board of County Commissioners
Hamilton County, Ohio