

Diana R. Christy
Director, MSD



MSD Legislative Fact Sheet

1/30/2025

General Legislative Information	Project Name, Sewer No. & ID:	Kenwood Hills Local Sewer 5933 ; 10370025
	Project Location:	This project is located in the Little Miami sewershed of the East Basin between Camargo Road and Kenwood Road and between May Street and Chandler Street in the City of Madeira, Hamilton County, Ohio.
	Funding Type:	Capital
	Legislative Action Requested¹⁻⁵:	Real Property Appropriation Construction
	Funding:	\$ 12,370,146.00 (current request); \$ 13,345,038.00 (total estimated cost)

Problem/Need

The current request is to take various legislative actions necessary to progress with the construction of the Kenwood Hills Local Sewer project, which is intended to construct public sewers to serve 160 properties currently served by household sewage treatment systems (HSTSs). This project was initiated and has been proceeding as a sewer assessment project pursuant to MSD Rules and Regulations Section 1805, under which each benefited property would be assessed a portion of the project costs (\$12,000 each for 159 properties and \$6,200 for one property with a compliant HSTS). The Board held a public hearing on October 3, 2024, as required by Ohio law for projects in which costs will be assessed to the benefited properties. Several public comments were received expressing objection to the high cost for the affected property owners.

Following the first public hearing, MSD received a funding opportunity for the project – a no interest loan with \$4,000,000 in principal forgiveness through Ohio EPA's Wastewater Pollution Control Loan Fund (WPCLF) Program Year 2025. The loan must be awarded in 2025 in order to take advantage of these favorable terms, which will require expediency in obtaining all necessary legislative approval; appropriating remaining easements needed for the project; advertising and awarding a construction contract; and completing the application and loan documents.

MSD proposes to, at the Board's discretion, apply the \$4,000,000 in funding to offset the amount that would have been assessed to the 160 benefited properties (\$1,914,200 total) and the remaining amount (\$2,085,800) would reduce the project cost to an estimated \$9,345,038. Therefore, no costs would be assessed to the benefited property owners and this project can follow the typical legislative process for a non-assessment sewer project (i.e., the Board may authorize and fund construction without the additional procedural steps that would be required for an assessment project). Property owners would remain responsible for the costs of any necessary private improvements (e.g., HSTS abandonment, plumbing work to connect to the newly constructed public sewer). A subsequent public hearing was held on January 28, 2025 to discuss this funding update and other matters related to the project.

1. **Design** – includes resolutions authorizing revision of the general plan of sewerage and preparation of detailed plans, specifications, and estimate of cost and appropriating funds for the same.
2. **Real Property Appropriation** – includes resolutions authorizing real property appropriation and may include resolutions approving a revised general plan of sewerage and detailed plans, specifications, and estimate of cost; or declaring project necessity and determining to proceed with construction.
3. **Construction** – may include resolutions approving a revised general plan of sewerage and detailed plans, specifications and estimate of cost; declaring project necessity and determining to proceed with construction; appropriating funds for construction; or authorizing contract procurement.
4. **Various Assessment Actions** – may include resolutions to set a public hearing; determining to proceed with construction; or disposing of objections.
5. **Other** – may include a resolution amending the annual Capital Improvement Program (CIP) and other actions not covered above. Purpose is listed.

The enclosed legislation reflects the change in funding as well as provides all other legislative actions necessary to progress to construction, including the appropriation of the remaining three easements from Baltimore and Ohio (B&O) Railroad Company needed for the project.

Funding Use

MSD proposes to construct approximately 9,500 linear feet of 8-inch gravity sewer, 3,300 linear feet of 2-inch low pressure force main, 127 six-inch laterals, 33 1.5-inch laterals, and other sewer appurtenances. The proposed sewer will outfall to Sanitary Sewer No. 3042 located near Camargo Road.

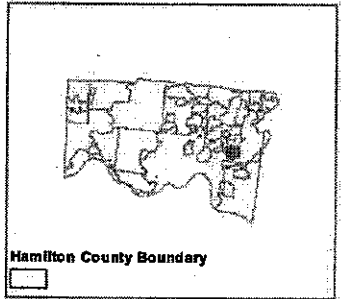
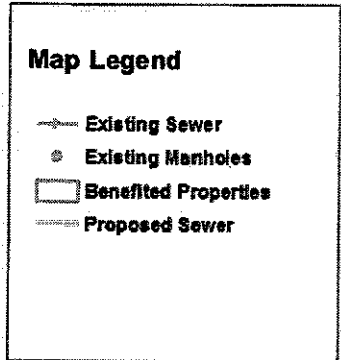
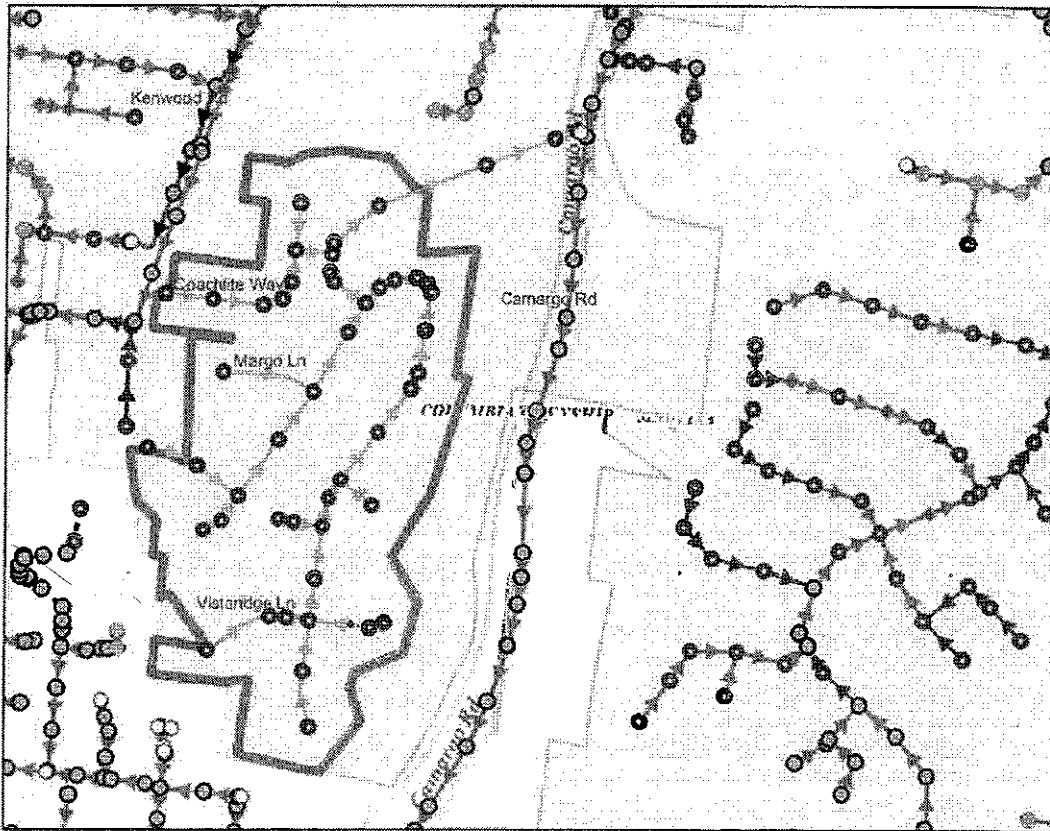
The current construction estimate is \$12,303,000, a \$976,000 increase over the prior estimate. This increase is primarily due to updated costs for jack and bore, 6-inch conduit, and railroad flagging fees. The total project cost is now an estimated \$13,345,038. As explained above, MSD is eligible to receive a no interest loan with \$4,000,000 in principal forgiveness through WPCLF, which would ultimately reduce the project cost to an estimated \$9,345,038.

Project Benefits

This project will expand public sewer service availability and MSD's customer base. Additionally, it will facilitate the decommissioning of 160 household sewage treatment systems, thereby mitigating any associated public and environmental health risks.

Background, Schedule, & Budget	Prior Legislation:	<ul style="list-style-type: none"> - Design Services, approved 12/15/2015 (w/ 2016 CIP) - Plan & Specs/Necessity/Set Public Hearing, approved 8/29/2024 - Public Hearing, held & continued 10/3/2024 - Public Hearing, held & closed 1/28/2025 				
	Future Legislation:	None				
	Construction Schedule:	Projected Start: December 2025				
		Projected Finish: May 2027				
	CIP Year(s):	2016, 2024, 2025				
	Budget Specifics	Item	Prior Approval	Current Request	Future Request	Totals
		Planning	\$0.00	\$0.00	\$0.00	\$0.00
		Design	\$339,135.00	\$0.00	\$0.00	\$339,135.00
		Pre-Construction Services	\$103,206.00	\$0.00	\$0.00	\$103,206.00
		Miscellaneous Expense	\$258,475.00	\$0.00	\$0.00	\$258,475.00
Right of Way		\$274,076.00	\$0.00	\$0.00	\$274,076.00	
Construction		\$0.00	\$12,303,000.00	\$0.00	\$12,303,000.00	
Construction Services		\$0.00	\$67,146.00	\$0.00	\$67,146.00	
Interest / Financing		\$0.00	\$0.00	\$0.00	\$0.00	
Program Management		\$0.00	\$0.00	\$0.00	\$0.00	
Subtotals		\$974,892.00	\$12,370,146.00	\$0.00	\$13,345,038.00	
Programmatic Contingency Adjustment				\$0.00		
Total Estimated Project Cost				\$13,345,038.00		
Associated Work, Estimated Cost (Project ID# N/A)				\$0.00		
Total Estimated Cost				\$13,345,038.00		

Kenwood Hills Local Sewer, S.S. 5933, Project ID 10370025
City of Madera, Hamilton County, Ohio





January 30, 2025


Honorable Board of County Commissioners
 Hamilton County, Ohio
 % Mr. Jeff Aluotto
 Hamilton County Administrator
 Todd B. Portune Center for County Government
 138 E. Court Street, Room 603
 Cincinnati, Ohio 45202

Honorable Commissioners:


Enclosed for your consideration is legislation provided by the City of Cincinnati, through its Department of Sewers, as the sole management agency for the operation and maintenance of the Metropolitan Sewer District of Greater Cincinnati ("MSD"), to take various legislative actions necessary to progress S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer to construction.

Further information regarding the proposed project and legislation is provided in the enclosed legislative fact sheet.

Recommended:


 Diana R. Christy
 Director, MSD

Approved:


 Sheryl M. M. Long
 City Manager

Provided to Hamilton County on January 31, 2025
 Reviewed by Karen A. Ball January 31, 2025 and
 recommended by County Administration.

On motion of Ms. Dickens seconded by Ms. Simon the following resolutions were adopted...

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THE METROPOLITAN SEWER DISTRICT
OF GREATER CINCINNATI

January 30, 2025

S.S. NO. 5933, PROJECT ID 10370025,
KENWOOD HILLS LOCAL SEWER

Honorable Board of County Commissioners
Hamilton County, Ohio

Pursuant to Ohio Revised Code Section 6117.06(A), I hereby certify that the general plan of sewerage the Metropolitan Sewer District of Greater Cincinnati ("MSD") has been revised to include No. 5933, Project ID 10370025, Kenwood Hills Local Sewer and recommend this Board's approval of the same. Said revised general plan of sewerage is as complete as can be developed at this time and is devised with regard to any existing sanitary or drainage facilities or prevention or replacement facilities in the MSD at present as well as prospective needs for additional sanitary or drainage facilities or prevention or replacement facilities in the MSD.

I further herewith certify the revised plans, specifications, and estimate of cost for S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer.

Respectfully submitted,



Reese P. Johnson, P.E., PMP, Deputy Director, Chief Engineer
Metropolitan Sewer District of Greater Cincinnati
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)

REVISED ESTIMATE OF COST
 S.S. NO. 5933, PROJECT ID 10370025,
 KENWOOD HILLS LOCAL SEWER
 THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI

ITEM	PRIOR APPROVAL	CURRENT REQUEST	FUTURE REQUEST	TOTALS
Planning	\$0.00	\$0.00	\$0.00	\$0.00
Design	\$339,135.00	\$0.00	\$0.00	\$339,135.00
Pre-Construction Services	\$103,206.00	\$0.00	\$0.00	\$103,206.00
Miscellaneous Expense	\$258,475.00	\$0.00	\$0.00	\$258,475.00
Right of Way	\$274,076.00	\$0.00	\$0.00	\$274,076.00
Construction	\$0.00	\$12,303,000.00	\$0.00	\$12,303,000.00
Construction Services	\$0.00	\$67,146.00	\$0.00	\$67,146.00
Interest / Financing	\$0.00	\$0.00	\$0.00	\$0.00
Program Management	\$0.00	\$0.00	\$0.00	\$0.00
Subtotals	\$974,892.00	\$12,370,146.00	\$0.00	\$13,345,038.00
Programmatic Contingency Adjustment				\$0.00
Total Estimated Project Cost				\$13,345,038.00
Associated Work, Estimated Cost		Project ID# N/A		\$0.00
Total Estimated Cost				\$13,345,038.00



Reese P. Johnson, P.E., PMP, Deputy Director, Chief Engineer
 Metropolitan Sewer District of Greater Cincinnati
 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)

Approved this 6 day of February, 2025
 Board of County Commissioners
 Hamilton County, Ohio

MSD RESOLUTION**APPROVING A REVISED GENERAL PLAN OF SEWERAGE AND
REVISED DETAILED PLANS, SPECIFICATIONS, AND ESTIMATE OF COST****S.S. NO. 5933, PROJECT ID 10370025,
KENWOOD HILLS LOCAL SEWER****THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI
HAMILTON COUNTY, OHIO**

WHEREAS, a petition was presented to this Board of County Commissioners of Hamilton County, Ohio (the "Board") for the construction of a local sewer to provide public sanitary sewer service to the properties therein pursuant to Section 1805 of the RULES AND REGULATIONS GOVERNING THE DESIGN, CONSTRUCTION, MAINTENANCE, OPERATION AND USE OF SANITARY AND COMBINED SEWERS ("MSD Rules & Regulations"), as entered into Comm'rs Min. Vol. 376, Images 10748 - 10936; and

WHEREAS, in response to said petition, the Board did order, on December 15, 2015, the revision to the general plan of sewerage to include S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Improvement") and preparation of detailed plans, specifications, estimate of cost, and tentative assessments, as entered into Comm'rs Min., Vol. 340, Images 8092 - 8228; and

WHEREAS, on August 29, 2024, the Board did approve said revised general plan of sewerage and detailed plans, specifications, estimate of cost, and tentative assessments, as entered into Comm'rs Min. Vol. 376, Images 10748 - 10936, which included a tentative assessment to each benefited property per Section 1805 of the MSD Rules & Regulations; and

WHEREAS, Hamilton County, through MSD, has since become eligible to receive a no interest loan with \$4,000,000 in principal forgiveness through Ohio EPA's Wastewater Pollution Control Loan Fund (WPCLF) Program Year 2025 for the Improvement and said funding may be used to offset the costs included in the tentative assessments such that no assessments to the benefited properties are needed; and

WHEREAS, it is necessary for the Board to approve revised plans, specifications, and estimate of cost to reflect that costs are no longer intended to be assessed to the benefited properties; and

WHEREAS, 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'rs Min., Vol. 305, Images 4190 - 4191) has provided a revised certificate with said tentative assessments removed, with his recommendation for approval by this Board; and

WHEREAS, the Improvement is for the purpose of acquiring, constructing, and improving capital assets to be used in the operation and maintenance of the MSD, as operated under Chapter 6117 of the Ohio Revised Code ("R.C.") and in compliance with R.C. Section 133.01(Z).

NOW, THEREFORE, BE IT RESOLVED, by this Board of County Commissioners of Hamilton County, Ohio, and pursuant to Ohio Revised Code Section 6117.06(A), that the aforesaid general plan of sewerage for the Metropolitan Sewer District of Greater Cincinnati, revised to include S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer, as well as related revised plans, specifications, and estimate of cost are hereby approved.

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 6 day of February, 2025.

Ms. Driehaus Yes

Ms. Summerow Dumas Yes

Ms. Reece Yes

MSD RESOLUTION**AMENDING THE RESOLUTION DECLARING THE NECESSITY TO CONSTRUCT****S.S. NO. 5933, PROJECT ID 10370025,
KENWOOD HILLS LOCAL SEWER****THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI
HAMILTON COUNTY, OHIO**

WHEREAS, on August 29, 2024, this Board of County Commissioners of Hamilton County, Ohio (the "Board") did declare the construction of S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Improvement") necessary for the preservation and promotion of public health and welfare, as entered into Comm'rs Min. Vol. 376, Images 10748 - 10936 ("Necessity Resolution"); and

WHEREAS, the Board has heretofore approved revised plans, specifications, and estimate of cost for S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Improvement") to reflect that costs are no longer proposed to be assessed to the benefited properties; and

WHEREAS, it is necessary for the Board to amend said Necessity Resolution accordingly.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hamilton County, that the Necessity Resolution adopted August 29, 2024 and recorded in Comm'rs Min. Vol. 376, Images 10748 - 10936, be amended such that Sections 1 through 6 be and are hereby rescinded and replaced as follows:

SECTION 1. That it is hereby declared necessary for the preservation and promotion of public health and welfare to proceed with the construction of S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Improvement") in the Metropolitan Sewer District of Greater Cincinnati ("MSD").

SECTION 2. That the construction of the Improvement, together with the necessary appurtenances thereto, shall be in accordance with the revised general plan of sewerage for the MSD.

SECTION 3. That said Improvement is generally described as follows:

Situated along Coachlite Way, Margo Lane, Oakvista Drive, Mapleridge Drive, Kenwood Hills Drive, Maplespur Lane, and Vistaridge Lane and traverse 5795 Camargo Road, in the City of Madeira, Hamilton County, Ohio, being more particularly described as follows:

This project will construct approximately 9,500 linear feet of 8-inch gravity sewer, 3,300 linear feet of 2-inch low pressure force main, 127 6-inch laterals, 33 1.5-inch laterals, and other sewer appurtenances to outfall to existing Sanitary Sewer No. 3042.

SECTION 4. That the cost of the aforesaid Improvement shall be paid in full by MSD funds, anticipated in the amount of \$13,345,038.00, currently existing and available for use to temporarily finance construction costs prior to the issuance of long-term revenue bonds. Special assessments are not to be levied and collected to pay any part of the cost of the Improvement.

In order to provide a means to pay for said Improvement, 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 MSD.

BE IT FURTHER RESOLVED, that any sections of said Necessity Resolution not amended hereby shall remain in full force and effect.

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 6 day of February, 2025.

Ms. Driehaus Yes

Ms. Summerow Dumas Yes

Ms. Reece Yes

MSD RESOLUTION

RESOLUTION TO PROCEED WITH IMPROVEMENT

S.S. NO. 5933, PROJECT ID 10370025,
KENWOOD HILLS LOCAL SEWER

THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI
HAMILTON COUNTY, OHIO

WHEREAS, the Board has heretofore approved revised plans, specifications, and estimate of cost and amended its Resolution Declaring the Necessity to Construct relative to S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Improvement") to reflect that costs are no longer proposed to be assessed to the benefited properties.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Hamilton County, Ohio, that S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer, in Hamilton County, Ohio, in the Metropolitan Sewer District of Greater Cincinnati, be and is hereby ordered to be constructed in accordance with the approved general plan of sewerage and related detailed plans and specifications, which shall be and are hereby ratified by this Board.

BE IT FURTHER RESOLVED, in order to provide a means to pay for said Improvement, 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 MSD.

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 6 day of February, 2025.

Ms. Driehaus YES

Ms. Summerow Dumas YES

Ms. Reece YES

MSD RESOLUTION

DECLARING THE NECESSITY TO APPROPRIATE TO PUBLIC USE
FOR THE CONSTRUCTION, MAINTENANCE, AND/OR OPERATION OFS.S. NO. 5933, PROJECT ID 10370025,
KENWOOD HILLS LOCAL SEWERTHE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI
HAMILTON COUNTY, OHIO

WHEREAS, on December 15, 2015, this Board of County Commissioners of Hamilton County, Ohio (the "Board") did authorize and fund planning and design phase activities, including the acquisition of necessary real estate or any interest in real estate, for S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Improvement") for the Metropolitan Sewer District of Greater Cincinnati ("MSD"), as entered into Comm'r's Min. Vol. 340, Images 8092 - 8228; and

WHEREAS, on behalf of the Board, MSD has attempted to acquire the necessary real estate or any interest in real estate for the construction, maintenance, and operation of the Improvement, in accordance with the provisions of Sections 6117.39 and 163.01 to 163.22 of the Ohio Revised Code, and has been unable to agree with the owner(s) of the real estate, interest(s) in real estate, or right(s) upon its purchase and sale, or the amount of damages to be awarded therefore; and

WHEREAS, it is therefore necessary for the Board to appropriate the real estate, interest(s), or right(s).

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hamilton County, Ohio, that, pursuant to Sections 6117.39 and 163.01 to 163.22 of the Ohio Revised Code, the following real estate, interest(s), or right(s) are necessary for the protection of the public health and welfare to appropriate to public use for the construction, maintenance, and/or operation of S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer, per the approved plans and specifications for the same, the originals of which are on file with the Metropolitan Sewer District of Greater Cincinnati, Hamilton County, Ohio.

Book - Page - Parcel	Owner	Address	Type	Fair Market Value	Exhibit
525-0021-0045	Baltimore and Ohio Railroad Company	500 Water St. Jacksonville, FL 32202	One permanent easement; two temporary easements	\$771.00	A-D

BE IT FURTHER RESOLVED, that the value(s) of the aforesaid real estate, interest(s), or right(s) together with any damages to the residue, as supported by an independent appraisal, are hereby determined to be in the amount(s) stated above and the owner(s) of said real estate, interest(s), or right(s), as identified in the County Auditor's records, shall be compensated the same.

BE IT FURTHER RESOLVED, that a definite, accurate, and detailed description of the aforesaid real estate, interest(s), or right(s) is included in Exhibits A-D, attached hereto and hereby incorporated by reference.

BE IT FURTHER RESOLVED, that the Director of MSD is hereby directed to transmit a certified copy of this Resolution to the Hamilton County Prosecutor, who is hereby requested to commence proceedings in a proper court by filing a petition and depositing the aforesaid compensation, if applicable, for appropriation of each of the aforesaid parcels, or contiguous parcels in a single common ownership, or interest(s) or right(s) therein.

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 6 day of February, 2025.

Ms. Driehaus Yes

Ms. Summerow Dumas Yes

Ms. Reece Yes

MSD RESOLUTION

**CAPITAL IMPROVEMENT PROGRAM
APPROPRIATION**

**S.S. NO. 5933, PROJECT ID 10370025,
KENWOOD HILLS LOCAL SEWER**

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

WHEREAS, the Board of County Commissioners of Hamilton County, Ohio (the "Board"), by Resolution dated December 12, 2024, did adopt a Capital Improvement Program for the Metropolitan Sewer District of Greater Cincinnati ("MSD") for 2025, which includes S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Project"), as entered into Comm'rs Min. Vol. 377, Images 10669 - 10721; and

WHEREAS, the Project is for the purpose of acquiring, constructing, and improving capital assets to be used in the operation and maintenance of the MSD, as operated under Chapter 6117 of the Ohio Revised Code ("R.C.") and in compliance with R.C. Section 133.01(Z); 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 bonds.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hamilton County, Ohio, that the sum of twelve million three hundred seventy thousand one hundred forty-six dollars (\$12,370,146.00) currently existing in unappropriated funds available for use by the MSD in Capital Improvement Fund 704 maintained by the City of Cincinnati is hereby appropriated to pay costs incurred in connection with the Project, as follows:

SEWER / PROJECT ID	PROJECT	AMOUNT
5933 / 10370025	KENWOOD HILLS LOCAL SEWER	\$12,370,146.00

BE IT FURTHER RESOLVED by the Board of County Commissioners of Hamilton County, Ohio 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 Project.

SECTION 2. The Board of County Commissioners hereby approves the use of the Obligations in the maximum principal amount of \$12,370,146.00 to finance the costs of the Project 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 successor thereto.

SECTION 3. The County Administrator, the MSD Director, the Director of Finance of the City of Cincinnati, the County Auditor and/or US Bank, N.A., 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 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 of County Commissioners 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.

SECTION 5. The Board of County Commissioners hereby directs the County Administrator, the MSD Director, the Director of Finance of the City of Cincinnati, the County Auditor and/or US Bank, N.A., as Trustee, each as applicable, to take the following action at the time the Prior Capital Expenditures 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 proceedings of the County 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 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 9 day of February, 2025.

Ms. Driehaus Yes

Ms. Summerow Dumas Yes

Ms. Reece Yes

MSD RESOLUTION

AUTHORIZING THE CITY MANAGER
TO PROCEED WITH PROCUREMENT OF
A CONSTRUCTION CONTRACT

S.S. NO. 5933, PROJECT ID 10370025,
KENWOOD HILLS LOCAL SEWER

THE METROPOLITAN SEWER DISTRICT OF GREATER CINCINNATI
HAMILTON COUNTY, OHIO

WHEREAS, on a date even herewith this Board of County Commissioners of Hamilton County, Ohio, determined to proceed with the construction of S.S. No. 5933, Project ID 10370025, Kenwood Hills Local Sewer (the "Improvement"), in the Metropolitan Sewer District of Greater Cincinnati, Hamilton County, Ohio ("MSD"), in accordance with the revised general plan of sewerage for MSD; and

WHEREAS, there being no further legislative actions necessary to proceed with construction of the Improvement, it is deemed advisable to proceed with the procurement of a contract for the construction of the Improvement.

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 the earliest possible time, in accordance with the pertinent competitive bidding procedures and requirements set forth in the Ohio Revised Code, to procure a contract for the construction of the Improvement, in the MSD.

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 6 day of February, 2025.

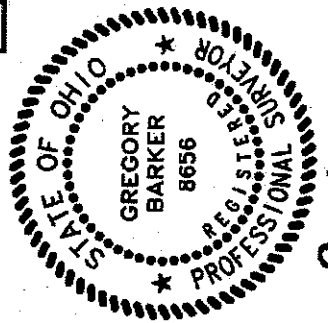
Ms. Driehaus Yes

Ms. Summerow Dumas Yes

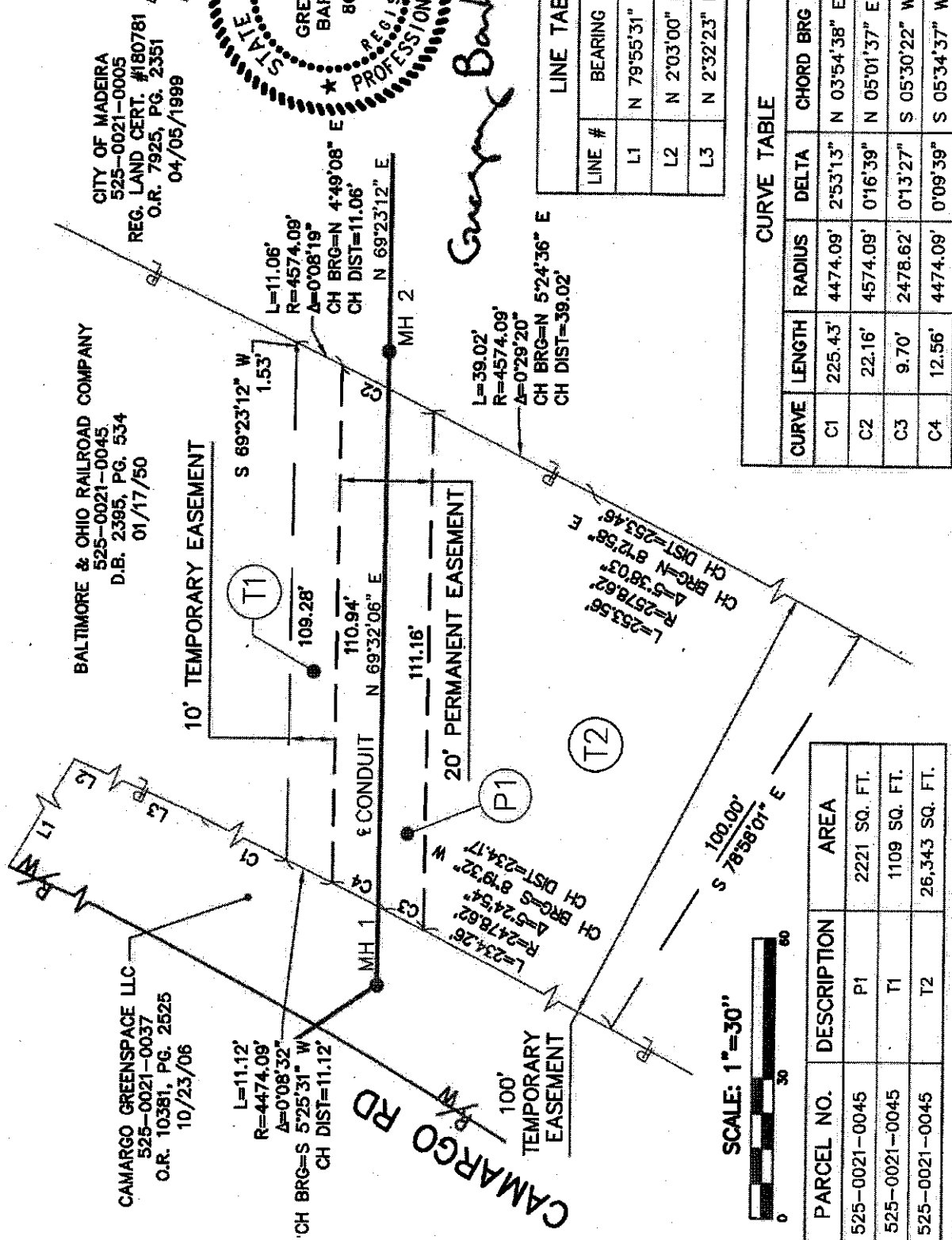
Ms. Reece Yes

**APPROPRIATION PLAT FOR SANITARY SEWER NO. 5933
SITUATED IN SECTION 11, TOWN 4, FRACTINOAL RANGE 2, MIAMI PURCHASE
COLUMBIA TOWNSHIP, CITY OF MADERIA, HAMILTON COUNTY, STATE OF OHIO**

EXHIBIT - A



Gregory Barker
7/1/2021



LINE #	BEARING	DISTANCE
L1	N 79°55'31" W	24.83'
L2	N 2°03'00" E	193.19'
L3	N 2°32'23" E	94.85'

CURVE	LENGTH	RADIUS	DELTA	CHORD BRG	CH DIST
C1	225.43'	4474.09'	2°53'13"	N 03°54'38" E	225.40'
C2	22.16'	4574.09'	0°16'39"	N 05°01'37" E	22.16'
C3	9.70'	2478.62'	0°13'27"	S 05°30'22" W	9.70'
C4	12.56'	4474.09'	0°09'39"	S 05°34'37" W	12.56'

PARCEL NO.	DESCRIPTION	AREA
525-0021-0045	P1	2221 SQ. FT.
525-0021-0045	T1	1109 SQ. FT.
525-0021-0045	T2	26,343 SQ. FT.

BALTIMORE & OHIO RAILROAD COMPANY
525-0021-0045
D.B. 2395, PG. 534
01/17/50

CITY OF MADERIA
525-0021-0005
REG. LAND CERT. #180781
O.R. 7925, PG. 2351
04/05/1999

CAMARGO GREENSPACE LLC
525-0021-0037
O.R. 10381, PG. 2525
10/23/06



EXHIBIT - B

BALTIMORE & OHIO RAILROAD COMPANY
525-0021-0045
Permanent Sewer Easement "P1"
Permanent Sewer Easement for Construction and Maintenance

A permanent easement together with the right of entry and re-entry for the construction, perpetual maintenance, reconstruction, repair and operation of a sewer and appurtenances in and upon the following described lands:

Generally located in Section 11, Town 4, Fractional Range 2, Miami Purchase, Columbia Township, City of Madeira, Hamilton County, Ohio, being part of that land as conveyed to Baltimore & Ohio (B&O) Railroad Company in DB 2395 Page 534 of the Hamilton County Ohio Recorders Office, and being more particularly described as follows:

All bearings are based on NAD83 per GPS observations.

COMMENCING in the southeast corner of a parcel of land deeded to Camargo Greenspace LLC, in O.R. 10381 Page 2525, also being known as Hamilton County Parcel 525-0021-0037, and being on the westerly right-of-way of Camargo Road;

THENCE leaving the right-of-way of Camargo Road and continuing with the southerly line of Camargo Greenspace LLC, the following four courses:

1. North 79° 55' 31" West, 24.83 feet;
2. North 02° 03' 00" East, 193.19 feet;
3. North 02° 32' 23" East, 94.85 feet;
4. With a curve to the right, having an arc length of 236.55 feet, a radius of 4474.09 feet, and being subtended by a chord bearing of North 03° 58' 55" East, 236.52 feet, being the **TRUE POINT OF BEGINNING**;

THENCE leaving the easterly line with a new easement line through the B&O Railroad parcel, South 69° 32' 06" West, 110.94 feet to the westerly line of B&O Railroad;

THENCE with the westerly line of B&O Railroad, with a curve to the right, having an arc length of 22.16 feet, a radius of 4574.09 feet and being subtended by a chord bearing North 05° 01' 37" East, 22.16 feet;

THENCE leaving the westerly line with a new easement line through the B & O Railroad parcel North 69° 32' 06" East, 111.16 feet to the easterly line of B&O Railroad;

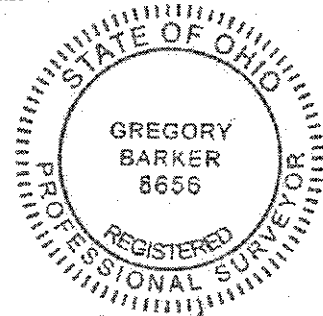
THENCE with the easterly line of B&O Railroad, with a curve to the left, having an arc length of 9.70 feet, a radius of 2478.62 feet and being subtended by a chord bearing South 05° 30' 22" West, 9.70 feet;

THENCE with the easterly line of B&O Railroad, with a curve to the left, having an arc length of 12.56 feet, a radius of 4474.09 feet and being subtended by a chord bearing South 05° 34' 37" West, 12.56 feet to **THE TRUE POINT OF BEGINNING**.

This easement area **CONTAINS 2,221 SQUARE FEET**, more or less, and being subject to all legal highways and any and all easements of record.

The above description was prepared on June 12, 2020 and is based on a survey made under my direct supervision of Gregory Barker, Ohio Registration No. S-8656, beginning in November 2019. The bearings are based on the Ohio State Planed Coordinate System, South Zone Grid, NAD '83, per GPS observations.

RA Consultants, LLC
10856 Kenwood Road
Cincinnati, Ohio 45242





Greg Barker, P.S.

01/27/2025
Date

EXHIBIT - C**BALTIMORE & OHIO RAILROAD COMPANY**

525-0021-0045

Temporary Easement "T1"**Temporary Easement for Construction**

A temporary easement together with the right of entry and re-entry for construction purposes. Said easement shall terminate when the project, Proposed S.S. No. 5933 is completed and accepted by the Metropolitan Sewer District of Cincinnati. Said easement shall be in and upon the following described lands:

Generally located in Section 11, Town 4, Fractional Range 2, Miami Purchase, Columbia Township, City of Madeira, Hamilton County, Ohio, being part of that land as conveyed to Baltimore & Ohio (B&O) Railroad Company in DB 2395 Page 534 of the Hamilton County Ohio Recorders Office, and being more particularly described as follows:

All bearings are based on NAD83 per GPS observations.

COMMENCING in the southeast corner of a parcel of land deeded to Camargo Greenspace LLC, in O.R. 10381 Page 2525, also being known as Hamilton County Parcel 525-0021-0037, and being on the westerly right-of-way of Camargo Road;

THENCE leaving the right-of-way of Camargo Road and continuing with the southerly line of Camargo Greenspace LLC, the following four courses:

1. North 79° 55' 31" West, 24.83 feet;
2. North 02° 03' 00" East, 193.19 feet;
3. North 02° 32' 23" East, 94.85 feet;
4. With a curve to the right, having an arc length of 225.43 feet, a radius of 4474.09 feet, and being subtended by a chord bearing of North 03° 54' 38" East, 225.40 feet, being the **TRUE POINT OF BEGINNING**;

THENCE leaving the easterly line with a new easement line through the B&O Railroad parcel, the following two courses:

1. South 69° 32' 06" West, 109.28 feet;
2. South 69° 23' 12" West, 1.53 feet, to the westerly line of B&O Railroad;

THENCE with the westerly line of B&O Railroad, with a curve to the right, having an arc length of 11.06 feet, a radius of 4574.09 feet and being subtended by a chord bearing North 04° 49' 08" East, 11.06 feet;

THENCE leaving the westerly line with a new easement line through the B & O Railroad parcel North 69° 32' 06" East, 110.94 feet to the easterly line of B&O Railroad;

THENCE with the easterly line of B&O Railroad, with a curve to the left, having an arc length of 11.12 feet, a radius of 4474.09 feet and being subtended by a chord bearing South 05° 25' 31" West, 11.12 feet to **THE TRUE POINT OF BEGINNING**.

This easement area **CONTAINS 1,109 SQUARE FEET**, more or less, and being subject to all legal highways and any and all easements of record.

The above description was prepared on June 12, 2020 and is based on a survey made under my direct supervision of Gregory Barker, Ohio Registration No. S-8656, beginning in November 2019. The bearings are based on the Ohio State Planed Coordinate System, South Zone Grid, NAD '83, per GPS observations.

RA Consultants, LLC
10856 Kenwood Road
Cincinnati, Ohio 45242



Gregory Barker

7/1/2021

Greg Barker, P.S.

Date

EXHIBIT - D**BALTIMORE & OHIO RAILROAD COMPANY**

525-0021-0045

Temporary Easement "T2"**Temporary Easement for Construction**

A temporary easement together with the right of entry and re-entry for construction purposes. Said easement shall terminate when the project, Proposed S.S. No. 5933 is completed and accepted by the Metropolitan Sewer District of Cincinnati. Said easement shall be in and upon the following described lands:

Generally located in Section 11, Town 4, Fractional Range 2, Miami Purchase, Columbia Township, City of Madeira, Hamilton County, Ohio, being part of that land as conveyed to Baltimore & Ohio (B&O) Railroad Company in DB 2395 Page 534 of the Hamilton County Ohio Recorders Office, and being more particularly described as follows:

All bearings are based on NAD83 per GPS observations.

COMMENCING in the southeast corner of a parcel of land deeded to Camargo Greenspace LLC, in O.R. 10381 Page 2525, also being known as Hamilton County Parcel 525-0021-0037, and being on the westerly right-of-way of Camargo Road;

THENCE leaving the right-of-way of Camargo Road and continuing with the southerly line of Camargo Greenspace LLC, the following five courses:

1. North 79° 55' 31" West, 24.83 feet;
2. North 02° 03' 00" East, 193.19 feet;
3. North 02° 32' 23" East, 94.85 feet;
4. With a curve to the right, having an arc length of 249.11 feet, a radius of 4474.09 feet, and being subtended by a chord bearing of North 04° 03' 44" East, 249.07 feet;
5. With a curve to the right, having an arc length of 9.70 feet, a radius of 2478.62 feet, and being subtended by a chord bearing of North 05° 30' 22" East, 9.70 feet, being the **TRUE POINT OF BEGINNING**;

THENCE leaving the easterly line with a new easement line through the B&O Railroad parcel, South 69° 32' 06" West, 111.16 feet to the westerly line of B&O Railroad;

THENCE with the westerly line of B&O Railroad, with a curve to the right, having an arc length of 39.02 feet, a radius of 4574.09 feet and being subtended by a chord bearing North 05° 24' 36" East, 39.02 feet;

THENCE continuing with the westerly line of B&O Railroad, with a curve to the right, having an arc length of 253.56 feet, a radius of 2578.62 feet and being subtended by a chord bearing North 08° 12' 58" East, 253.46 feet;

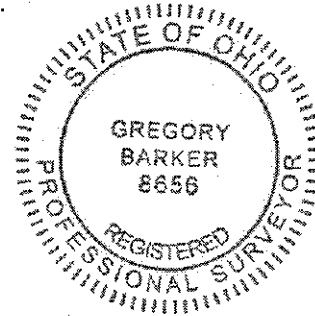
THENCE leaving the westerly line with a new easement line through the B & O Railroad parcel South 78° 58' 01" East, 100.00 feet to the easterly line of B&O Railroad;

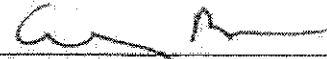
THENCE with the easterly line of B&O Railroad, with a curve to the left, having an arc length of 234.26 feet, a radius of 2478.62 feet and being subtended by a chord bearing South 08° 19' 32" West, 234.17 feet to **THE TRUE POINT OF BEGINNING**.

This easement area **CONTAINS 26,343 SQUARE FEET**, more or less, and being subject to all legal highways and any and all easements of record.

The above description was prepared on June 12, 2020 and is based on a survey made under my direct supervision of Gregory Barker, Ohio Registration No. S-8656, beginning in November 2019. The bearings are based on the Ohio State Planed Coordinate System, South Zone Grid, NAD '83, per GPS observations.

RA Consultants, LLC
10856 Kenwood Road
Cincinnati, Ohio 45242





Greg Barker, P.S.

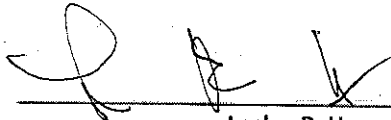
01/27/2025

Date

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 this 6 day of February, 2025.

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 6 day of February, 2025.



Lesley R. Hervey, Clerk
Board of County Commissioners
Hamilton County, Ohio