



**BOARD OF COUNTY COMMISSIONERS
WARREN COUNTY, OHIO**

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***C. MICHAEL KILBURN
PAT ARNOLD SOUTH
DAVID G. YOUNG***

**BOARD OF COUNTY COMMISSIONERS
WARREN COUNTY, OHIO**

MINUTES: Regular Session – February 6, 2007

The Board met in regular session pursuant to adjournment of the January 30, 2007, meeting.

David G. Young - present

Pat Arnold South - present

C. Michael Kilburn - present

Tina Davis, Clerk – present

- 07-175 A resolution was adopted to authorize the County Administrator to file an Application Certification of Eligibility and other required documents in order for Warren County to apply for a Dept. of Justice, Office of Violence Against Women Grant to encourage Arrest Policies and Enforcement of Protection Orders Program. Vote: Unanimous
- 07-176 A resolution was adopted to Create the Warren County Port Authority, and provide for the Organization thereof.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – nay
- 07-177 A resolution was adopted to approve and authorize the Demotion and a Salary Decrease for Anita Powell, Eligibility Referral Specialist II, within the Department of Job and Family Services, Human Services Division.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-178 A resolution was adopted to approve end of 120-day Probationary Period and approve a Pay Increase for Johnnie Adams, Mobile Data Systems Technician, within the Telecommunications Department.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

- 07-179 A resolution was adopted to approve end of 120-day Probationary Period and approve a Pay Increase for Samantha Gambill, Billing Clerk I, within the Water and Sewer Department.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-180 A resolution was adopted to authorize Publication of Notice of Public of a Finding of No Significant Impact on the Environment and Notice to Public of Request for Release of Funds relative to the Fiscal Year 2006 Community Development Block Grant Formula Program.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-181 A resolution was adopted to Modify Rules and Regulations - Warren County Water and Sewer Department.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-182 A resolution was adopted to Establish Minimum Bi-Monthly Water and Sewer Charges for Kings School District Properties.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-183 A resolution was adopted to Determine the Necessity of the Improvements, Accepting the Surveys, Plans, Profiles, Cross-Sections, Estimates of Cost, Estimated Assessment and Specifications for the Improvements, Determining to Proceed with the Improvements along Bunnell Hill Road and Accepting the Petition, Statement and Waiver in connection with said Improvements.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-184 A resolution was adopted to Advertise for Bids for the Bunnell Hill Road Realignment Project.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-185 A resolution was adopted to authorize the President of this Board to sign an Agreement Conveying an Easement to the City of Lebanon.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-186 A resolution was adopted to enter into an Easement Agreement with HCDC Real Estate Holdings II, LLC “Grantor” for a Temporary Construction Easement, for the Grandin Road Improvement Project.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-187 A resolution was adopted to enter into an Exclusive and Permanent Highway Easement and a Temporary Construction Easement with Ernest M. Irwin (Grantor) for the Grandin Road Widening Project.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

- 07-188 A resolution was adopted to approve and authorize Warren County Telecommunications to enter into a Contract with Motorola, Inc.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-189 A resolution was adopted to approve and authorize Warren County Telecommunications to extend Maintenance Agreement SA-002070-000 with Motorola, Inc. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-190 A resolution was adopted to approve and authorize the President of the Board to enter into a Customized Training Agreement with Advics Manufacturing of Ohio to provide and/or coordinate customized training within the Incumbent Worker Project. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-191 A resolution was adopted to approve and authorize the President of the Board to enter into a Memorandum of Understanding with Advics Manufacturing of Ohio to implement an Incumbent Worker Training Project.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-192 A resolution was adopted to approve and enter into a Service Agreement with Miami Valley Regional Crime Laboratory for Modern Crime Detection Services for the Warren County Sheriff's Office.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-193 A resolution was adopted to approve a Street and Appurtenances Bond Release for Design Properties VII for completion of improvements in Calloway Farms, Phase 2, situated in Turtlecreek Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-194 A resolution was adopted to approve Natalie Drive and Marietta Drive in Calloway Farms, Phase 2 for public maintenance by Turtlecreek Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-195 A resolution was adopted to Amend Resolution #06-2121 adopted December 14, 2006, to accept Wetherfield, Section Three for public maintenance by Hamilton Township. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-196 A resolution was adopted to approve Bond Release for Heartland, Ltd. for completion of improvements in Hildebrant Circle, Phase II, situated in Hamilton Township. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-197 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Long Cove, LLC for Long Cove Phase 2A in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

- 07-198 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Agreement Release with Long Cove, LLC for Long Cove Phase 1B in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-199 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Long Cove, LLC for Long Cove, Phase 1C in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-200 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Greens of Bunnell Hill LLC for the Greens of Bunnell Hill, Section 1 in Clearcreek Township. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-201 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Rhein Interests, LLC for Rosemont South Subdivision One in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-202 A resolution was adopted to enter into Erosion Control Bond Agreement with Deerfield Towne Center Village Square, LLC. for improvements in the Village Square, Deerfield Towne Center situated in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-203 A resolution was adopted to enter into Sidewalk Security Agreement with Greens of Kings Meadow, LLC for installation of certain improvements in Kings Meadow situated in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-204 A resolution was adopted to enter into a Subdivision Public Improvement Performance and Maintenance Security Agreement with Greens of Kings Meadows situated in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-205 A resolution was adopted to enter into Street and Appurtenances Security Agreement with Greens of Kings Meadow, LLC for installation of certain improvements in King’s Meadow, situated in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-206 A resolution was adopted to enter into Erosion Control Bond Agreement with Greens of Kings Meadows, LLC for improvements in King’s Meadow, situated in Deerfield Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

- 07-207 A resolution was adopted to enter into Sidewalk Security Agreement with Dixon Eagle's Pointe, LLC for installation of certain improvements in Eagle's Pointe, Section 1, situated in Hamilton Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-208 A resolution was adopted to enter into Street and Appurtenances Security Agreement with Dixon Eagles Pointe, LLC for installation of certain improvements in Eagles Pointe, Section 1, situated in Hamilton Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-209 A resolution was adopted to enter into a Subdivision Public Improvements Performance and maintenance Security Agreement with Dixon Eagles Pointe, LLC for installation of certain improvements in Eagle's Pointe, Section 1, situated in Hamilton Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-210 A resolution was adopted to enter into Erosion Control Bond Agreement with Dixon Eagle's Pointe, LLC for improvements in Eagle's Pointe, Section 1 situated in Hamilton Township.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-211 A resolution was adopted to approve following Record Plats.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-212 A resolution was adopted to approve various Refunds.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-213 A resolution was adopted to approve Appropriation Decreases within various Funds. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-214 A resolution was adopted to approve Appropriation Adjustment from Commissioners Fund #101-1110 into Sheriff's Fund #101-2210.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-215 A resolution was adopted to approve Appropriation Adjustment from County Commissioners' Fund #101-1110 into Probate Court Fund #101-1250.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-216 A resolution was adopted to approve Appropriation Adjustment within Emergency Services / Communications Center Fund #101-2850, Emergency Services / EMA Fund #264.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

- 07-217 A resolution was adopted to approve Appropriation Adjustment within Garage Fund #101-1620. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn
- 07-218 A resolution was adopted to approve Appropriation Adjustment within Clerk of Courts' General Fund #101-1260.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-219 A resolution was adopted to approve Appropriation Decreases with various Funds. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-220 A resolution was adopted to approve Supplemental Appropriation within the Warren County Human Services Fund #203.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-221 A resolution was adopted to approve a Supplemental Appropriation within Common Pleas Court Fund #289.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-222 A resolution was adopted to approve Appropriation Adjustment within Sheriff's Office Fund #101-2200.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 07-223 A resolution was adopted to authorize payment of Bills.
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

DISCUSSIONS

Rachel Hutzal, Prosecutor, was present for a work session to discuss Victim Services Funding.

Mrs. Hutzal explained the state mandate to provide victim services and stated her plan to request participation in funding from the various municipalities that utilize their victim witness services as well as apply for a grant from the Department of Justice to help fill the funding gap. She explained the proposed grant application to include a portion of staff salary as well as funding for the NOAH program. She then stated that Board of Commissioner approval is necessary to go forward with the grant application.

Upon discussion, the Board resolved (Resolution #07-175) to approve and authorize the submittal of the grant application but stated their reservations relative to the NOAH program. They then clarified that they may not continue funding through general fund if the grant application is approved and then discontinued.

Tiffany Miller, Office of Management and Budget, was present to introduce the new hires for the month of January.

Kimm Coyner, Economic Development Director, was present along with Don Motley, Taft Stettinius and Hollister, to present legislation to create a Warren County Port Authority with the scope of authority that the Board outlined in a previous work session.

Mr. Motley then reviewed the scope and stated that the Port Authority will have no eminent domain powers.

Upon further discussion, the Board resolved (07-176) to create the Warren County Port Authority with Mr. Kilburn voting nay.

Richard Renneker, Sanitary Engineer, was present and discussed the following issues:

1. Modification of the rules and regulations of the Warren County Water and Sewer Department relative to clarification of County maintenance responsibility and homeowner maintenance responsibility.
 2. Charges billed to municipalities for collection of fees on water/sewer bills.
 3. Permission to post Dave Dawsons' position prior to his notice of retirement.
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Neil Tunison, County Engineer, was present for a work session to discuss potential RID projects as well as Fund 451 (General fund-Commissioner funded) projects.

Commissioners Kilburn exited the meeting at 11:57 a.m.

Jim Aumann, Treasurer, was present along with Jim Spaeth, Clerk of Courts, for a meeting of the Investment Advisory Board and presented the following information as of December 31, 2006:

Total Agency Securities	\$68,104,478
Total Bank CD's	\$34,500,000
Total LCNB Asset Management	\$17,248,278
Total 5/3 Asset Management	\$28,409,433
Total S.T.A.R. Ohio	\$ 5,868,358
Total Various Purpose Sp. Assess. GO Bonds	\$ 269,412
Total Accounts	\$154,399,959
Total YTD Interest from all sources added to General Fund	\$ 7,480,247

On motion, upon unanimous call of the roll, the Board accepted and approved the consent agenda.

Upon motion the meeting was adjourned.

David G. Young, President

Pat Arnold South

C. Michael Kilburn

I hereby certify that the foregoing is a true and correct copy of the minutes of the meeting of the Board of County Commissioners held on February 6, 2007, in compliance with Section 121.22 O.R.C.

Tina Davis, Clerk
Board of County Commissioners
Warren County, Ohio