



**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 – May 25, 2010

The Board met in regular session pursuant to adjournment of the May 18, 2010, meeting.

David G. Young - present

Pat Arnold South - present

C. Michael Kilburn - present

Tina Davis, Clerk - present

Minutes of the May 6, and May 11, 2010 meetings were read and approved.

- 10-0710 A resolution was adopted to designate Family and Medical Leave of Absence to Nick Yeazel, Radio Installer/Tech II, within the Telecommunications Department. Vote: Unanimous
- 10-0711 A resolution was adopted to enter into Agreement with Richard and Diana Nixon for Water Service to property at 677 E. Fosters-Maineville Road. Vote: Unanimous
- 10-0712 A resolution was adopted to approve Amendment to the Site Plan Review Application approved August 17, 2004 for Joy Outdoor Education Center in Washington Township. Vote: Unanimous
- 10-0713 A resolution was adopted to approve and authorize the Board to enter into an Agreement with Motorola on behalf of Warren County Telecommunications. Vote: Unanimous
- 10-0714 A resolution was adopted to authorize the President of this Board to sign a Satisfaction of Mortgage for Holly Toole. Vote: Unanimous

- 10-0715 A resolution was adopted to declare various items within Engineer's Office, Drug Task Force, Building Services, County Court and Building/Zoning as surplus and authorize the disposal of said items. Vote: Unanimous
- 10-0716 A resolution was adopted to approve Notice of Intent to Award Contract for the 1.0 Million Gallon Dearth Elevated Storage Tank and Booster Station Building Protective Coatings Project to M.K. Painting, Inc. Vote: Unanimous
- 10-0717 A resolution was adopted to approve and authorize the President of the Board to enter into a Youth Worksite Agreement on behalf of Workforce One of Warren County. Vote: Unanimous
- 10-0718 A resolution was adopted to Affirm "Then and Now" request pursuant to Ohio Revised Code 5705.41(d)(1). Vote: Unanimous
- 10-0719 A resolution was adopted to approve and enter into an Agreement with Robert Smith on behalf of the Warren County Juvenile Court for a Summer School Teacher for Warren County Juvenile Detention Center. Vote: Unanimous
- 10-0720 A resolution was adopted to approve and enter into an Agreement with Lance Runion on behalf of the Warren County Juvenile Court for a Summer School Teacher for Mary Haven Youth Center. Vote: Unanimous
- 10-0721 A resolution was adopted to approve and enter into an Agreement with Carletta Jacobs on behalf of the Warren County Juvenile Court for a Summer School Teacher for Mary Haven Youth Center. Vote: Unanimous
- 10-0722 A resolution was adopted to approve and enter into an Agreement with Megan Miller on behalf of the Warren County Juvenile Court for a Summer School Teacher for Warren County Juvenile Detention Center. Vote: Unanimous
- 10-0723 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 10-0724 A resolution was adopted to Advertise for Bids for the Greentree Road Improvements - Phase One Project. Vote: Unanimous
- 10-0725 A resolution was adopted to enter into Contract with Dura Mark Inc. for the 2010 Striping Project. Vote: Unanimous
- 10-0726 A resolution was adopted to enter into a Renewal Agreement, effective January 1, 2010, with Express Scripts, Inc. for Services relative to the Warren County Prescription Plan. Vote: Unanimous
- 10-0727 A resolution was adopted to acknowledge payment of Bills. Vote: Unanimous

- 10-0728 A resolution was adopted to approve a Street and Appurtenances Bond Release for Butterworth Properties, LLC for completion of improvements in Butterfield Park, Section 2 situated in Hamilton Township. Vote: Unanimous
- 10-0729 A resolution was adopted to approve a Sidewalk Bond Release for Butterworth Properties, LLC, for completion of improvements in Butterfield Park, Section 2 situated in Hamilton Township. Vote: Unanimous
- 10-0730 A resolution was adopted to approve Linford Circle, Greenstem Drive, Stableview Circle, Durbin Terrace, and Hamlin Drive in Butterfield, Section 2 for public maintenance by Hamilton Township. Vote: Unanimous
- 10-0731 A resolution was adopted to approve a Street and Appurtenances Bond Release for Butterworth Properties, LLC for completion of improvements in Butterfield Park, Section 3 situated in Hamilton Township. Vote: Unanimous
- 10-0732 A resolution was adopted to approve a Sidewalk Bond Release for Butterworth Properties, LLC, for completion of improvements in Butterfield Park, Section 3 situated in Hamilton Township. Vote: Unanimous
- 10-0733 A resolution was adopted to approve Linford Circle in Butterfield, Section 3 for public maintenance by Hamilton Township. Vote: Unanimous
- 10-0734 A resolution was adopted to approve Sunny Drive, Glenstone Way and Rosebrook Way in Rosemont South for public maintenance by Deerfield Township. Vote: Unanimous
- 10-0735 A resolution was adopted to approve an Appropriation Adjustment within Prosecutor Fund 101-1150. Vote: Unanimous
- 10-0736 A resolution was adopted to approve Appropriation Adjustment within Common Pleas Probation Fund #101-1223. Vote: Unanimous
- 10-0737 A resolution was adopted to approve Appropriation Adjustment from Commissioners General Fund #101-1110 into Common Pleas Probation Fund #101-1223. Vote: Unanimous
- 10-0738 A resolution was adopted to approve Appropriation Adjustment within Veteran's Fund #101-5220. Vote: Unanimous
- 10-0739 A resolution was adopted to approve Appropriation Adjustments within Common Pleas Court Fund #284 and Children Services Fund #273. Vote: Unanimous
- 10-0740 A resolution was adopted to authorize payment of Bills. Vote: Unanimous

- 10-0741 A resolution was adopted to declare Providence 1, LLC. to be in Default in the Performance and Maintenance of all public improvements in the Providence Subdivision Section I, Phase I, and the Providence Subdivision Section I, Phase II, and the associated Subdivision Frontage Improvements to Stephens Road; authorize Notice of Default to the Surety Company along with the Board's intent to apply the Performance and/or Maintenance Bonds to complete and/or maintain unapproved improvements and to pursue deficiencies per the terms of Security Agreement No.'s 06-029 (P), 07-040 (P), (Resolution 07-2114 - Erosion Control), (Resolution 06-1539 - Erosion Control), and 08-003 (P). Vote: Unanimous
- 10-0742 A resolution was adopted to acknowledge payment of Bills.
Vote: Mrs. South - yea; Mr. Young - yea; Mr. Kilburn - nay
- 10-0743 A resolution was adopted to approve Supplemental Appropriation within the Workforce Investment Act Fund #258.
Vote: Mrs. South - yea; Mr. Young - yea; Mr. Kilburn - nay
- 10-0744 A resolution was adopted to approve Expense Adjustments within the One-Stop Business and Employment Center Fund #258.
Vote: Mrs. South - yea; Mr. Young - yea; Mr. Kilburn - nay
- 10-0745 A resolution was adopted to Waive Electrical Inspection Fee for Southern Ohio Church of God in Union Township. Vote: Unanimous

DISCUSSIONS

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

James Aumann, Treasurer, and James Spaeth, Clerk of Courts, were present for a meeting of the Investment Advisory Board and presented the following information as on March 31, 2010:

Total Agency Securities	\$ 70,469,076
Total Bank CD's	\$ 24,000,000
LCNB Asset Management	\$ 22,841,738
5/3 Asset Management	\$ 24,245,232

STAR Ohio	\$ 83,651,698
Various Purpose Sp. Assessment GO Bonds	\$ 2,586,816
Total Accounts	\$227,794,560
YTD Interest to General Fund	\$ 1,102,213

There was discussion relative to the interest income that is anticipated for this year as well as next year being significantly down.

The Board stated the need to either maintain the same level of appropriation for next year or possibly even cut an additional 5 – 10% based upon anticipated revenue at the end of the year.

The Board met this 25th day of May 2010 to consider the declaration of default within Providence Subdivision, Section 1 in Hamilton Township.

Neil Tunison, County Engineer, stated that there are sufficient bond amounts in place to cover the needed improvements. He then stated that the lots within this section that are owned by the developer are in process of being foreclosed upon.

Upon further discussion, the Board resolved (Resolution #10-0741) to declare Providence 1, LLC. to be in Default in the Performance and Maintenance of all public improvements in the Providence Subdivision Section I, Phase I, and the Providence Subdivision Section I, Phase II, and the associated Subdivision Frontage Improvements to Stephens Road; authorize Notice of Default to the Surety Company along with the Board's intent to apply the Performance and/or Maintenance Bonds to complete and/or maintain unapproved improvements and to pursue deficiencies per the terms of Security Agreement No.'s 06-029 (P), 07-040 (P), (Resolution 07-2114 - Erosion Control), (Resolution 06-1539 - Erosion Control), and 08-003 (P).

The Board discussed the proposed agreements for geotechnical engineer as needed for the future Common Pleas Court Addition and the Juvenile Justice Center Expansion projects.

Upon discussion, the Board determined not to proceed with the expenditure at this time due to the budget issues discussed earlier with the Treasurer.

Sheriff Sims was present along with Jake Jones, Building Services Director, and Tiffany Zindel, OMB Director, to discuss the jail project relative to required building changes and additional staffing needed to accommodate the recently approved double bunking within the jail.

The Sheriff stated that the male inmates will go from 162 to 215 and the females will go from 37 to 66.

He stated that the double bunking will require an additional five employees upon completion for a total proposed staffing cost of \$350,697.67.

The then reviewed the construction requirements as follows:

1. Booking Room—Repair and design changes to booking counter and surrounding area.
2. Laundry Room—Any necessary changes required to accommodate one additional washer and dryer.
3. Max-Pod and Orientation Pod—Add 2nd bunk in all but six cells, relocate cameras and add additional shower.
4. Medium-Pod—Add 2nd bunk to all but six cells, remove doors or lock in open position, address need for sound baffling due to proximity of female pod, lighting changes, add 2nd floor railing to attach to ceiling, design and build control room.
5. MSJ-Pod—Add 13 additional bunk, paint and carpet
6. Inmate Property Storage—accommodate storage in something other than lockers to allow space for additional storage
7. Paint, repair and/or replace carpeting as needed throughout the entire facility.

The Board expressed their sincere appreciation to Butler County for the ability to house inmates in their facility these past few years and also stated their appreciation for the offer to accommodate any future prisoner housing needs in their facility.

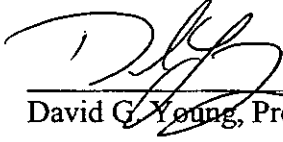
The Board then stated their appreciation to Sheriff Sims for his proactive approach in requesting the approval of the double bunking from the State of Ohio.

There was discussion relative to any impending need to expand the jail since the double bunking has been approved.

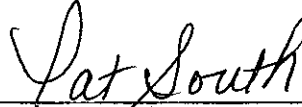
Sheriff Sims stated that there is neither need nor plans to expand the jail.

On motion, upon unanimous call of the roll, the Board entered into executive session at 10:25 a.m. to discuss pending litigation (UTS/Winton Transportation) with the Prosecutor's Office pursuant to Ohio Revised Code Section 121.22 (G)(3) and exited at 11:40 a.m.

Upon motion the meeting was adjourned.



David G. Young, President

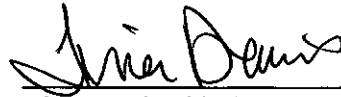


Pat Arnold South



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 May 25, 2010, in compliance with Section 121.22 O.R.C.



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