



**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 – August 24, 2010

The Board met in regular session pursuant to adjournment of the August 17, 2010, meeting.

David G. Young - present

Pat Arnold South - present

C. Michael Kilburn - absent

Tina Davis, Clerk - present

- 10-1195 A resolution was adopted to designate Extended Illness Leave to Peggy Schuler, Custodial Worker I, within the Building Services Department. Vote: Unanimous
- 10-1196 A resolution was adopted to accept Resignation, due to Retirement, of Darla McKay, Clerical Specialist II, within the Department of Job and Family Services, Human Services Division, effective October 31, 2010. Vote: Unanimous
- 10-1197 A resolution was adopted to accept the Resignation of Heather Dankovich, Investigative Caseworker I, within Warren County Job and Family Services, Children Services Division, effective August 27, 2010. Vote: Unanimous
- 10-1198 A resolution was adopted to authorize the Posting of the "Investigative Caseworker I, II and III" positions, within the Department of Job and Family Services, Children Services Division, in accordance with the Warren County Personnel Policy Manual, Section 2.02(a). Vote: Unanimous
- 10-1199 A resolution was adopted to authorize the posting of the "Foster Care/Adoption Supervisor" positions, within the Department of Job and Family Services, Children Services Division, in accordance with the Warren County Personnel Policy Manual, Section 2.02(a). Vote: Unanimous

- 10-1200 A resolution was adopted to approve Time Extension for the Co-Op Position, Environmental Technician, within the Warren County Water and Sewer Department. Vote: Unanimous
- 10-1201 A resolution was adopted to Award the Bid for the Sale of Various Scrap Metal. Vote: Unanimous
- 10-1202 A resolution was adopted to declare an emergency and waive competitive bidding process for emergency repair of the Chain Link Perimeter Fence at the Warren County Jail. Vote: Unanimous
- 10-1203 A resolution was adopted to declare various items within the Auditor's Office and County Court as surplus and authorize the disposal of said items. Vote: Unanimous
- 10-1204 A resolution was adopted to Set Public Hearing to consider Adoption of Flood Damage Reduction Regulations. Vote: Unanimous
- 10-1205 A resolution was adopted for certification of Delinquent Water and/or Sewer Accounts - Warren County Water and Sewer Department. Vote: Unanimous
- 10-1206 A resolution was adopted to approve Chance Order #1 with Miller-Mason Paving Company for the 2010 Chip Seal Project. Vote: Unanimous
- 10-1207 A resolution was adopted to approve Easement Acquisition Compensation for State Route 122, 123 and 741 Waterline Replacement. Vote: Unanimous
- 10-1208 A resolution was adopted to approve and enter into an Electric/Telecommunication Easement Agreement with Duke Energy Ohio, Inc. for the Lower Little Miami Wastewater Treatment Plant Revised North Primary Power Feed. Vote: Unanimous
- 10-1209 A resolution was adopted to enter into an Easement Agreement with Thomas and Robin Shelton for a Permanent Drainage Easement for the Chamberlain Road Widening and Culvert Replacement Project. Vote: Unanimous
- 10-1210 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with C & S Contractors, Inc. for the Mason-Morrow-Millgrove Road and Riverside Lane Intersection Improvement Project. Vote: Unanimous
- 10-1211 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Daniel Pennington for the Bethany Road Widening Project. Vote: Unanimous

- 10-1212 A resolution was adopted to enter into a Temporary Easement Agreement and Corresponding Bill of Sale Agreement with Paul and Carol Sensbach for the Bethany Road Widening Project. Vote: Unanimous
- 10-1213 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Daniel T. and Barbara J. Hill for the Bethany Road Widening Project. Vote: Unanimous
- 10-1214 A resolution was adopted to enter into a Temporary Easement Agreement with Daniel Pennington and Lannette Dooley for the Bethany Road Widening Project. Vote: Unanimous
- 10-1215 A resolution was adopted to enter into a Temporary Easement Agreement with James L. and Nina F. Erjavec for the Bethany Road Widening Project. Vote: Unanimous
- 10-1216 A resolution was adopted to enter into a Temporary Easement Agreement with Crooked Tree Ltd for the Bethany Road Widening Project. Vote: Unanimous
- 10-1217 A resolution was adopted to enter into a Temporary Easement Agreement with Crooked Tree Ltd for the Bethany Road Widening Project. Vote: Unanimous
- 10-1218 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Crooked Tree, Ltd. for the Bethany Road Widening Project. Vote: Unanimous
- 10-1219 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 10-1220 A resolution was adopted to approve a Sidewalk Bond Reduction for J.P.S. Development, LLC, for completion of improvements in Saddlebrook, Section 3 in Hamilton Township. Vote: Unanimous
- 10-1221 A resolution was adopted to approve a Street and Appurtenances Bond Release for Countrytyme Lebanon, Ltd. for completion of improvements in Haines Meadow Subdivision situated in Wayne Township. Vote: Unanimous
- 10-1222 A resolution was adopted to approve Thomas Drive, Valdosta Way and Seminole Trace in Haines Meadow for public maintenance by Wayne Township. Vote: Unanimous
- 10-1223 A resolution was adopted to approve a Street and Appurtenances Bond Release for Countrytyme Lebanon, Ltd. for completion of improvements in the Woods of Middleboro, Section One situated in Washington Township. Vote: Unanimous

- 10-1224 A resolution was adopted to approve Flint Trail Drive at the Woods of Middleboro, Section One for Public Maintenance by Washington Township. Vote: Unanimous
- 10-1225 A resolution was adopted to approve a Street and Appurtenances Bond Release for Countrytyme Lebanon, Ltd. for completion of improvements in the Woods of Middleboro, Section Two situated in Washington Township. Vote: Unanimous
- 10-1226 A resolution was adopted to approve Flint Trail Drive at the Woods of Middleboro, Section Two for public maintenance by Washington Township. Vote: Unanimous
- 10-1227 A resolution was adopted to approve an Operating Transfer within Sewer Revenue Fund 580 into Fund No. 575-3371 Sewer Lift Station Upgrade. Vote: Unanimous
- 10-1228 A resolution was adopted to approve a Cash Advance from County Motor Vehicle Fund #202 into Bethany Road Widening Project Fund 490. Vote: Unanimous
- 10-1229 A resolution was adopted to approve a Supplemental Appropriation into Crime Victim Grant Fund #245-2450. Vote: Unanimous
- 10-1230 A resolution was adopted to approve Supplemental Appropriation into Community Corrections Monitoring Fund #262. Vote: Unanimous
- 10-1231 A resolution was adopted to approve Appropriation Decreases within various Funds. Vote: Unanimous
- 10-1232 A resolution was adopted to approve appropriation Adjustment within Franklin Municipal Court Fund #101-1271. Vote: Unanimous
- 10-1233 A resolution was adopted to approve an Appropriation Adjustment within the Workforce Investment Act Fund 258. Vote: Unanimous
- 10-1234 A resolution was adopted to approve Appropriation Adjustment within the Workforce Investment Act Fund 258-5800. Vote: Unanimous
- 10-1235 A resolution was adopted to approve an Appropriation Adjustment within Prosecutor Fund #245-2450. Vote: Unanimous
- 10-1236 A resolution was adopted to approve Appropriation Adjustments within Probate/Juvenile Fund #101-1250, Engineer Fund #202, Children Services Fund #273 and Sheriff's Fund #101-2200 and Supplemental Appropriation Adjustment into Sheriff's Fund #630. Vote: Unanimous

- 10-1237 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 10-1238 A resolution was adopted to approve the Site Plan Review Application of Tony and Mindy Moore/ Cardinal Landscaping, Turtlecreek Township.
Vote: Unanimous
- 10-1239 A resolution was adopted to Create Rates and Charges for the County Storm Water Management District No. 1 in accordance with Section 6117 of Ohio Revised Code. Vote: Unanimous
- 10-1240 A resolution was adopted to acknowledge payment of Bills. Vote: Unanimous
- 10-1241 A resolution was adopted to approve Amendment #4 to the Warren County FY 2008 Neighborhood Stabilization Program and Authorize the President of Vice President of this Board to sign documents relative thereto. Vote: Unanimous

DISCUSSIONS

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

Mike Yetter, Zoning Supervisor, was present for the site plan review application of Cardinal Landscaping, Tony and Mindy Moore, in Turtlecreek Township.

Mr. Yetter reviewed the location of the property and stated that the property is zoned Light Manufacturing "M-1". He then reviewed the comments and concerns from various departments and officials and stated his recommendation to approve the site plan review application subject to eight (8) conditions.

There was discussion relative to a portion of condition number eight regarding the need for a solid fence to buffer the adjacent property also zoned "M-1".

Upon discussion, the Board determined to eliminate the requirement for fencing except in the event that the adjacent residential property develops.

Upon further discussion, the Board resolved (Resolution #10-1238) to approve the site plan review application subject to eight conditions.

There was discussion relative to the request of CelluSite LLC for a waiver of the Rural Zoning Board of Appeals application fee.

The Board discussed the process which the company followed and determined that CelluSite LLC should pay the appeal application fee and, in the event the application is denied, they will reimburse the site plan review application fee which would no longer be applicable.

PUBLIC HEARING
CY 2011 RURAL TRANSIT PROGRAM

The public hearing to consider the grant application relative to the CY 2010 Rural Transit Program was convened this 24th day of August 2010, in the Commissioners' Meeting Room.

Jerry Haddix, Grants Coordinator, stated that the estimated operating cost for 2011 is \$1,088,543 which is a 25.5% decrease over the estimated cost for 2010. He then stated that the local share of the operating cost for 2011 is estimated at \$293,277 which is now from the 2010 estimated cost of \$434,892.


Mr. Haddix then stated that the capital purchase portion of the grant application included the replacement of eight (8) light transit vehicles with the 10% local share estimated at \$33,062.

Mr. Haddix stated that there is a 30 day comment period which begins upon close of the public hearing and that the grant application is due September 1, 2010.

Upon discussion, on motion, the public hearing was closed.

On motion, upon unanimous call of the roll, the Board entered into executive session at 9:40 a.m. to discuss pending litigation pursuant to Ohio Revised Code Section 121.22 (G)(3) and union negotiations pursuant to Ohio Revised Code Section 121.22 (G)(4) and exited at 10:18 a.m.

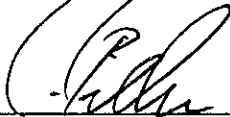
Upon motion the meeting was adjourned.



David G. Young, President

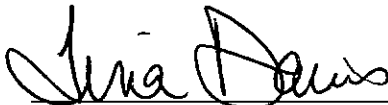


Pat Arnold South



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 August 24, 2010, in compliance with Section 121.22 O.R.C.



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